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CACHE COUNTY COUNCIL MEETING MINUTES

August 11, 1998

The Cache County Council met in regular session on August 11, 1998 in the County Council Chambers located at 120 North 100 West, Logan, Utah 84321.

ATTENDANCE

Council Chairman, Darrel L. Gibbons and Vice Chairman Cory Yeates were present. Council members present were: Layne M. Beck, Guy Ray Pulsipher, H. Craig Petersen, Sarah Ann Skanchy and C. Larry Anhder.

Others present were: County Executive, M. Lynn Lemon, County Clerk, Stephen M. Erickson, County Sheriff, Lynn Nelson, County Attorney, Scott Wyatt, County Zoning Administrator, Lorene Greenhalgh, County Water Policy Coordinator, Thad Erickson, Alison Thorne a member of the County Water Policy Advisory Board, members of the local news media and other interested citizens.

CALL TO ORDER

Chairman Gibbons, called the meeting to order at 5:00 p.m. and welcomed all who were in attendance. Members of the audience were asked to stand and introduce themselves.

INVOCATION

The invocation was given by Council member Sarah Ann Skanchy.

AGENDA & MINUTES

The agenda for the meeting was discussed and adjusted to delete item 9a, Adoption of an Ordinance to close 3700 North, until further negotiations with Hyde Park and information is received from the FAA.

The minutes of the regular Council meeting held on July 28, 1998 were discussed, corrected and approved.

REPORT OF THE COUNTY EXECUTIVE

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

COUNCIL MEETING
MINUTES 08/11/98

1. Planning Grant: A \$30,000.00 grant from the State to help re-write the County Land Use Plan has been approved. The grant is matched with \$30,000.00 from the County. A meeting will be held on the 14th of August, 1998 with County Planning Officials to begin the re-writing process. A proposal to hire a consulting firm will be reviewed at the meeting.

2. Jail House Needs: Meetings have been held with Box Elder County regarding contracting with them for our County Jail needs. They are negotiating a contract with Box Elder County to use fifteen beds in their new jail for six months. The Federal prison system is willing to pay them at least \$10.00 more per bed, but Box Elder wants to work with Cache County because we helped them house prisoners when they were building their new jail.

3. Building Needs Meetings: Lemon, will be meeting with the State Courts on August 13th to discuss the letter that Lemon sent regarding vacating the present building. On the 27th of August a meeting has been scheduled with the County, State Courts and State Legislatures to discuss court building needs and their intentions for the future.

4. Restricted Building Lots: A joint meeting with the County, Logan City and the Mayors Association will be held on the 12th of August at 7:00 a. m. to discuss restricted building lots and illegal subdivisions. They want to inform Title Companies and developers of their concerns.

5. Government Endorsement-Film Industry: The Bridgerland Travel Region is asking for Council Endorsement of the Northern Utah Film Commission. They want the County as a Governmental agency to sponsor them as an organization in Northern Utah's film industry.

(See attachment #1)

Council member Skanchy questioned the dues to join the organization. Skanchy wondered if the budget was already set for 1998, where the funding was coming from.

Councilman Anhder moved to support the Government Endorsement. It was seconded and passed on a vote of 5 "Yes" to 1 "No". Council member Skanchy abstained and Yeates voted no.

6. Warrants: The County Warrants for the periods of July 23 to July 30 & July 31 to August 6, 1998 were presented to the County Clerk for filing.

RECOGNITION-SPECIAL: THORNE, ALISON

Alison Thorne, who has been serving on the County Water Policy Advisory Board for the last nine years is resigning from the Board. Thorne was recognized by the County for her many years of service. A plaque was presented to her by Chairman Gibbons and Councilman Anhder

who serves as the Water Board Chairman. Thorne thanked the Council and said that she has enjoyed serving on the Water Policy Board for nearly nine years. She also said that they have accomplished much and she expects that eventually a Water District will be established in the County.

BUDGETARY MATTERS: INTRA-DEPARTMENT TRANFER

The following intra-departmental budget transfer was considered by the Council.

Airport: \$200.00

(See attachment #2)

Vice Chairman Yeates moved to approve the airport transfer request. It was seconded and carried unanimously.

BOARD OF EQUALIZATION

- The Council adjourned from the regular Council meeting into a Board of Equalization.

BOARD OF EQUALIZATION: HEARING DATES & MEMBER ASSIGNMENTS

The following Board of Equalization dates and member assignments were made: August 17th, Guy Ray Pulsipher, August 19th, H Craig Petersen, August 21st, Layne M. Beck, August 24th, C. Larry Anhder, August 28th, Sarah Ann Skanchy. All hearings begin at 9:00 a.m. in the Assessors office, 179 North Main, Logan, Utah. It was reported that few property owners have appealed their tax assessments. Most property owner's taxes have been reduced this year because the new sales tax law took effect.

The Board adjourned back into the regular Council meeting.

SUBDIVISION-WEST MOUNTAIN ESTATES-PLAT APPROVAL: CROSHAW, STEVEN

The County Zoning Administrator, Lorene Greenhalgh was asked to review a Final Plat of a minor 5 lot subdivision in the unincorporated area of Petersboro. Greenhalgh told the Council that the proposed subdivision has met all restrictions and requirements and has been approved by the County Planning Commission. She recommends approval because the subdivision meets all requirements prescribed by Ordinance.

The Council reviewed the plat and location of the subdivision. Councilman Anhder, expressed concern that the county is allowing the breakup of prime agriculture land. Greenhalgh pointed out, that it is the owner of the property who is subdividing their property and not a developer.

WEST CENTER ESTATES SUBDIVISION-PLAT APPROVAL: GROVER JONATHAN

The West Center Estates Subdivision is in the Petersboro area and close to the West Mountain Estates Subdivision. The County Zoning Administrator, Lorene Greenhalgh reviewed the final plat and said that this subdivision has met all necessary requirements and has been approved by the County Planning Commission.

Council member Skanchy made a motion to waive the rules of first and second reading and approve the West Mountain Estates and the West Center Estates subdivisions. It was properly seconded.

Vice Chairman Yeates placed a motion before the Council to separate the waving of the rules in Council member Skanchy's motion. It was seconded and passed on a vote of 5 "Yes" to 2 "No". Yeates and Anhder voted no.

The vote on Council member Skanchy's motion was called for and it passed on a vote of 5 "Yes" to 2 "No". Yeates and Anhder voted no.

RESOLUTION NO. 98-27: RICHMAN, GREG AGRICULTURE PROTECTION AREA APPROVAL

The adoption of Resolution No. 98-27 will give Council approval to create an Agriculture Protection area on property owned by Greg Richman near Paradise.

(See attachment #3)

Councilman Anhder moved to waive the rules and adopt Resolution No. 98-27. It was seconded.

Vice Chairman Yeates moved to amend the motion to vote on waving the rules again. It was seconded and passed on a vote of 6 "Yes" to 1 "No". Yeates voted no.

The question on the original motion by Councilman Anhder to adopt Resolution No. 97-27. It passed unanimously.

WAIVING RULES: DISCUSSION

The Council discussed a question on waving the rules of first and second reading. According to Roberts Rules of Order it takes a motion to ask for a waving of the rules and it must pass by two thirds vote (5 out of 7). It was the consensus of the Council that if the council member making a motion feels that a separate motion to wave the rule is needed he would request such a motion.

SHERIFF PERSONNEL REQUEST: DISCUSSION

The County Sheriff, Lynn Nelson, appeared before the Council to request three additional employee's. The Sheriff is proposing that two deputies be added to road patrol and another be added to jail house duties. Funding would come from Cities and the COPS FAST Federal Program. Sheriff Nelson, reviewed a memo that he had sent to all Council members regarding the issue.

(See attachment #4)

Executive Lemon, is recommending that the Council approve the proposal because the need is there and the funding is in place. A budget opening will be needed to adjust the budget which will require a Public Hearing.

The Council discussed when to schedule a public hearing and necessary budget adjustments that need to be addressed during the hearing.

PUBLIC HEARING SET: BUDGET OPENING-1998

Vice Chairman Yeates, moved to set the public hearing on August 25, 1998 at 6:00 p.m.. It was properly seconded.

Councilman Anhder, moved to amend Yeates motion to change the date to September 8 instead of August 25. It was seconded and passed on a vote of 5 "Yes" to 2 "No". Yeates and Petersen voted no.

The vote on the original Yeates motion was called for with the date changed to September 8, 1998 at 6:00 p.m.. The motion passed unanimously.

WELLSVILLE FOUNDERS DAY: PARADE SEPTEMBER 7, 1998

The Council has been invited to ride in the Wellsville Founders Day parade on September 7, 1998 at 10:00 a.m.. Chairman Gibbons, asked Council members to inform Pat Parker if they intend to ride in the parade

COUNCIL MEMBER REPORTS

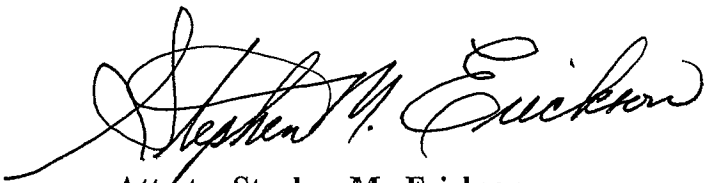
Councilman Pulsipher: Pulsipher asked about the use of prisoners to help with the County Building and Grounds department. Executive Lemon, said that the department head, Wayne Rasmussen, usually has two prisoners helping him to do small remodeling jobs as well as clean and mow lawns etc. Council member Skanchy pointed out that the program allows trustees to leave the jail and do various jobs teaching them in areas that will help them when they are released from prison. The program is also saving money in the building and grounds department.

Councilman Anhder: Council members have received a memo asking the county to join an association of State Rural Counties. The organization is intended to give the rural counties a voice in various decisions regarding the rural areas of the State. Chairman Gibbons asked Council members to study the memo and he will place the matter on the next council meeting agenda.

Chairman Gibbons: Gibbons read a thank-you card from the Great American West Rodeo Committee thanking the Council for their help with the Rodeo. Gibbons expressed concern about passing out the \$2.00 bills during the mutton bust event. There was no announcement of the bills being passed out or who was doing the presenting.

ADJOURNMENT

Chairman Gibbons adjourned the meeting at 6:25 p.m..



**Attest: Stephen M. Erickson
Cache County Clerk**



**Approval: Darrel L. Gibbons
Council Chairman**

GOVERNMENT ENDORSEMENT FORM

Please have this section completed by the government authority that endorses your office, and to whom your office reports.

THIS LETTER OF ENDORSEMENT will serve as testimony:

That the (name of film office) Northern Utah Film Commission will serve as the (government entity) Cache County representative to the film industry in providing fee-free location services, and promoting the identified region as a film location. This government entity will lend its support to the efforts of the identified film office/commission either economically or philosophically.

**THIS FORM MUST BE SIGNED BY THE GOVERNMENT ENTITY AS
ENDORSEMENT OF THE APPLICATION FOR MEMBERSHIP IN AFCI**

SIGNED BY: (Printed Name) M. Lynn Lemon
SIGNATURE: *M. Lynn Lemon*
TITLE: Cache County Executive/Surveyor
OFFICE: Cache County Executive
ADDRESS: 120 North 100 West
CITY-STATE/PROVINCE-POSTAL CODE: Logan, Utah 84321
TELEPHONE (435)752-5935 FAX: (435)787-9386
DATE: August 11, 1998

STATEMENT BY APPLICANT

I hereby certify that I am eligible to become a member in the membership category requested above, and agree that my AFCI membership is subject to the membership requirements of the AFCI.

Signature _____ Date _____

PAYMENT INFORMATION (For Office Use Only)

Paid by Check _____ Credit Card _____ Money Wire Transfer _____
Amount Paid _____ Date Paid _____
Check # _____ Credit Card Number _____ Expiration Date _____
Name on Card _____

1

REQUEST FOR INTRA-DEPARTMENTAL BUDGET TRANSFER

Department: Airport
 Date: August 5, 1998

Amount to be transferred --- (rounded to the nearest dollar) \$ 200.00

Transfer from ---

Line Item No. 77 - 4460 - 330
 Fund Designation: Professional & Education

Original Budget:	\$ <u>1,000.00</u>	\$ _____
Current Budget:	\$ <u>1,000.00</u>	\$ _____
Expenditures to date	\$ <u>0</u>	\$ _____
Balance before transfer	\$ <u>1,000.00</u>	\$ _____
Balance after transfer	\$ <u>800.00</u>	\$ _____

Transfer to ---

Line Item No. 77 - 4460 - 230
 Fund Designation: Travel

Original Budget:	\$ <u>1,000.00</u>	\$ _____
Current Budget:	\$ <u>1,000.00</u>	\$ _____
Expenditures to date	\$ <u>762.50</u>	\$ _____
Balance before transfer	\$ <u>237.50</u>	\$ _____
Balance after transfer	\$ <u>437.50</u>	\$ _____

Description of needs and purpose of transfer ---

Funds needed in travel for reimbursement for members to attend UAOA Conference in Ogden.

Sarah Ann Storchy
 Department Head

Recommendation: Approval Disapproval
 Comments:

Date: 8/5/98

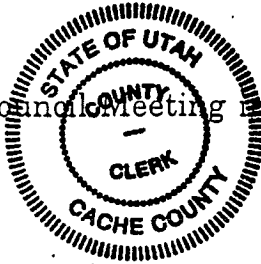
Jamra Stones
 Cache County Auditor

Recommendation: Approval Disapproval
 Comments:

Date: 8/1/98

M. [Signature]
 Cache County Executive

Consented by the Cache County Council Meeting in regular session on the 11th day of August, 1998



[Signature]
 Cache County Clerk

CACHE COUNTY

RESOLUTION NO. 98-27

A RESOLUTION APPROVING THE CREATION OF AN AGRICULTURE PROTECTION AREA.

The County Council of Cache County, State of Utah, in a regular meeting, lawful notice of which has been given, finds that the legal requirements for the creation of an agriculture protection area have been met; and, therefore, that the proposal filed by Gregory Wayne Richman and Phyllis Ann Richman should be approved.

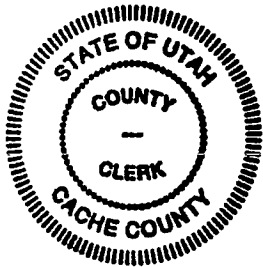
THEREFORE, BE IT RESOLVED BY THE CACHE COUNTY COUNCIL, as

follows:

The proposal filed with Cache County by Gregory Wayne Richman and Phyllis Ann Richman, dated 27 March 1998, to create an agriculture protection area on 10.62 acres of real property, located at approximately 6991 South Highway 165, between Hyrum and Paradise, is hereby approved. The property is described on the attached Tax Roll Record.

This Resolution shall become effective immediately upon adoption.

DATED this 11th day of August, 1998.



CACHE COUNTY COUNCIL

By: Darrel L. Gibbons
Darrel L. Gibbons, Chairman

ATTEST:

Stephen M. Erickson
Stephen M. Erickson
Cache County Clerk

06/1998

15:36:03

CACHE COUNTY CORPORATION
TAXROLL RECORD

01-080-0041

Entry : 604931

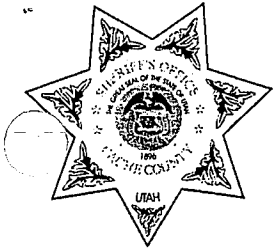
Name : RICHMAN, GREGORY WAYNE & PHYLLI

* * * * * Legal Description * * * * *

Property Address: SOUTH HWY 165 6991
HYRUM

2 RDS W OF SE COR NE/4 SEC 16 T10N R 1E, N 21.8 RDS W 78 RDS S 21.8 RDS E 78 RDS TO BEG CONT 10.62 AC less BEG N
FT & W 66.47 FT FROM E/4 COR OF SD SEC & TH N 86* 05'55" W 150 FT TH S 8*51'40" W TO S LN OF NE/4 TH E TO HWY TH
Y ALG HWY TO BEG WITH R/W BEG N 86*05'55" W 150 FT OF PT BR TO W LN OF HWY 165, 4.53 FT N & 66.47 FT W OF E/4
OF SD SEC 16 & TH S 8*51'40" W 2 RDS TH W 255 FT TH N 2 RDS TH E 255 FT TO BEG CONT 10.62 AC M/L TAX DESC

[END OF REPORT]



Cache County Sheriff's Office

52 West 200 North, Logan, UT 84321
Business Phone (435) 752-4103

P.O. Box 3658, Logan, UT 84323-3658
Fax (435) 750-7482

Serving Proudly Since 1857

M E M O R A N D U M

G. Lynn Nelson, Sheriff
(435) 752-4103

H. Michael Stauffer, Chief Deputy
(435) 750-7408

Robert L. DeGasser, Captain
Emergency Management
(435) 750-7406
Civic / Court Security
(435) 752-3235

Von B. Williamson, Lieutenant
Criminal Division
(435) 750-7404

David L. Bennett, Lieutenant
Jail Division
(435) 750-7431

To: Cache County Council
From: Sheriff Lynn Nelson
Date: August 5, 1998
Subject: New Personnel

Several years ago the Council advised that if our contract cities wanted additional coverage they should pay for it. I agree with that philosophy. I have worked very closely with the cities since that time helping them to understand the needs of their communities and the costs to meet those needs. The mayors and councils now understand the service better and that it is provided in an equitable manner to all cities. I placed the responsibility of determining the level of service with each contract city mayor. I advise them, but leave the final decision to them.

I have just received the contracts for fiscal year 1998-99 from the cities. Those contracts contain \$150,000.00 in additional new monies, for a total of more than \$500,000.00 in contracts. (That is more than \$250,000 new monies since the council made the above statement)

I have also received grant funding for \$150,000.00 to be used over the next three years. This is from the federal Universal Hiring Program (COPS FAST) and is for two positions.

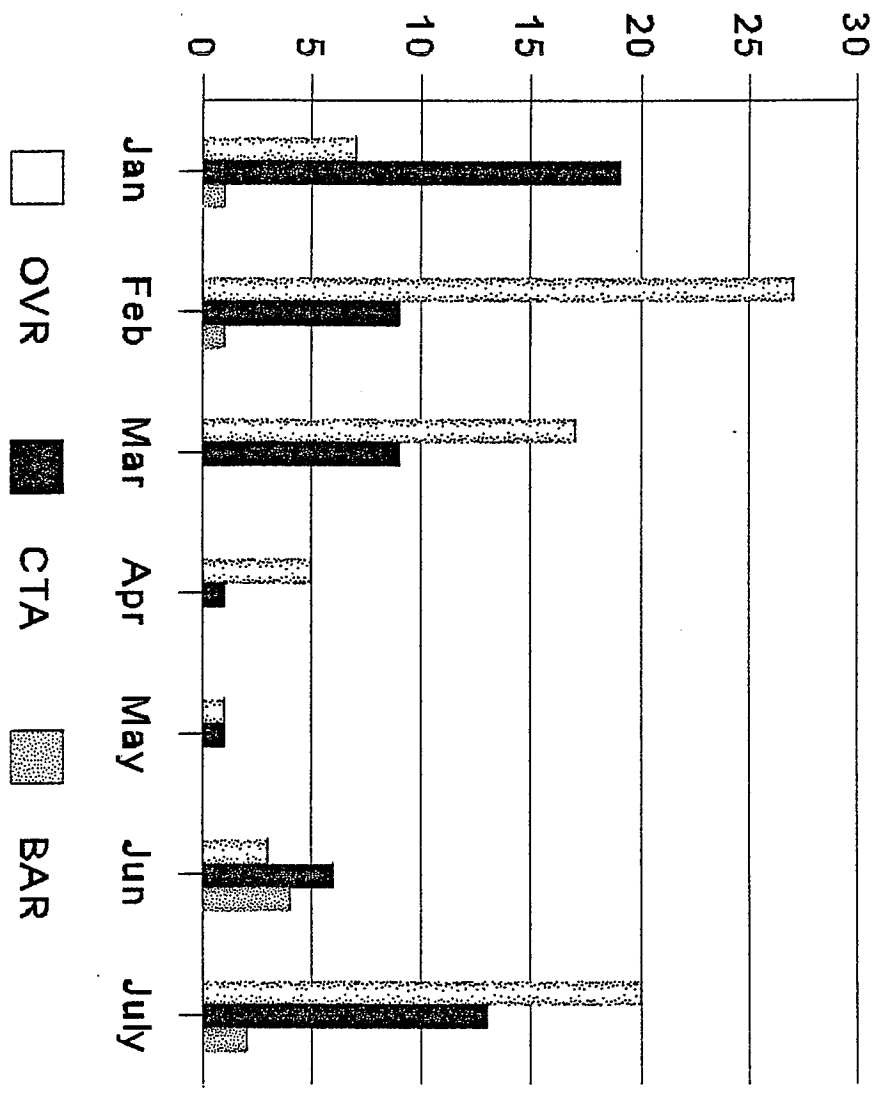
In the last five years our calls for service have increased 70% and our arrests have increased 35%. With the above monies I want to hire three new positions. The funding is provided and the need is definitely there. I feel that I am obligated from the cities now to provide the services they are paying for.

I have discussed this proposal with county executive Lynn Lemon and he is supportive of it. We have also discussed the positions and the use of the personnel. I have also met with county auditor Tamra Stones and have figured the costs that will apply this year and those that will carry over. I now need the council to approve the three new positions.

I would appreciate the opportunity to meet with you and discuss the detail proposal. Thank you for your support on this matter.

4

Overcrowding Release/Checked In Turned Away/Book & Release



□ OVR ■ CTA ▨ BAR



July 1998

