

Approved

Council Meeting

Minutes

8 February 2000

Council Meeting Minutes Index

Appointments .....	1-2
Benson Planning District Commission	
Ballard, Lois	
Ricks, Dean	
Maughan, Richard	
Hobbs, Carolyn	
Allen, Bart	
UDOT Advisory Board	
Lemon, Lynn	
Council Members' Concerns and Goals for 2000 .....	7-9
Council Members' Reports .....	10
Fire Engine Lease Agreement Proposal .....	6-7
Flood Plain Report .....	3-4
Land Purchase	
County Property exchange with State Courts .....	5-6
Public Hearing Set	
CDBG Hearing .....	2
Resolution 00-03	
Tax and Revenue Series 2000 Anticipation Notes .....	4
Resolution 00-04	
Amending North Park Interlocal Cooperative Interlocal Agreement .....	6

Council Meeting  
8 February 2000

## Cache County Council Meeting Minutes 8 February 2000

The Cache County Council met in a regular session on 8 February 2000 in the Cache County Council Chamber, 120 North 100 West, Logan, Utah 84321

### Attendance

Council Chairman: Darrel L. Gibbons

Council Members: C. Larry Anhder, Layne M. Beck, Guy Ray Pulsipher, Sarah Ann Skanchy,

Excused: H. Craig Petersen, Cory Yeates

Cache County Executive: M. Lynn Lemon

Cache County Clerk: Daryl R. Downs

The following individuals were also in attendance: Pat Parker, Jim Smith, Lynn Nelson, Mike Weibel (Herald Journal), Mike Livsey (Cache Citizen), Jenny Christensen (KVNU).

### Call to Order

Chairman Gibbons called the meeting to order at 5:03 p.m.

### Invocation

The invocation was offered by Councilman Guy Ray Pulsipher.

### Agenda and Minutes

The minutes of 25 January 2000 were reviewed, corrected, and approved.

### Report of the County Executive

### Appointments

#### **Benson Planning District Commission**

Lois Ballard

Dean Ricks

Richard Maughan

Carolyn Hobbs

Bart Allen

Council Meeting  
8 February 2000

## **UDOT Advisory Committee**

M. Lynn Lemon

Attachment #1

**Ms. Skanchy moved to approve the appointments as recommended. Mr. Beck seconded the motion, and it passed unanimously.**

### Other Items

A public meeting will be held 9 February 2000 at 7:00 p.m. at North Park Elementary School to discuss the CMPO projects that are being considered. The purpose of the meeting is to get input on the long-range plan. Mr. Lemon indicated that the CMPO would like to have its long-range plan in place and approved by June or July 2000.

The Division of Workforce Services is holding a public meeting on 16 February 2000. An early session will be held from 8:30 to 9:00 a.m. for county council members. Ms. Skanchy, who serves on the Bear River North Regional Council of DWS, felt that this would help officials gain a better understanding of DWS, its purposes, and how best the county can deal with them.

County Officials Day at the legislature is 11 February 2000. Elected officials are encouraged to attend legislative meetings. Meetings for the county officials will be held in Rooms 414 and 416 at 10:00 a.m. Later that day, a luncheon will be provided. Elected officials are encouraged to have the representatives and senators from their district attend.

Mr. Lemon mentioned a recent discussion that he had with Mr. Gibbons concerning a groundwater aquifer classification project. The letter that Mr. Lemon mentioned states that the county is in favor of having the Division of Water Quality do a classification of groundwater in Cache County. The council intends to move forward at the next council meeting after all of the council members have the opportunity to consider such a position.

Mr. Lemon gave each council member brochure for an Access Management Workshop. This workshop was arranged by Mark Teuscher. It is scheduled for 28 February 2000 at 6:30 p.m. The workshop will discuss issues such as access into developments, curb cuts, allowing access into businesses from highways, state roads, side roads, etc.

**Mr. Lemon recommended that a second public hearing for the CDBG projects be set on 14 March 2000 at 5:15 p.m.**

**Mr. Beck moved that the council set a public hearing as recommended by Mr. Lemon. Mr. Pulsipher seconded the motion, and it passed unanimously.**

## Items of Special Interest

### **Flood Plain Report**

Cache County joined the Flood Plain Map Rate program in 1987, now known as (FIRM). The county adopted an ordinance in 1989, at which time Ms. Greenhalgh was designated as the flood plain administrator. The county has many flood plain areas and these areas are being encroached upon more and more by development. When anyone comes into Ms. Greenhalgh's office, one of the first checks that the zoning office does it to determine if someone is in a flood plain area. One significant problem is with agricultural buildings. Many farm buildings have been built in the flood plain because they have not needed to get a building permit.

When an individual has built an agricultural building in a flood plain area and later wants to update the building with electricity, he is not able to do so unless he elevates the building or moves the building.

Mr. Pulsipher thinks that we need to be more concerned with the people and to work with them. He thinks that sometimes we make life harder than it needs to be for our citizens. Mr. Pulsipher mentioned a spot in Avon where an individual would have been required to have a reference point from the Porcupine Dam to have a survey done on his property. Ms. Greenhalgh said that the individual in question would need to add up to three feet of fill to meet the criteria for building in a flood plain.

Mr. Lemon said that his understanding was that individuals could build in the flood plain areas without the county's approval, but they would not be able to get financing for their projects. Ms. Greenhalgh said that they can get financing, but they pay an incredible amount in insurance premiums.

Ms. Skanchy asked how the flood plain differs from the protected wetlands. Flood plains are simply low lying areas where the ground is susceptible to a one-hundred year flood plain.

Mr. Anhder suggested that this program helps to protect the government from individuals who build in flood plain areas and then come to the government when they have a flood that destroys their property. The Mendon flood a number of years ago was the incident that moved the county into the flood plain program.

Ms. Greenhalgh said that the federal government provides the zoning office with the flood plain plat maps. The federal government has the final say as to which land lies in a flood plain. The county can seek to change areas from flood plain status by doing a Letter of Map Amendment or a Letter of Map Revision. The Letter of Map Amendment is much less costly, but it still needs to be done by a state certified surveyor. Doing one of these options does relieve the burden of flood plain insurance by a significant amount.

Council Meeting  
8 February 2000

Mr. Pulsipher asked if Mr. Edwards had been made aware of the need to elevate the area by three feet. Ms. Greenhalgh said that the State Flood Plain Manager had informed him of this. Mr. Edwards has two options. He can move the location, or he can elevate the shed. A farm structure that is built in the flood plain cannot be approved for electricity.

Ms Greenhalgh said that the county has a waiver that people can sign which releases the county from liability. But there is some question about what would happen if someone decided to sue. The only way the county can be out is to have everyone out. This is the practical reality.

Ms. Skanchy feels that the county has been correct to belong to the program and protect itself by not allowing individuals to build in those areas.

Mr. Pulsipher asked who mapped the county's flood plain areas. Ms. Greenhalgh said that currently the unincorporated areas in the county do not have flood plain elevations mapped. Logan City is the only area that has flood plain areas mapped.

Mr. Lemon asked about the process for opting out of the program. A Letter of Map Amendment allows property to be removed from the flood plain by having a survey performed, showing proof of that survey, and elevating the building. Often you are still required to have insurance, although it is a much lower fee.

Mr. Lemon said that with our new GPS equipment the county should be able to get a section corner much closer than Porcupine Dam for Mr. Edwards to use for his survey.

## Pending Action

### **Resolution 00-03**

**Consideration for adoption of a resolution authorizing the issuance and sale of Cache County, Utah, Tax and Revenue Series 2000 Anticipation Notes in the aggregate principal amount of approximately \$2,100,000.00, awarding and confirming sale of the notes, entering into certain covenants and making certain representations in connection therewith; approving the form of the notes; and related matters.**

Mr. Lemon said that this is the limit that the county can borrow based on the county's reserves and its anticipated revenues. The interest rate on the note is 4.76%.

**Mr. Anhder moved for the approval of Resolution 00-003. Mr. Pulsipher seconded the motion, and it passed unanimously.**

Attachment #2

## Discussion

### **Land Purchase**

Based on the decision made by the county council at its last meeting, Mr. Lemon spoke to the courts about the current status of the new court facility. Mr. Lemon provided the council members with a letter and a tentative drawing representing the county's proposal. He did indicate that the county building would likely face east and not north as indicated in the drawing.

The courts asked about the possibility of purchasing the land behind the jail. After checking with our bond council, Mr. Lemon said it is not possible for the county to sell that land with bond debt on the jail.

The courts have also proposed that the county take responsibility for demolishing the old courthouse. The courts would destroy the building on their property and then exchange the land after the county has moved out of the historic courthouse.

Mr. Lemon spoke to Senator Lyle Hillyard and with Gordon Bessinger after the county meeting on the 25th. They were both interested in what the public reaction would be. Mr. Lemon has gotten a few comments about the courthouse. Some have been in favor and some have been against. Mr. Lemon is surprised that there hasn't been more negative response to a possible demolition.

Mr. Toll sent the county a letter telling the county that they would need to go through Logan City's Planning Office before making changes or demolishing the old courthouse. Ms. Skanchy indicated that the State would have less responsibility to answer to different groups. When the courts first proposed the process, they included a cost for demolishing the old courthouse. Mr. Gibbons is not in favor of the courts newest proposal to have the county destroy the courthouse. Mr. Beck is not in favor and neither is Mr. Pulsipher. Mr. Lemon said the key to the entire issue will be if the courts get the funding they need.

Ms. Skanchy asked if we could build our building first and then move our offices out of the old courthouse. This is what Mr. Lemon had asked the courts. Parking during this time might be a problem.

Ms. Skanchy said the picture shows the future county building fronting on 200 North. Mr. Lemon is talking about fronting the building on 100 West. If the courts agreed to this, the county would need to tear down the building where youth corrections is and begin construction on a new building across the street. The map incorrectly identified the location as 200 North. It should be identified as 100 North. If the county could build its building first, it could then move all of the workers out of the courthouse and the state could begin its project. Mr. Lemon said that 103 parking spaces across the street would be sufficient for current demand.

**Mr. Beck moved that the county trade the property with the State Courts as is. The county would then do the demolition on the property that it would then own. The courts would have the responsibility to demolish the old courthouse. The motion was seconded and passed unanimously.**

Attachment #3

Initial Proposal for Consideration of Action

**Resolution 00-04**

**Amend North Park Interlocal Cooperative Interlocal Agreement**

Chairman Gibbons said that the amendment to the interlocal agreement would allow for the addition of two members to the board from Logan City. Ms. Skanchy said that she would like to see the suggested change. She said that the council does not have a copy of the proposed change. Mr. Lemon said the board would be changed from seven to nine members. The two new members would be from Logan City. Mr. Beck said that Mr. Allred from Logan City felt that Logan was contributing a large sum and should have a voice on the committee.

Mr. Anhder said that all the cities who are donating the fees are paying the same proportional amount. He asked why one city gets more representation than others that make a commitment of funds. Mr. Beck thinks that Logan City is a strong partner to have on the board and adds politically to the project. Currently, until all of the bonds are paid off, the Interlocal Cooperative own the facility. Mr. Lemon noted that at some point in time, if the board ceases to exist, the ownership of the property will shift to the county.

Mr. Anhder wondered why one entity is receiving special treatment. Mr. Lemon suggested that perhaps they should go back to the local board and consider Mr. Anhder's concerns. Mr. Lemon said that there may be cities that would have an ownership interest or who would like membership on the board. In essence, the amendment gave part ownership to Logan, gave two seats on the board to Logan, and changed the majority from four to five votes. The votes now exist as follows: three from the county, two from North Logan, and two from Hyde Park.

**Change Fire Truck Lease Agreements from Five to Six Years**

The 2000 Budget includes \$525,000.00 dollars for fire engines to be ordered this year. The county will make the final lease payment this year on the engines that were purchased for the cities of Wellsville, Hyrum, and Lewiston.

The county currently has four cities that have never had a new fire engine. The current budget would allow for three. However, by extending the lease from five to six years in length the board



may be able to purchase four engines to accommodate each of the four cities that have never had a new fire engine. Mr. Lemon questioned if we could make that purchase even with the extended contract. Clarkston, Mendon, Trenton, and Paradise are the four cities which have not had a new fire engine. The new engines are smaller than those previously purchased. The new engines are single cab engines.

The lease which concludes this year is the last of a five-year lease that was created to buy three new engines. The new engines would be ordered and payments would begin in 2001. The engines would be ordered in 2000. The original budget proposal was for \$525,000.00 over a five-year lease. Although the money has been budgeted, a lease has not yet been signed.

Mr. Lemon said that extending the schedule could create problems down the road when we need to replace other engines in future years. Mr. Gibbons thinks that we need to have more knowledge before making this decision. He would like to see the effect on the capital rotation before making any decisions.

Mr. Lemon noted that one community is planning to build a new facility. At February 22<sup>nd</sup> Fire Board Meeting, Mr. Gibbons would like to see a capital rotation budget going out 15 years.

### **Council Member Concerns and Goals for the Year 2000**

Ms. Skanchy asked to go over the board assignments. First, Ms. Skanchy noted that she will not run for re-election. She is going to continue to serve on her boards and committees through the end of the year. Currently she serves on the Northern Regional Council of the Division of Workforce Services and on the Audit Committee. Craig Petersen also serves on the Audit Committee. Ms. Skanchy thinks that others should be familiar with her duties so that they will have knowledge of her assignments when she is no longer on the council. Ann will continue on the Airport Authority Board through 2001.

Corey Yeates serves on the BRAG Human Services Board.

Guy Ray Pulsipher serves on the Planning Commission and is a member of the Fire Board.

Larry Anhder, Jim Smith, and Daryl Downs serve on the Willow Park Advisory Board.

Larry Anhder currently serves on the Water Policy Advisory Board. Some have suggested that Mr. Anhder has been too much of a driving force behind the board and has guided its direction. This may have only been a perception. Chairman Gibbons thinks that this has been an unfair criticism. It was suggested that, perhaps, Mr. Anhder should decline the chairmanship due to this perception. Mr. Anhder noted that he was elected by his peers to serve as the chairman and said he is very interested in continuing on the board. He has spent a considerable amount of time dealing with these issues. Ms. Skanchy asked if it would be appropriate for a staff member to be

Council Meeting  
8 February 2000

on the board. Mr. Lemon thinks it is not appropriate because it is difficult to be non-biased when you are also managing the facility.

Mr. Anhder suggested that the County Executive appoint the chairperson. This decision would then be ratified by the council. This would be similar to the way the Governor appoints individuals to a board at the state level.

Mr. Gibbons serves on the Solid Waste Advisory Board, the Fire Board, and the BRAG Board.

Mr. Beck is the chairman of the BRAG Board. The BRAG Board has discussed throwing out the rating and ranking system for the CDBG grants. He asked for the council's opinion on this issue. Ms. Skanchy thinks that the county's burden has been increased by the rating and ranking process. Mr. Lemon said the system has become unworkable. He gave examples of the Sunshine Terrace and CAPSA proposals from 1999. Both of these projects were considered critical by the county, yet neither of these proposals were funded. Cache County should have a greater influence than it has had in recent years.

Mr. Beck suggested having BRAG staff present those projects that would meet the appropriate criteria for HUD. The board would then politically decide which projects deserve funding. Mr. Anhder feels that the basic needs providers are under-represented. The non-profits are able to get funding more easily than cities, who provide basic services to citizens.

BRAG also allocates set-aside fees for its own administrative purposes before the money is ever awarded to grant recipients.

Mr. Weibel asked what the non-Cache County representative experience has been. Mr. Lemon said that he thinks they are feeling the same frustrations. Mr. Anhder suggested having all of the non-profits present their proposals to the county and then have them ranked by the governing body. This would allow for one single elected body to make the decisions.

Chairman Gibbons asked if there were any concerns regarding special projects. He said the Water Advisory Board needed to be a high priority.

Ms. Skanchy wanted to meet at the end of February with Logan City. The county will be meeting on 29 February 2000 at 5:00 p.m. with Logan City. Ms. Skanchy wants to discuss the Airport with Logan City and with the council. The land for the development of the runway extension has been purchased. The cost of developing the airport will cost more than 3 million dollars. The county may have to come up with at least \$300,00.00 in matching funds. Ms. Skanchy would like to know how the council and the city will prioritize the airport project.

Mr. Gibbons would like an ambulance committee discussion as an agenda item for the combined

meeting. He asked if a Law Enforcement District discussion would be premature. Mr. Lemon thought that this would be appropriate. If the county and the cities are interested in a metro force, the issues needs to be moved forward. Ms. Skanchy felt that it would be a better discussion with the mayors. Mr Beck said that Lt. Andrews had done a presentation last year on a Metro Police Force.

Discussion of a combined county/city building was suggested. The city needs to build its court and jail facility first. Mr. Lemon said that our time frame for building a new building is shorter than Logan City's.

Mr. Anhder suggested a concern about a Planning Department. This was to have been discussed in 1999, but it was not dealt with.

Mr. Anhder wants to consider making the clerks' office an appointed office and not an elected office. Mr. Gibbons suggested that the county get a legal opinion from the county attorney's office. Ms. Skanchy asked if he meant to say an appointed office or a consolidated office. Mr. Anhder said he meant that the office should be considered for consolidation. Ms. Skanchy asked which office the clerk's office would be consolidated with. Mr. Anhder said that this would be one of the topics for discussion.

Mr. Lemon said that Lorraine Pace had said the office could not be considered for consolidation until Mr. Erickson's term had been completed.

Mr. Lemon said that Amy Naccarrato from the Lt. Governor's Office did not see a problem with doing this mid-term. Mr. Anhder asked if it would require an ordinance to do so. The council seemed in agreement that it would. The filing dates for the elected position will be from March 7<sup>th</sup> to the 17<sup>th</sup>. Mr. Beck and Mr. Pulsipher thought that it might be premature. Mr. Anhder said that this had already been considered at an earlier date, with an intention to consolidate when Mr. Erickson retired.

Mr. Lemon said that Pat Nolan said a number of ordinance revisions would have to come before the council due to the re-codification effort. Mr. Anhder suggested that a subcommittee be appointed to deal with the issue. Reviewing all of the minor changes could be a very time consuming process for the council. The harder decisions would be brought before the council. Chairman Gibbons suggested that Mr. Nolan be present during the meetings.

The Chairman also said that a new state law dictates that all land parcel divisions should be approved by the legislative body. Ms. Skanchy suggested some sort of a consent calendar be devised to expedite the approval process in council meetings.

Mr. Lemon is working on a new business licensing ordinance to go to the Fire Board.

Council Meeting  
8 February 2000

The deadline on the Restaurant Tax is set for April. Ms. Skanchy was concerned about how this was handled in 1999.

Mr. Pulsipher said the Planning Commission is not in favor of a noise ordinance.

Other Business

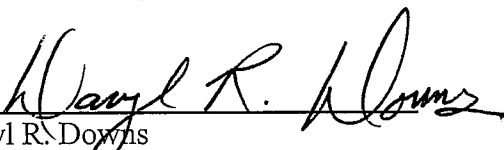
**Council Member Reports**

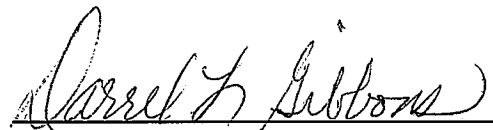
Ms. Skanchy encouraged the council to come to Sherwood Hills on February 16<sup>th</sup> at 8:30 a.m. to hear what the Division of Workforce Services has to say about what they are doing and what the elected officials should be watching for.

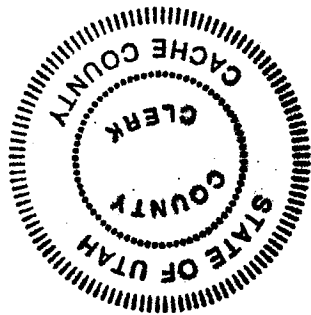
Mr. Beck noted that Smithfield City had taken action to create their own police department. This will affect the county's budget process for deputies that are on the force and were assigned to cover Smithfield. The contract with Smithfield City ends in June.

Adjourn

Mr. Gibbons adjourned the meeting at 6:57 p.m.

  
\_\_\_\_\_  
Daryl R. Downs  
Cache County Clerk

  
\_\_\_\_\_  
Darrel L. Gibbons  
Chairman, Cache County Council



**February 8, 2000**

**Appointments**

**Benson Planning District Commission**

**Lois Ballard, 3843 North 3200 West, Benson, UT 84335 (435) 752-3505  
Reappointed for a one year term which expires on December 31, 2000**

**Dean Ricks, 3900 West 3000 North, Benson, UT 84335 (435) 753-0934  
Reappointed for a one year term which expires on December 31, 2000**

**Richard Maughan, 3580 North 2400 West, Benson, UT 84335 (435) 755-0916  
Reappointed for a two year term which expires on December 31, 2001**

**Carolyn Hobbs, 3402 West 3000 North, Benson, UT 84335 (435) 752-7678  
Reappointed for a second three year term which expires on December 31, 2002**

**Bart Allen, 4588 North 3200 West, Benson, UT 84335 (435) 753-8199  
Reappointed for a second three year term which expires on December 31, 2002**

**UDOT Advisory Committee**

**Proposed Interchange at 1100 South & Main Street, Brigham City**

**M. Lynn Lemon, 120 North 100 West, Logan, UT 84321 (435) 716-7171**

A RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF CACHE COUNTY, UTAH TAX AND REVENUE ANTICIPATION NOTES, SERIES 2000B IN THE AGGREGATE PRINCIPAL AMOUNT OF \$2,100,000; AWARDING AND CONFIRMING SALE OF THE NOTES ENTERING INTO CERTAIN COVENANTS AND MAKING CERTAIN REPRESENTATIONS IN CONNECTION THEREWITH; APPROVING THE FORM OF THE NOTES; AND RELATED MATTERS.

WHEREAS, the County Council (the "Council") of Cache County, Utah (the "County"), has determined to sell its \$2,100,000 Tax and Revenue Anticipation Notes, Series 2000B (the "Notes") for the purpose of meeting the current expenses of the County for the fiscal year ending December 31, 2000, until the payment of taxes and receipt of other revenues for said fiscal year, and that such sum can be raised without incurring any indebtedness or liability in excess of the taxes or other revenues for the current fiscal year or exceeding any limit of debt imposed by the Constitution and statutes of the State of Utah; and

WHEREAS, the Program Implementation Board of the Utah Association of Counties ("UAC") on February 4, 2000 accepted, subject to approval of participating counties, the bid of Key Bank National Association (the "Purchaser") as the best bid for the Notes; and

WHEREAS, the Board has determined that the February 4, 2000 sale of the Notes through UAC to the Purchaser is economically beneficial and acceptable to the County, which offer proposes to purchase the Notes at the price of 100% of the principal amount thereof plus accrued interest, if any, to the date of delivery, the Notes to bear interest as hereinafter set forth; and

WHEREAS, in the opinion of the Board it is in the best interests of the County that the sale of the Notes to the Purchaser be authorized and confirmed; and

WHEREAS, there is an immediate and pressing need for raising funds in the amount of \$2,100,000 for the fiscal year commencing January 1, 2000 until the payment of taxes and receipt of other revenues for said fiscal year.

NOW, THEREFORE, BE IT RESOLVED by the County Council of Cache County, Utah, as follows:

Section 1. The sale to the Purchaser of the \$2,100,000 Cache County, Utah Tax and Revenue Anticipation Notes, Series 2000B (the "Notes") described herein is hereby approved and confirmed.

Section 2. The Notes shall be delivered to the Purchaser thereof after the adoption of this Resolution pursuant to due payment therefor in accordance with the terms of the sale.

Section 3. For the purpose of meeting the current expenses of the County for the fiscal year beginning January 1, 2000, until the payment of taxes and receipt of other revenues of said fiscal year, the County shall borrow the sum of Two Million One Hundred Thousand Dollars (\$2,100,000), and for that purpose as evidence of such indebtedness, shall issue and deliver the Notes to the Purchaser, the Notes bearing interest at the rate of 4.76% per annum from the dated date until paid. The Notes shall be dated as of the date of delivery, shall be known as "Cache County, Utah Tax and Revenue Anticipation Notes, Series 2000B," and shall be due and payable on December 29, 2000 (unless December 29, 2000 is a legal holiday for the Purchaser, in which case the note maturity date shall be December 28, 2000), in lawful money of the United States of America at the Cache County Treasurer's Office, Logan, Utah as paying agent. The Notes are not subject to redemption prior to maturity. The Notes shall be represented by registered notes in denominations of not less than \$100,000 each (or the total principal amount of such Note if such total amount is less than \$100,000), and shall be in substantially the following form:

CACHE COUNTY  
CORPORATION

**M. LYNN LEMON**

COUNTY EXECUTIVE/SURVEYOR

120 NORTH 100 WEST  
LOGAN, UTAH 84321  
Tel 435-752-5935  
Fax 435-787-9386

**COUNTY COUNCIL**

DARREL L. GIBBONS

CHAIRMAN

H. CRAIG PETERSEN

V. CHAIRMAN

SARAH ANN SKANCHY

C. LARRY ANHDER

GUY RAY PULSIPHER

CORY YEATES

LAYNE M. BECK

DARYL R. DOWNS

CLERK

February 3, 2000

Executive Appropriations Committee  
Senator David Steele, Co-Chair  
Representative Jeff Alexander, Co-Chair

Capital Facilities & Administrative Services Committee  
Senator Beverly Evans, Co-Chair  
Representative Gerry Adair, Co-Chair

Reference: Cache County Court Facility

Dear Members of the Executive Appropriations Committee and the Capital Facilities & Administrative Services Committee,

Having gone through the process of balancing the Cache County budget during the last six years, I understand to some degree what a difficult job you have to do. You do a great job with limited resources available and I respect the difficult decisions the Legislature must make.

Cache County and the State Courts have been working to resolve our facility needs for more than six years. In the early 1990's Cache County assumed that the State would purchase the current Cache County Hall of Justice. In 1995 an analysis was completed which determined major security, structural, electrical, mechanical, and seismic problems with this facility. An additional analysis in 1998 reconfirmed the findings of the first analysis and concluded that the current facility would not meet the long term needs of either the County or the State Courts.

Cache County is in desperate need of a County Administration Building and has been for many years. After the State Courts determined that the Cache County Hall of Justice would not meet their long term needs, Cache County analyzed the options and determined that it would be in the best interest of Cache County to locate the County Administration Building on the current facility site. Our offices and services are spread though out a number of locations which makes it frustrating and difficult for our citizens and public.

In 1998, based on our pressing needs, Cache County requested that the First District & Juvenile Courts vacate the Cache County Hall of Justice within two years. That two year period is up and our employees and citizens continue to find frustration and difficulty in trying to locate and obtain County services. The increased demand for



services in most of our departments, due to increased population, has pushed us to the limit.

Because of these increasing demands, Cache County has worked diligently with the State Courts to find a location for a Court facility. A number of locations have been considered during this process. It has been a long and time consuming process. The Cache County Council and the State Courts have recently reached an agreement whereby Cache County and the State will trade land which will allow the Court facility to be built, on Main Street in Logan and in the Logan Downtown Business District, where the historic Court House is located.

This agreement will keep the Courts downtown which is a major concern of both the City of Logan and Cache County. It will also keep the Courts close to the current jail which is a major concern of Cache County. This agreement and the proposal before your committees is for the replacement of a court facility which the State has never owned in Cache County. The proposed location is the site of the historic Court House and current data indicates that it would be cost prohibitive to upgrade and restore the facility for either court or administrative functions. This agreement will allow both the County and the Courts to move forward in the near future with both a State Court facility and a County Administration Building.

Cache County has tried very hard to maintain a good working relationship with the Courts and they have made the same effort in return. We know that we are both here to serve the public and we want to provide that service in the best interest of the citizens. Our current lease agreement has expired and we are on a month to month basis. If funding cannot be obtained for a Court facility, Cache County will not have any choice but to increase the current rent to the market value which is much higher than what we are currently charging.

Thank you for your consideration of this matter. I express again my appreciation of the dedicated effort that you are making on behalf of the people of Utah.

Sincerely,



M. Lynn Lemon  
County Executive

cc: Senator Lane Beattie  
Senator Lyle Hillyard  
Senator Leonard Blackham  
Senator Al Mansell  
Senator Scott Howell  
Senator Paula Julander

Representative Tom Hatch  
Representative Greg Curtis  
Representative Kevin Garn  
Representative Marty Stephens  
Representative David Ure  
Representative Patrice Arent

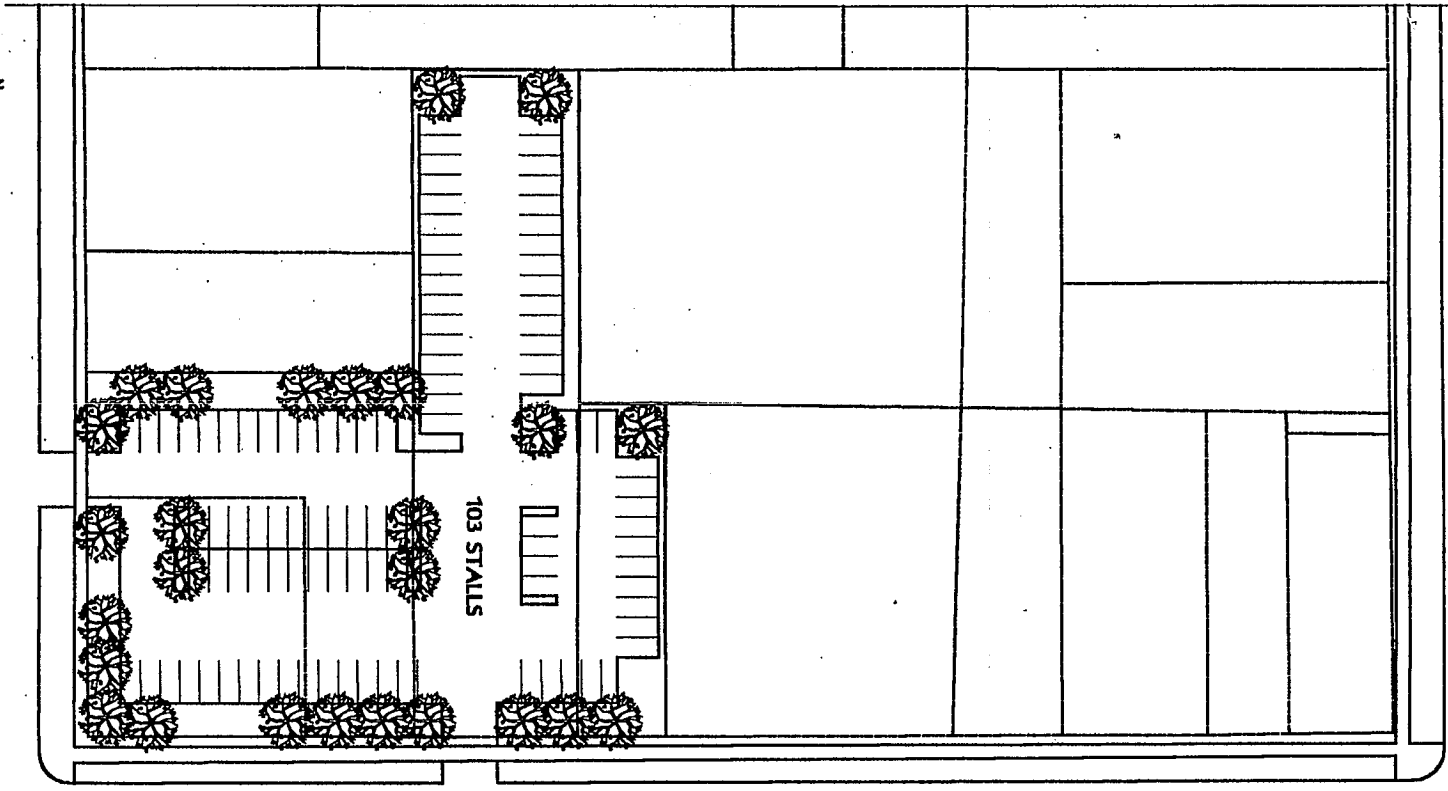
Senator Mike Dmitrich  
Senator Gene Davis  
Representative Brad King  
Representative Brad Johnson  
Representative Ray Short  
Representative Brent Goodfellow

Representative Ralph Becker  
Representative Dave Jones  
Representative Bud Bowman  
Representative Loraine Pace  
Representative Richard Walsh

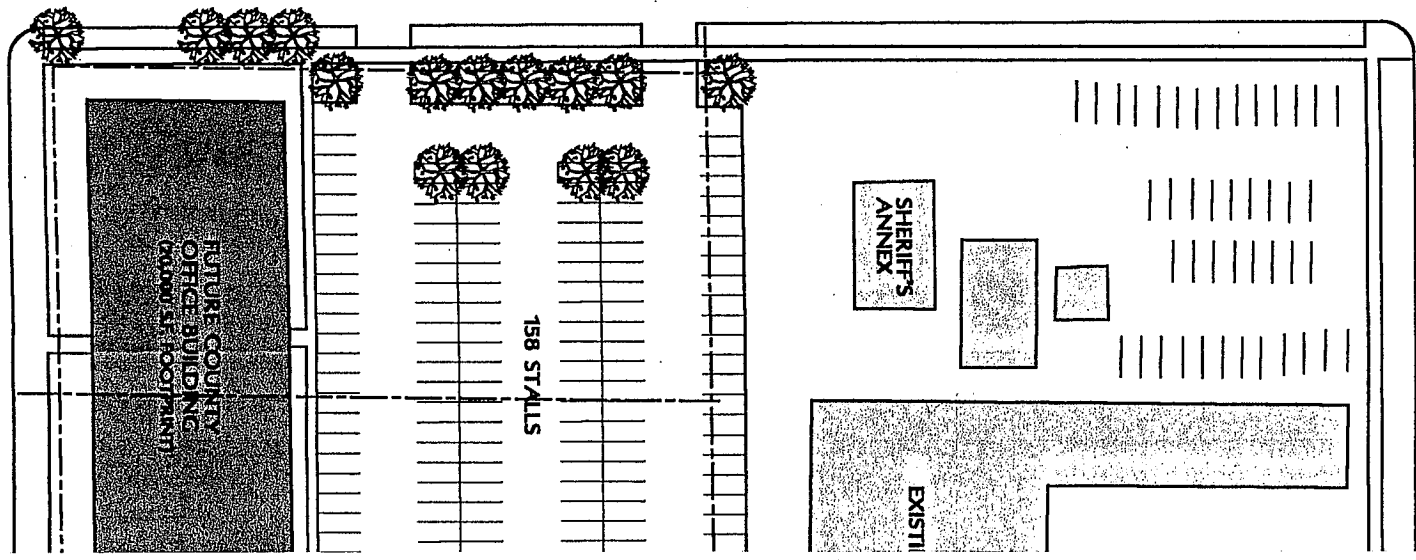
**SITE PLAN**

SCALE

0 10 20 30 40 50

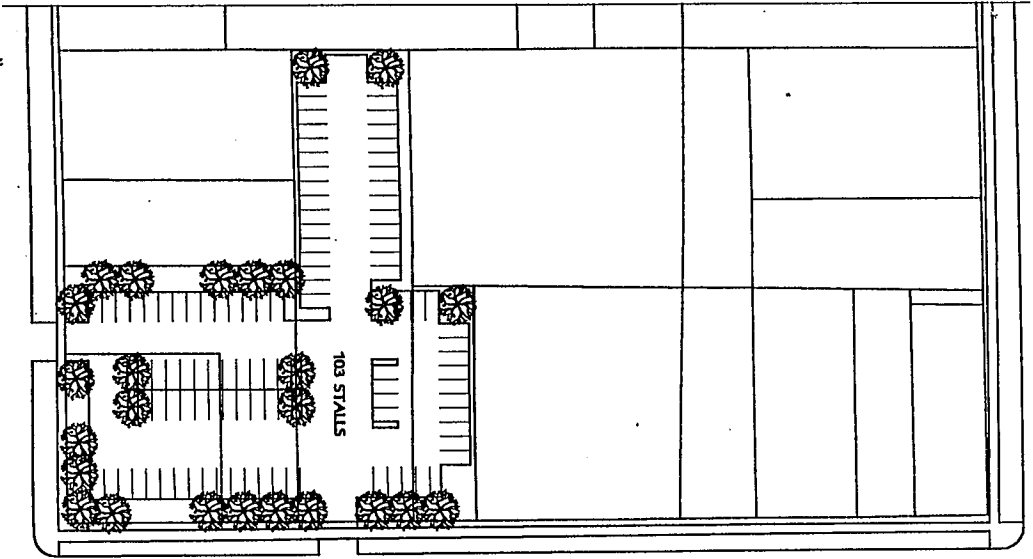


**100 WEST STREET**





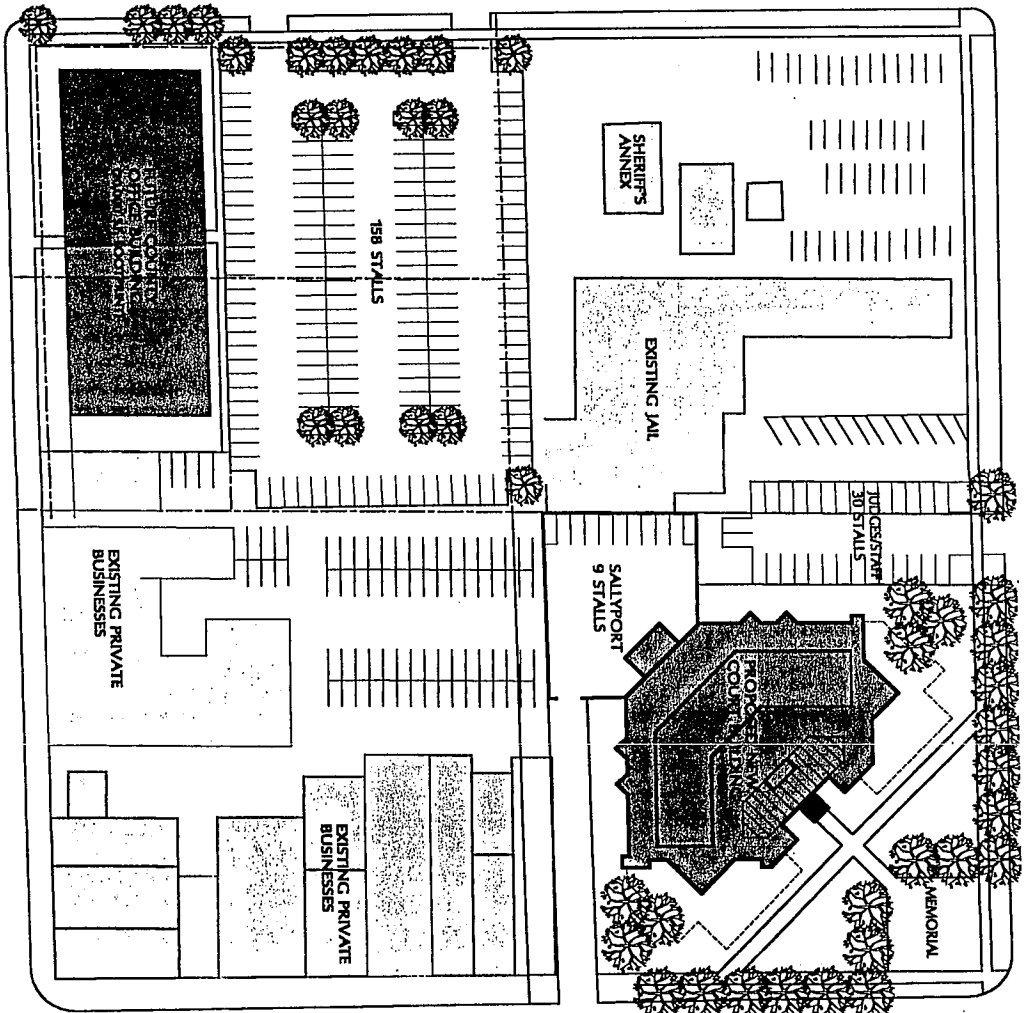
**SITE PLAN**



103 STALLS

100 WEST STREET

200 NORTH STREET



SHERIFF'S ANNEX

EXISTING JAIL

158 STALLS

JUDGE/STAFF 30 STALLS

SALTPORT 9 STALLS

EXISTING PRIVATE BUSINESSES

EXISTING PRIVATE BUSINESSES

POLICE COURT

MEMORIAL

MAIN STREET