

COUNCIL MEETING
MINUTES 07/23/96

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CACHE COUNTY COUNCIL MEETING MINUTES

July 23, 1996

The Cache County Council met in regular session on the 23rd day of July, 1996 in the Council Chambers at 120 North 100 West, Logan, Utah 84321.

ATTENDANCE

Council Chairman Sarah Ann Skanchy and Vice Chairman C. Larry Anhder were both absent and excused. Council members present were Guy Ray Pulsipher, Layne M. Beck, Jerry L. Allen and Darrel L. Gibbons. Councilman H. Craig Petersen was absent and excused.

Others present were: Cache County Executive, M. Lynn Lemon, Cache County Clerk, Stephen M. Erickson, Cache County Attorney, Scott Wyatt. Cache County Zoning Administrator, Lorene Greenhalgh, Cache County Administrative Assistant, Michael Nilson, Peggy Teuller, the Capitol Arts Alliance Director, members of the local news media and other interested Citizens.

CALL TO ORDER

Acting Chairman Councilman Darrel L. Gibbons called the meeting to order at 5:00 p.m. Gibbons welcomed all who were in attendance and excused the members of the Council who were absent.

INVOCATION

The invocation was given by County Executive M. Lynn Lemon.

AGENDA & MINUTES

The agenda for the meeting was discussed, adjusted and approved.

The minutes of the regular Council meeting held on July 9, 1996 and sent to all members of the Council were discussed, corrected and approved.

REPORT OF THE COUNTY EXECUTIVE

The County Executive M. Lynn Lemon reported on the following items:

1. Appointments:

Appointment: Downs, Cheryl to County Library Board

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A motion to approve the appointment was made by Councilman Pulsipher it was seconded and carried unanimously.

Appointment: Cone, Douglas C. to County Culinary Water Com.
Appointment: Lockmore, Tom to County Culinary Water Com.

A motion to approve the Culinary Water Committee appointments was made by Councilman Allen. It was seconded and carried unanimously.

Appointment: Jensen, James Nibley-Millville Cemetery Board

A motion to approve the appointment was made by Councilman Beck. It was properly seconded and passed unanimously.

Appointment: Lemon, M. Lynn to County Fire District Board
Appointment: Gibbons, Darrel L to Co. Fire District Board
Appointment: Pulsipher, Guy Ray to Co. Fire District Board

A motion to approve the Fire District Board members was made by Councilman Allen. It was seconded and carried unanimously.

2. Bear River Commission Public Hearing: Lemon reported that he had attended a public hearing on the Bear River Compact and those in attendance were mostly in favor of not opening the Bear River Compact to make any proposed changes in the compact. The County reserved the right to further make comment on the issue until time expires for commenting.

3. Logan Canyon Highway Bridges Public Hearing: Lemon reported on the public hearing on the bridge design for the bridges on the Logan Canyon highway project. Comments made on the bridge design were mostly positive. Construction will begin in March of 1997. The highway will continue to be open during the construction period.

4. Warrants: The warrants were presented to the County Clerk for filing.

RODEO QUEENS: INTRODUCTION

The 1996 Rodeo Queens & Jr Rodeo Queens were scheduled to be introduced to the Council. However, due to their commitment to the Days of 47 Rodeo and Horse parade in Salt Lake the Queens were unable to attend this meeting. Another time may be scheduled for their introductions.

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FAIR REPORT: ERICKSON, STEPHEN M.

The coordinator of the County Fair and County Clerk Stephen M. Erickson presented a report on the 1996 County Fair. A written report concerning the fair was discussed. Erickson stated that the cost of commercial booths were increased this year by 10% thinking that this would slow the demand for booth space at the fair. However, the 230 spaces have been sold and others are still wanting to have a booth. As of this date July 9, 1996 we have collected nearly \$19,000.00. The fence and other areas of concern were discussed.

(See attachment #1)

CAPITOL ARTS ALLIANCE QUARTERLY REPORT: TEULLER, PEGGY

The Director of the Capitol Arts Alliance, Peggy Teuller appeared before the Council to give a quarterly report on the Alliance's activities. Teuller reported that a part time public relations person has been hired to help at the Center. She thanked the Council for their help and invited them to attend the performances at the Center.

(See attachment #2)

RESOLUTION NO. 96-19: HUNTER EDUCATION BUILDING OWNERSHIP

The adoption of Resolution No. 96-19 will authorize the County Executive to negotiate with the State of Utah the ownership, operating and maintenance of the Cache County Hunter Education Building.

(See attachment #3)

Executive Lemon reported that he and Mike Nilson had met with a number of interested citizens concerning the proposal. Lemon said that they were in agreement that the State should operate and maintain the facility. Lemon is recommending that the State take over the facility and allow the county to recommend appointments to the Board. He will also request that the State give one day a week to the county for the Sheriffs Office for weapon practice etc.

A motion to adopt Resolution No. 96-19 was made by Councilman Pulsipher. It was properly seconded and carried unanimously.

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DEEP CANYON FARM SUBDIVISION PLAT APPROVAL: MAYNARD, GARY

The Council further discussed the Deep Canyon Farm Subdivision proposal requested by Gary Maynard. The County Zoning Administrator Lorene Greenhalgh presented a letter from the mayor of Mendon, Clifford E. Doolittle who apparently is against the proposed subdivision.

(See attachment #4)

Acting Council Chairman Gibbons said it is a mistake to approve any building permits until water for the homes have been developed. Other services were discussed and it was suggested that the matter be tabled until the next Council meeting.

A motion to table any action on the request until the next Council meeting when a decision must be made was made by Councilman Allen. It was seconded and carried unanimously.

PUBLIC HEARING: BUDGET OPENING-1996

A public hearing was convened by acting Chairman Gibbons at 6:05 p.m. to receive comment on making adjustments to the 1996 budget. Executive Lemon discussed the proposed changes and recommended the changes be approved. Public comment was asked for and none was given.

A motion to close the public hearing was made by Councilman Allen. It was seconded and carried unanimously.

Councilman Allen questioned the 10% increase in the building cleaning expenditures. Executive Lemon explained that the need for additional funds to clean the buildings are necessary. We have been under the proper dollar amount to clean the buildings for years and we have a need to pay more to receive better service.

RESOLUTION NO. 96-20: BUDGET ADJUSTMENTS-1996

The adoption of Resolution No. 96-20 will approve the adjustments to the 1996 budget in revenue and expenditure changes.

(See attachment No 5)

A motion to adoption Resolution No. 96-20 was made by Councilman Allen. It was properly seconded and carried unanimously.

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NON-URBAN HIGHWAYS PRIORITIES: DISCUSSION

Executive Lemon reported that he had been in contact with the State regarding non-urban highway priorities in the County. Lemon said that the state was not aware of the short divide road and how much that road is used. He will inform the state that the short divide road should be on the non-urban highway priorities list. The Council also discussed the need for Box Elder County to become involved in maintaining the short divide road. Acting Chairman Gibbon asked Executive Lemon to contact Box Elder County regarding the issue. Councilman Pulsipher said that the same thing is happening on the Avon to Liberty road. Weber County is not maintaining their portion of the road located in their county.

PUBLIC HEARING REOPENED:1996 BUDGET

Joyce Monson, from the audience requested to say something concerning the 1996 budget before the public hearing was closed. Acting Chairman Gibbons reopened the public hearing. Monson misunderstood what was going to be done to the 1996 budget when the previous public hearing was in session. She represented a number of concerned citizens in the audience from CAPSA who thought that they could ask for funding from the 1996 budget for their purpose. She was told that they should come to a public hearing in the fall when the 1997 budget is discussed.

A motion to close the reopened public hearing was made by Councilman Beck. It was seconded and carried unanimously.

ORDINANCE NO. 96-05: RESTAURANT TAX APPROVAL (1996-97) FIRST READING

Councilman Beck is suggesting that the restaurant tax allocation process be changed to better serve the public. Dispersion and utility of the fund was discussed.

Councilman Beck moved that discussion on the ordinance continue at the next council meeting and that the Ordinance be placed on the next agenda for second reading. It was seconded and carried unanimously.

SUBSTANCE ABUSE ADVISORY BOARD: DISCUSSION

Executive Lemon reported that Box Elder County has signed the Substance Abuse agreement. He told the County that any appointment to the Substance Abuse Board would be approved by them. Further discussion on substance abuse was tabled until the next Council meeting.

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PARADE: FESTIVAL OF THE AMERICAN WEST

The Council has been invited to ride in the Festival of the American West parade scheduled on July 27th at 10:00 a.m.. Members were encouraged to ride in the parade.

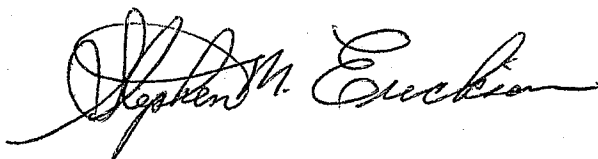
COUNCIL MEMBER REPORTS

Councilman Beck: Beck has been approached by citizens from Smithfield City concerning the police protection provided by the County Sheriff's department. The County Sheriff has increased the dollar amount that Smithfield will have to pay for police protection. Some City Council members have expressed concern about the number of hours of service provided under the contract between the City and County Sheriff's Office. Others in Smithfield have expressed a desire to form their own police department. The County Sheriff Sidney P. Groll will be asked to report to the Council concerning this issue and other matters.

Councilman Allen: Allen will be out of town when the next Council meeting is held and would like to be excused from that meeting.

ADJOURNMENT

No further business was presented for action or discussion and this meeting was adjourned at 6:40 p.m..



ATTEST: Stephen M. Erickson
Cache County Clerk



APPROVAL: Darrel L. Gibbons
Acting Council
Chairman

THE 1996 CACHE COUNTY FAIR REPORT

FROM THE OFFICE OF THE COUNTY CLERK

Fair dates is August 8, 9 & 10

Rodeo Queen introduction: Junior division only-the Rodeo Queen and attendants are representing the County at the Days of 47 Rodeo in SLC.

Rodeo: THE GREAT AMERICAN WEST RODEO WILL BE HELD ON THURSDAY, FRIDAY AND SATURDAY. Family night is Thursday, tickets are all general admission (5.00) and a family ticket will be sold for \$25.00. Friday & Saturday reserve seating is available costing \$8.00 and General Admission is \$6.00.

Commercial Booths-230 sold: See attachment

Fence: A portion of the fence around the grounds has been replaced.

Pay to get on grounds: The decision to pay to get into the Fair should be made by the Council for next year.

Centennial Farms: Those farms who have been in the same family for 100 years or more will be recognized on Thursday during the Farm Bureau Talent find at 6:00 p.m..

Mutton Bust: We need at least six Council members to pass out \$2.00 bills to the riders of the Mutton Bust.

THURSDAY

FRIDAY

SATURDAY



CAPITOL ARTS ALLIANCE

Ellen Eccles Theatre

Bullen Center

STATUS REPORT

Ellen Eccles Theatre and Bullen Center
For the period April 1, 1996 - June 30, 1996

July 23, 1996

Prepared by Peggy L. Tueller, Executive Director
Capitol Arts Alliance

Thank you for the opportunity to bring you up-to-date on the activities and status of the CAA. I am happy to say that the Board of Trustees and the administration have been very busy since my last report, and I am pleased with the results, which I herewith pass on to you.

General Operations

Ellen Eccles Theatre

During this quarter 3,724 people attended 7 public performances of 7 different productions, as follows:

CAA Presentations

SEVEN BRIDES FOR SEVEN BROTHERS - 1 show sponsored by NACO Industries

Just a Portion - 1 show - sponsored by the Utah Arts Council Performing Arts Tour

Renters

The Glenn Miller Orchestra - USU Sunburst Club - 1 show

Cache Youth Concert - 1 show

Providence River Heights Library Benefit - 1 show

Michael Ballam in Concert - UFOC - 1 show

Ozstatic - 1 show

The Bullen Center

CAA earned rental income from 14 seminars, 9 dinner parties, 7 weddings, 1 high school dance, The Governor's Conference, Art Camp and the Utah Festival Opera Company.

CAA Programming

Our fourteen attractions for the 1996-97 season are off and running. Lee Meriwether dropped out of MAME, but I am happy to say that Morgan Brittany has replaced her. If you watched "Dallas" on television, you will recognize her as the actress who played

Katherine Wentworth. The basic cost of the 14 attractions is \$136,465 with additional technical expenses of approximately \$5,000. This is in line with last year.

Capital Improvements

Painting of the facade of the Ellen Eccles Theatre and the Bullen Center was completed last May. The kiln roof was extended and repaired and silver seal was put on the new roofs. Roof replacement over the stage is scheduled for August. A tarp placed over the aluminum ventilation cap has temporarily corrected the leak on the stage. We have a bid to replace the cap. Montgomery Elevator was awarded the maintenance contract for the elevator. The ADA request for seating for the handicapped is in progress, and what we have planned should be in place by September 1. Curb alteration at the loading dock will be done if there is money left in the budget.

Development

As of June 30 the Development Committee raised \$45,000 in program sponsorships. We are considerably ahead of where we were last year at this time, and hopefully the momentum will not decrease. We also have \$4,000 committed for program ads, and we haven't yet followed up on half of our solicitations.

Marketing

The newly formed Marketing Committee comprised of three highly professional volunteers (Tamara Pluth, Ruth Ann Miller and Annette Herman), has met for two hours every week to put together a marketing plan to get the Theatre known and to make our attractions more appealing to the public and ultimately bring more business to the Theatre. Areas addressed are acknowledgment of past patrons, the season brochure, programs and general advertising strategy. I have hired an experienced part-time Public Relations Coordinator who will manage all facets of advertising placement and tracking, and who will oversee the programs, among other duties.

The Utah Preservation Magazine should be ready for distribution in August.

Fiscal Report

As you can see, the CAA audit for the years ended September 30, 1995 and 1994 has been completed, with satisfactory results. Another audit for the subsequent fiscal year is in progress because

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Status Report, July 23, 1996
Ellen Eccles Theatre and Bullen Center

we ended the 1996 fiscal year on June 30 in order to make our fiscal year the same as the Logan City's. Ultimately, having the same fiscal year as the City will greatly simplify our financial operations, although making the change is somewhat complex. I wish to publicly thank Bruce Cook and Dan Smith of Cook Dorigatti & Associates for their considerable efforts in facilitating our new accounting system and in assisting with the fiscal year change.

CACHE COUNTY

RESOLUTION NO. 96- 19

A RESOLUTION TO AUTHORIZE THE COUNTY EXECUTIVE TO ENTER INTO NEGOTIATIONS WITH THE STATE OF UTAH TO SEEK A RELEASE OF CACHE COUNTY'S OBLIGATIONS UNDER CERTAIN INTERLOCAL AGREEMENTS RELATING TO THE CACHE VALLEY HUNTER EDUCATION CENTER.

The County Council of Cache County, Utah, in a regular meeting, lawful notice of which has been given, and after having held a public hearing on the matter, finds that it is in the best interest of the people of Cache County that the County Executive enter into discussions with the State regarding the possibility of the State continuing to support the Center and releasing Cache County of its future obligation to be responsible for all operation and maintenance of the Cache County Hunter Education Center.

THEREFORE, the Cache County Council hereby adopts the following resolution:

BE IT RESOLVED that

SECTION 1:

The Cache County Executive is hereby instructed and authorized to enter into discussions with the State with the purpose of obtaining a release from the State of the County's obligation under various interlocal agreements that relate to the Cache County Hunter Education Center, specifically, the County's future obligation to be responsible for all operation and maintenance of the Center.

SECTION 2: EFFECTIVE DATE:

This resolution shall become effective immediately upon adoption.

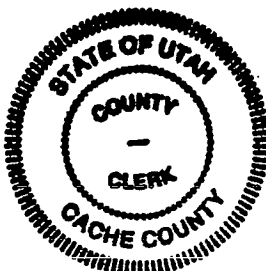
This resolution was adopted by the Cache County Council on the 23rd day of July, 1996.

CACHE COUNTY COUNCIL

By: *Darrel L. Gibbons*
~~Sarah Ann Skanchy~~ Darrel L. Gibbons
Acting Chairman

ATTEST TO:

Stephen M. Erickson
Stephen M. Erickson
Cache County Clerk



Mendon, Utah

July 23, 1996

To Cache Co. Planning & Zoning Committee,

As the Mayor of Mendon City I wish to express my concerns and the concerns of the Mendon City planning and zoning as well as several citizens who have approached me, about the proposed development to the west of Mendon, City.

1. We are not able or interested in providing services to the said development. This development will heavily impact Mendon streets and the residents that live on the streets. This street is a farm access road not a street.
2. We are concerned about this becoming a culdesac type situation which will really impact the residents of Mendon living on 2nd South.
3. Fire protection will suffer because of the location. Those people interested in building should consider how much protection 1 tanker of water is in a home fire.
4. Water is a huge issue. Present existing springs that are used for irrigation will have their integrity damaged with well drilling for these homes. These springs have already suffered during the

past 7-8 years of drought. Four of those years the springs dried up completely. What will happen to them when wells are drilled and the springs are tapped. Those citizens who already have rights on the springs need to be considered.

5. I am concerned about the sprawl of development in Cacte County that presently exists. I feel this sub-division would be just another example of put it where anybody has a mind too.

Because of the above mentioned concerned and several others that I have not expressed I feel I cannot in good conscience support or recommend the approval of this new sub-division.

Sincerely,
Chiff E. Abolittle

Mayor of Mendon City

BUDGET INCREASE

RESOLUTION NO. 96- 20

A RESOLUTION INCREASING THE BUDGET APPROPRIATIONS FOR CERTAIN COUNTY DEPARTMENTS.

The Cache County Council, in a duly convened meeting, pursuant to Sections 17-36-22 through 17-36-26, Utah Code Annotated, 1953 as amended, finds that certain adjustments to the Cache County budget for 1996 are reasonable and necessary; that the said budget has been reviewed by the County Auditor with all affected department heads; that a duly called hearing has been held and all interested parties have been given an opportunity to be heard; that all County Council has given due consideration to matters discussed at the public hearing and to any revised estimates of revenues; and that it is in the best interest of the County that these adjustments be made.

NOW THEREFORE, it is hereby resolved that:

Section 1.

The following adjustments are hereby made to the 1996 budget for Cache County:

see attached

Section 2.

Other than as specifically set forth above, all other matters set forth in the said budget shall remain in full force and effect.

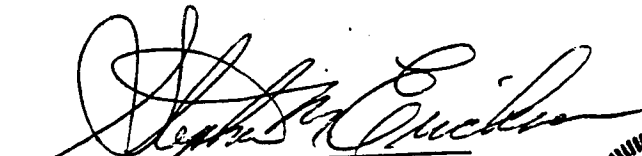
Section 3.

This resolution shall take effect immediately upon adoption and the County Auditor and other county officials are authorized and directed to act accordingly.

This resolution was duly adopted by the Cache County Council on the 23rd day of July, 1996.

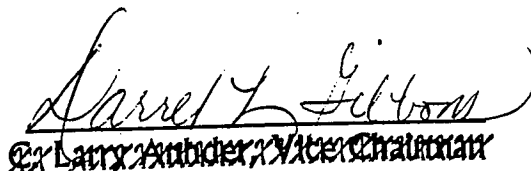
ATTESTED TO:

CACHE COUNTY COUNCIL



Stephen M. Erickson
Cache County Clerk





~~By Larry Audler, Vice Chairman~~
Darrel L. Gibbons acting Chair

ACCOUNT	DESCRIPTION	Recommended		Amended Budget	Reason for Change
		Current Budget	decrease DR		
10-36-90000	sundry revenue	(\$96,469)		(\$1,761)	insurance reimbd for totaled car
	Totals		\$0	(\$1,761)	
	Net adjustment			(\$1,761)	

FUND 10 General Fund Expenditures

ACCOUNT	DESCRIPTION	Recommended		Amended Budget	Reason for Change
		Current Budget	Increase DR		
10-4147-250	Surveyor - supp & maint	\$2,500		\$650	
10-4160-260	Bldg & Grts	\$20,200		\$2,000	repairs to GPS unit
10-4610-740	Extension - Equipment	\$280		\$1,761	increased contract cleaning & mowring to replace totaled car
10-4960-600	Sundry Expense	\$42,924		(\$2,650)	transfer to bldg & grts
	Totals		\$4,411	(\$2,650)	
	Net adjustment			\$1,761	

FUND 27 COUNTYWIDE PLANNING AND DEVELOPMENT FUND REVENUES

ACCOUNT	DESCRIPTION	Recommended		Amended Budget	Reason for Change
		Current Budget	decrease DR		
27-33-43000	MISC STATE GRANTS	\$0		(\$2,250)	DCED grant
	Totals		\$0	(\$2,250)	
	Net adjustment			(\$2,250)	

FUND 27 COUNTYWIDE PLANNING AND DEVELOPMENT FUND EXPENDITURES

ACCOUNT	DESCRIPTION	Recommended		Amended Budget	Reason for Change
		Current Budget	Increase DR		
27-4181-310	CPDO-PROF & TECHNICAL	\$1,500		\$2,250	Grant Demographics & printing
	Totals		\$2,250	\$0	
	Net adjustment			\$2,250	