

Approved

**Council Meeting**

**Minutes**

**27 June 2000**

**Cache County Council Meeting Minutes  
27 June 2000**

The Cache County Council met in a regular session on 27 June 2000 in the Cache County Council Chamber, 120 North 100 West, Logan, Utah 84321.

**Attendance:**

Council Chairman: Darrel L. Gibbons

Council Vice Chairman: H. Craig Petersen

Council Members: Sarah Ann Skanchy and Layne M. Beck

Cache County Executive: M. Lynn Lemon

Executive Assistant: Patricia W. Parker

Excused: Cory Yeates, Guy Ray Pulsipher, C. Larry Anhder and Cache County Clerk, Daryl R. Downs

The following individuals were also in attendance: Jim Smith, David Burris, Allen Burris, Linda Burris, Lorene Greenhalgh, Scott Hutchinson, Cindy Hall, Kathy Robison, Tamra Stones, Zach Elliott, Scout Troop No. 1, G. Lynn Nelson, Mike Weibel (Herald Journal) and Jenni Christensen (KVNU).

**Call to Order:**

Chairman Gibbons called the meeting to order at 5:01 p.m. Cache County Clerk, Daryl R. Downs was excused as he was running the primary election. Mr. Downs had asked Parker to take the minutes of this meeting.

**Invocation:**

H. Craig Petersen

**Review and Approval of Agenda:**

Item 8b. was added to the agenda. "Set Public hearing Re-zone FR-40 to PUD - 400 acres east of Ant Flat Road, south of Hardware Ranch and adjacent to Sheep Creek Cove - August 8, 2000 - 6:00 p.m." Skanchy asked to add under No. 11 Other Business the results of the Audit Committee Meeting.

**Review and Approval of Minutes:**

The minutes were corrected as follows: Under appointments - add "missing name". Under Other Items - second paragraph, last line - change to read "The County would still pay the salary and benefits of the secretary by contract." Under Bridgerland Travel Semi-Annual Report, first paragraph, line eight add "There is an" interactive calendar that local, etc. Under Television

Translator Discussion - line 10 change "Ken" to "Kent". Line 11 change to read - "Cache County has also become a member of the UAC Interlocal Cooperative which deals with rural television translators."

**Report of the County Executive:**

Lemon presented a plaque to the County Council that recognizes Cache County as being a 21<sup>st</sup> Century Community.

Appointments: To the Water Policy Advisory Board: Chris Luecke, the second member at-large and Taft Barrington, third member representing the cities and municipal water interests.

**Skanchy made the motion to approve the two appointments to the Water Policy Advisory Board as recommended by Executive Lemon. The motion was seconded by Beck. Passed unanimously.**

Appointment: To the College-Young Planning Board Scott Morrill who is replacing Greg Olsen who asked to be replaced. Morrill will be appointed to this Board to fill the unexpired term of Olsen.

**Skanchy made the motion to approve the appointment to the College-Young Planning Board as recommended by Executive Lemon. The motion was seconded by Beck. Passed unanimously.**

- Lemon reported on the CAT meeting held on June 27, 2000. There will be a public meeting on August 15, 2000 at 5:00 p.m. in the Logan City meeting room. The purpose is to let the public know about the Tony Grove to Franklin Basin project, give the public an opportunity to give comments on that and also the Bear Lake Rest Area project. The intent is to have these two projects bid out this year and then the work can actually proceed next year. Skanchy mentioned the last time she went through Logan Canyon she noticed some of the markers that they have on the interpretive signing which indicated we have moved ahead on that project.
- Lemon handed out the UDOT Region I list of projects. There are some listed that are part of our priorities also - one being the Smithfield/Idaho line preliminary engineering is going forth now; the Logan Canyon/Tony Grove/Franklin Basin, there is funding for that this year. Hyrum to Nibley, the plan is to widen that road in 2002; the Smithfield/Idaho line widen to four lines in 2003. (Attachment 1)
- Lemon stated that over ten years ago, we the County, in lieu of pay increase provided a 401K benefit for those members of local government either contributory or non-

contributory and they also did it for law enforcement. We have not done anything for firefighters because their rate was higher. However, this year their rate is going from 13.31% of salary to 10.2% of salary and Lemon recommended to Stones that with that drop in rate that we consider doing the same thing for the firefighters as we do for law enforcement - putting .44% of their salary into a 401K. Lemon asked if the Council was willing to support this recommendation or should it be put on a future agenda for further discussion. Gibbons asked that it be put on a future agenda.

- The warrants for June 16, 2000 were presented for filing.

**Budgetary Matters:**

A request for Intra-department Budget Transfer was presented by the Cache County Children's Justice Center for \$1,400.00. This is for payment of people attending the State Children's Justice Symposium per the AG's Office.

**A motion to approve the Intra-department Budget Transfer in the amount of \$1,400.00 was made by Petersen. The motion was seconded by Skanchy. Passed unanimously. (Attachment 2)**

**Public Hearings:**

Gibbons asked that a public hearing be set for July 11, 2000 commencing at 6:00 p.m. to open the 2000 Budget.

**A motion to set the public hearing to open the 2000 Budget on July 11, 2000 at 6:00 p.m. was made by Skanchy. The motion was seconded by Beck. Passed unanimously.**

Gibbons asked that a public hearing be set for August 8, 2000 to address a re-zone issue.

**A motion to set the public hearing to consider a re-zone FR-40 to PUD for August 8, 2000 at 6:00 p.m. was made by Petersen. The motion was seconded by Skanchy. Passed unanimously.**

Skanchy asked how much time would be needed for this public hearing. Gibbons asked Greenhalgh if she was expecting much public input. Greenhalgh responded that there may be a few people attend. Gibbons asked that 45 minutes be set aside for this hearing.

**Pending Action:**

Final plat approval of the Maple Leaf Ranch Subdivision and the Maple Leaf Estates Subdivision

was before the council for the second time. Skanchy stated that she had read through all the paper work and it seemed to her that they had complied with the requests that have been made of them and complied with the actions taken. Mr. Hoyt had stated that back in February that he had read the hydrology report and felt good about it, the subdivisions are located out of the culinary protection area for the water system. Lewiston had objected, but they are not located in Zone 1 or Zone 2 Protection Area. Skanchy felt the one issue was that they are up on the hillside and the water drainage might be tainted or impacted down below.

**Skanchy made the motion that the Council approve both subdivisions. The motion was seconded by Petersen.**

**Lemon asked the question that since the process is not completed until the Council acts on this motion, how can a court filing occur. Lemon explained that the County has been served with notice that it is going to be filed in District Court. Greenhalgh explained that it has been through the Planning Commission, Board of Adjustments, back to the Planning Commission and then appealed to the Board Adjustments and is now before the County Council for final approval. They can certainly file in District Court before the action here this evening. Greenhalgh recommended that the process be completed this evening and then let it be handled in the District Court.**

**The motion passed unanimously. (Attachment 3)**

**Resolution No. 2000-17:**

Cindy Hall, representing the Bear River Association of Governments and the Bear River Heritage Area appeared before the Council. Hall explained that there are several people involved in this project. Heritage Tourism is one of the biggest industries currently in the nation. Heritage Tourists spend a lot of money on keepsake items, as well as hotel rooms, they eat meals in restaurants. This effort began in the southern part of the State and started to promote businesses and people who produce various crafts. They created a Highway 89 travel guide. The travel guide was actually put together by the Utah Heritage Products Alliance. Which is an alliance of private businesses who wanted to promote their product and services in the southern part of the State. They saw this link with the Heritage Highway 89, a corridor that receiving designation as a heritage corridor. Right now this effort ends approximately in Manti. There are efforts underway to expand this to the northern part of the State including southeastern Idaho. Eventually it will go to Yellowstone. There are funds which may be available from the federal government (off shore oil money), State History Preservation Office and the Utah Humanities Council. The first thing that will be done as a Heritage Area is to develop a directory of Heritage businesses. The Travel Council has a good travel calendar of activities that go on in Cache Valley and we would like to add the Rich County activities as well as Box Elder County activities. This would bring everyone together in a region. The next meeting will be July 10, 2000 at the Western

## Heritage Center.

Skanchy asked if a county in one State can enter into an interlocal agreement with a county in another State. Hall responded that they must be able to because this agreement was taken from agreements that had been put together for the four corners area and the Utah/Nevada area. They have been working with the State Historical Preservation in getting this agreement drafted.

Skanchy referred to Page 3 of the proposed agreement - the councils are authorized to raise and receive monies, charge fees and hire people and may hire and designate an Executive Secretary and that the staff of BRAG is going to serve as the staff. How are you putting it all together financially and what impact will it be on our county and communities in our county? Hall responded that right now this agreement does not bind any of the parties to contribute monies or funds for people. If we were to have a special project, then it may be appropriate to enter into an agreement for that. Once the signatures are on the participation agreement, we will receive \$3,000.00 from the State Historical Preservation Office and that will be used to help develop the inventory and the directory. Right now there is not a stream of funds for this, everyone is pulling together projects that they are already involved in so that we can recognize what we are all doing and coordinate the efforts. Skanchy expressed concern about the County being asked for funds when the Chamber is involved, the Festival is involved, the Extension is involved.

Skanchy then referred to Page 5 of the agreement - It doesn't bind any partner or other parties to provide future monetary or other support except as further agreed. Who, if the majority agrees to give money, will take care of it and know who gave money or not? How much are we bound as a County by this? Hall responded that this does not bind the County to contribute money toward the effort now. Skanchy asked about by-laws being set up on the organization in terms of functioning and what is a quorum and who votes. Hall stated that once the agreement to participate is signed, then the by-laws, board members and an annual work plan will be developed. There will likely be smaller task work groups formed also.

Skanchy's concern is that the County contributes money to the Bridgerland Travel Region and the Cache Chamber of Commerce as well as Restaurant Tax money to some of the other entities and wondered in terms of the financial how you are looking at this. Hall stated that there is no budget and this is not asking for money at this time but just recognizing that these partners are willing to work with one another in promoting the Heritage Area. Those involved right now are the Cache Chamber of Commerce, the Bear Lake Regional Commission, Rich County, Utah State University, Utah Heritage Products Alliance, State Historic Preservation, the Bridgerland Travel Region.

**A motion to approve Resolution No. 2000-17 authorizing the Cache County Executive to execute the Bear River Heritage Area Participation Agreement was made by Skanchy. The motion was seconded by Petersen. Passed unanimously. (Attachment 4)**

**Establishing Speed Limits:**

Lemon reported that it has been determined with our insurance Loss Risk Management, Road Department and Sheriff Department that it is not proper to have a blanket speed limit. We probably will pursue approaching the legislature establishing a speed limit for any county graveled road that is not posted. The suggested speed limit will be 40 miles per hour. In order to comply with the law as it is now written we will go and look at those areas that we think are more dangerous and potentially dangerous and probably post them by Executive Order. This procedure was supported by the Council.

**Ambulance Settlement Proposal:**

Lemon stated that we need to formally agree on the proposal that was agreed to in the Ambulance Committee and recommended to Cache County and Logan City which is basically for this year ending June 2000 that the County agree to pay \$100,000.00 towards the ambulance deficit. Logan City intends to cancel the contract and then they want to re-negotiate that contract. Gibbons asked if Logan City had agreed to the \$100,000.00? Lemon responded that they had. Beck responded that at least on the committee they had. Mayor Thompson also represented to Lemon that Logan agreed. Gibbons asked if the Ambulance Committee would work on drafting a new agreement with Logan City. Lemon felt they would. Beck asked if Mayor Thompson had been asked to send written notice of the cancellation of the agreement. Skanchy felt that he had been asked to do this. Lemon will re-confirm and ask them to send written notice. Beck expressed concern about the concerns raised by Councilman Yeates at the last Council Meeting. Gibbons suggested that Yeates be invited to attend the next Ambulance Committee Meeting. Beck will contact Yeates and invite him to that meeting.

**A motion to pay Logan City \$100,000.00 settlement towards the deficit of the ambulance service was made by Petersen. The motion was seconded by Beck. Passed unanimously.**

**Resolution No. 2000-18:**

A discussion was held at the last council meeting on this Interlocal Cooperative Agreement with Utah State Extension and Cache County. A formal resolution was not available for action. The agreement refers to "incumbents" rather than "incumbent". Lemon clarified that it was only one person. Lemon explained that it was to the County's benefit to sign this agreement.

**A motion was made to waive the rules and authorize the Cache County Executive to execute the Interlocal Cooperative Agreement between the Utah State Extension and Cache County pending Lemon changing "incumbents" to "incumbent" was made by Beck. The motion was seconded by Skanchy. Passed unanimously. (Attachment 5)**

**Resolution No. 2000-19:**

Gibbons stated that the required public hearing had been held in the June 17, 2000 council meeting. There were no individuals at that meeting to speak against the formation of the agricultural protection proposed. This is on for first reading. Gibbons asked that this be put back on the next agenda for action.

**Quite Title Litigation Agreement:**

Lemon explained that several counties have been working together regarding RS2477 litigation as it relates to road. There was a Senate Bill passed during the last legislature and the Governor spoke about it at the last Elected Officials Day at the legislature. This is just formalizing an agreement between the Attorney General, the Governor and each County that is part of that. On the last agenda we were going to have a discussion with the Forest Service and Lemon hoped that that discussion could be held in advance of the Council talking about this. Lemon is very supportive of working on a State level on these issues. If it means going through litigation, it will be much better to do it as a whole rather than on an individual county basis. Beck asked if the County Attorney had reviewed this agreement. Lemon responded that they had. Skanchy stated that her interpretation is that the County is entering into an agreement with the Attorney General's office and giving them the authorization for them to move forward on it and that in the case of a conflict of interest some of the information is confidential and you would not disclose it. Skanchy did not see any problems in going forward with this agreement. Lemon did not see any real urgency on signing this agreement and suggested that perhaps the Council should meet with the Forest Service first. Beck asked what their position was on this. Lemon stated he felt the Forest Service feels that the RS2477 issues will have to be settled in Court (this was an informal response). Beck felt that if there is a change in Washington this fall we could see a different attitude coming out of the White House and we may not have these issues to address. Skanchy stated that the Council could probably go ahead and take care of this litigation agreement because the parties are the Attorney General, the State of Utah and the individual counties and is simply setting forth the legal delineation of the authority of the Attorney General in representing the State and the County. Gibbons asked that a resolution be prepared authorizing the County Executive to execute the agreement for the next meeting.

**County Jail:**

Gibbons stated the Items 10. d, e, f, and g are carry over items. Gibbons stated that Sheriff Nelson had written a memo concerning the recent escape and also has handed out a 5-year Plan for Inmate Housing. Gibbons asked Sheriff Nelson if he would like to address the Council.

Sheriff Nelson stated that the investigation into this inmates untimely leaving the facility is just about completed. There was an inmate on the inside and a couple of people on the outside that



assisted in the escape. There is anticipation of pending arrests regarding the assistance. The letter send to Lemon and Gibbons is requesting some funding to fix the problem that facilitated the escape. One of the critical things that assisted in the escape was on that particular day there was only two jailers on duty. They were trying to manage the facility, handle visitation and everything else that day. Sgt. Henry is working on the facility determining what areas need to be repaired to prevent another escape of this nature. When the investigation is complete, the Sheriff will report back to the Council. Lemon suggested that the Sheriff and Lt. over the jail come in and give report to the Council on exactly where we are personnel wise in the jail. Lemon reminded the Council that at budget time last year, there were no new positions budgeted for the jail pending a resolution with Logan City on paying for boarding their inmates who are Class C Misdemeanors or less. Sheriff Nelson stated that during the past week he learned more about the situation between Salt Lake City and Salt Lake County. Salt Lake has decided not to bill Salt Lake City for services. Sheriff Nelson felt that we are actually back to changing the law. Gibbons asked if the Sheriff's Association is planning on making a proposal to the legislature. Sheriff Nelson responded that he did not think they were. He also did not feel that UAC was going to approach the legislature either. Their biggest concern right now is trying to finish up negotiations between Department of Corrections and the State. (Attachment 6)

Sheriff Nelson referred to the 5-Year Plan and feels that the Department of Corrections is trying to assure that they do not have to move forward with the private prison as being suggested. Their plan is to get a discussion between the Department and the Counties as to what their future building plans are. (Attachment 7)

Beck asked if Davis County is in the process of building a new jail. Nelson responded that they are in the process of adding another pod on to house federal prisoners. Sheriff Nelson expressed concern over the Weber County jail that if they have the option to take federal prisoners rather than State just how many State prisoners will they take because they will get \$50.00-\$55.00 per inmate for Federal compared to the State at \$43.00 per inmate.

Beck asked the Sheriff how the negotiations have been going with the extension of his contract with Smithfield City and if he had people involved in their selection process for the police chief position. Nelson responded that they have renegotiated a contract from July thru December, 2000 which is a figure they decided they needed for their city. They have made an offer for a chief. Nelson stated that they were involved in the selection process - Tony Baird from the County Attorney's office, Kim Cheshire from the Sheriff's office and also Robert DeGasser prior to his health problems. Their target date is the first part of August to make the announcement.

Gibbons stated that the Council needs to have a discussion in the immediate future and decide how the Council wishes to go as it relates to the jail rather than continue to have updates. Sheriff Nelson stated that he has had an architect doing a study on the jail and will have that report to Lemon some time within the next two weeks.

Skanchy asked about a letter received from Jay Monson regarding wrecker service in the County. It was concluded that it was a dispatch problem. Skanchy asked what the Sheriff's policy is. Nelson responded that their policy is to do everything possible to get the owner of the vehicle to make the decision of where the vehicle will be transported. Otherwise we select the closest wrecker to the accident. Skanchy clarified that they do not have a rotation system. Nelson responded that was correct. Nelson stated that Logan City and the Utah Highway Patrol both have rotation plans of some sort, but the Sheriff's office does not. Lemon felt this was more a Logan City problem. Nelson had spoken with Randy Auman of Logan City and Auman was going to write a letter to Mr. Monson stating the policies of the three agencies.

Gibbons asked Lemon if there was any new information on the Administration Building for the County. Lemon responded that the studies will be complete and ready for the Council by July 15, 2000. After we receive the studies then the Council can begin the decision process as to what will be done with the old courthouse.

**Other Business:**

**External Audit Report:**

Skanchy reported that she and Stones met with representatives of the Auditors today and their draft is basically complete. Due to the turnover in Stones office when Earlene left caused some delay and with the new tax programs (In-Geo) they are running about 2 - 4 weeks late. They would like to submit the draft of the audit to the Audit Committee by July 11, 2000. They would then make their presentation to the Council during the July 25, 2000 Council Meeting. Skanchy stated a question had come up with respect to the challenges we face in getting the new program put together and getting all the appropriate information and they were wondering whether or not they should do anything more than simply point out what they have picked up from the audit. They would recommend that the continuing process should be left to management and In-Geo and try and straighten out the lack of communication in explaining what the problem is and as Stones pointed out it is a benefit now that we have some of their staff on hand. Lemon stated that we have had two employees of In-Geo working with the departments and going through the distribution report. Lemon felt we are getting closer to having it running correctly.

The Auditors have some recommendations as to purchasing and perhaps we should consider changing some of our levels. The grant problem was also discussed and individual departments that may go out seeking a grant and there has not been good follow up on the grant. They are recommending training for individuals that apply for grants to help them understand the process. Also there should be some type of control forms and monitoring of the grants put in place also.

**Board of Equalization Hearing Dates:**

The Board of Equalization Hearing Dates were set to begin on August 14, 16, and 18, 2000. They will continue through the following week as needed. Notice will be given to Council Members of the hearing dates so they may decide when they will each attend.

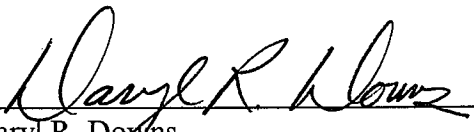
**Executive Use of County Council Car:**

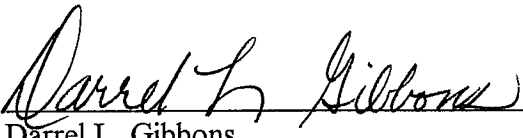
The issue of the Executive taking the County Council vehicle home after doing county business has been raised. Gibbons asked the County Attorney's Office to research the subject and give a clarification memo. This memo was written by Pat Nolan, Deputy County Attorney and Gibbons passed a copy to each council member. The County Council had followed the proper procedure and can set policy for each department as well as the Executive. Therefore the Council acted properly and the Executive can take the vehicle home. (Attachment 8)

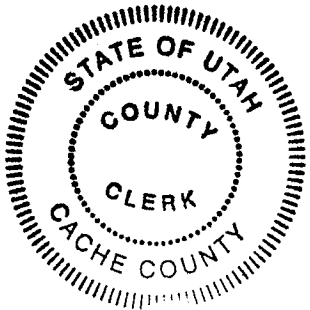
**Adjourn:**

No further business was brought before the Cache County Council and Gibbons adjourned the meeting at approximately 6:47 p.m.

These minutes were taken and transcribed by Patricia W. Parker, Executive Assistant.

  
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Daryl R. Downs  
Cache County Clerk

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



# Region One: Box Elder, Cache & Rich County Projects

FY	COUNTY	ROUTE	PIN #	PROJECT #	PROJECT LOCATION	PROJECT CONCEPT	EST. COST	FUND SOURCE	C.I.D.	Status	REF#
1987	CACHE	88	878	STP-0089(22)373	UTAH STATE UNIVERSITY PEDESTRIAN UNDERPASS	OVER SR-89 BETWEEN PARKING LOT AND CAMPUS	\$908,221	ENHANCEMENTS	05028	Maintenance	26
1987	CACHE	91	564	NH-0091(0)43	INTERSECTION OF SR-61 NORTH OF RICHMOND	INTERSECTION MODIFICATIONS	\$1,081,527	NATIONAL HIGHWAY SYSTEM	05231	Maintenance	27
1987	CACHE	91	1399	STP-9999(18)1	INTERSECTION OF SR-91 AND SR-101 IN WELLSVILLE	INTERSECTION MODIFICATIONS	\$1,029,971	HAZARD ELIMINATION	50001	Maintenance	28
1987	CACHE	89	130	*NH-BRF-0089(25)986	2 BRIDGES AND APPROACHES IN LOGAN CANYON	BRIDGE REPLACEMENT D288 D289	\$4,863,159	NATIONAL HIGHWAY SYSTEM	50040	Maintenance	29
1987	CACHE	30	1185	STP-0030(12)115	PARK AND RIDE NEAR 1200 WEST	CONSTRUCT NEW PARK AND RIDE LOT	\$721,883	LOGAN URBAN AREA	05127	Maintenance	30
1988	CACHE	1199	1630	STP-LC05(6)	1000 WEST 600 SOUTH IN LOGAN	INTERSECTION SAFETY IMPROVEMENTS	\$388,000	LOGAN URBAN AREA	50109	Construction	31
1988	CACHE	165	311	SP-0165(1)5	SR-165 INTERSECTION WITH SR-101 IN HYRUM	REALIGN INTERSECTION	\$2,281,638	STATE CONSTRUCTION	07532	Maintenance	32
1988	CACHE	30	1809	SP9999(44)0	1 LOCATION ON SR-30 IN REGION 1	TRAFFIC SIGNALS & RR XING IMPROVEMENTS	\$225,000	STATE TRAFFIC	90032	Construction	33
1988	CACHE	1216	1630	STP-LC05(6)	1400 NORTH, SR-91 TO 450 WEST IN LOGAN	WIDEN	\$545,000	LOGAN URBAN AREA	50109	Maintenance	34
1988	CACHE	LC05	1408	STP-LC05(4)	LOGAN PEDESTRIAN/BIKE PATH	CONSTRUCT PEDESTRIAN/BIKE PATH	\$450,000	ENHANCEMENTS	50008	Complete	35
1989	CACHE	LC05	1464	BRO-LC05(5)	SMITHFIELD CANAL NE SIDE OF NORTH LOGAN	BRIDGE REPLACEMENT # 005009C1	\$350,000	BRIDGE OFF SYSTEM - LOCAL	50056	Design	36
1989	CACHE	LC05	2349	HPP-LC05(7)	CACHE VALLEY CORRIDOR	PRELIMINARY ENGINEERING	\$500,000	HIGH PRIORITY PROJECTS	50314	MIS/ELS	37
2000	CACHE	LC05	2349	HPP-LC05(7)	CACHE VALLEY CORRIDOR	ADDITIONAL FUNDS	\$249,946	ANY AREA - CACHE	50314	MIS/ELS	38
2000	CACHE	LC05	2451	STP-LC05(9)	400 WEST SIDEWALK PROJECT, HYRUM	SIDEWALK ENHANCEMENT	\$134,000	ENHANCEMENTS	50416	Concept	39
2000	CACHE	91	772	SP-0091(9)32	SMITHFIELD TO THE IDAHO LINE	PRELIMINARY ENGINEERING	\$500,000	CENTENNIAL HIGHWAY FUND	78024	Concept	40
2000	CACHE	VAR	2449	STP-LC03(7)	NORTH UTAH BONNEVILLE TRAIL	FEASIBILITY STUDY	\$92,500,000	ENHANCEMENTS	50415	MIS/ELS	41
2000	CACHE	89	584	*NH-0089(29)993	LOGAN CANYON, TONY GROVE TO FRANKLIN BASIN ROAD	RECONST. & REPLACE UPPER TWIN BRIDGE	\$8,450,000	NATIONAL HIGHWAY SYSTEM	50145	Design	42
2000	CACHE	89-91	2317	STP-1192(1)0	CENTER STREET IN LOGAN	ROADWAY IMPROVEMENTS	\$388,142	ANY AREA - CACHE	50353	Design	43
2000	CACHE	LOCAL	2315	STP-LC05(8)	1000 EAST IN LOGAN	IMPROVE WIDEN SIDEWALK	\$688,475	ANY AREA - CACHE	50352	Design	44
2000	CACHE	91	2355	SP-0091(14)13	SR-91 SARDINE CANYON	SR-91 SARDINE CANYON MEDIAN BARRIER	\$500,000	SPOT IMPROVEMENT	70119	COMPLETE	45
2000	CACHE	91	2451	SP-0091(12)35	NORTH OF SMITHFIELD	WIDEN/LEFT TURN POCKET	\$60,000	STATE CONSTRUCTION	31048	Complete	46
2000	CACHE	VARI0U		SP-9999(5)7	1400 N. 800 E. LOGAN	SIGNAL	\$100,000	SAFETY SIGNAL	90083	Complete	47
2000	CACHE	239		SP-0239(1)0	SR-239 N LOGAN TO LOGAN	PLANT MIX SEAL	\$215,000	STATE CONSTRUCTION	31039	CONSTRUCTION	48
2000	CACHE	237	2878	STP-0237(1)4	SR-237, US-91 TO 200 WEST, HYDE PARK	SIDEWALK ENHANCEMENT	\$128,450.54	ENHANCEMENTS	50532	Design	49
2001	CACHE	237	2752	SP-0237(3)1	SR-237, 1800 N. @ 800 E. IN LOGAN	ADD TURN LANES/IMPROVE INTERSECTION	\$280,000	SPOT IMPROVEMENT	98144	DESIGN	50
2001	CACHE	VAR	1215	STP-L999(4)	LOGAN SIGNAL COORDINATION	COORDINATE SIGNALS	\$1,000,000	LOGAN URBAN AREA	05174	Feasibility	51
2002	CACHE	LC05	2349	HPP-LC05(7)	CACHE VALLEY CORRIDOR	PRELIMINARY ENGINEERING	\$625,000	HIGH PRIORITY PROJECTS	50314	MIS/ELS	52
2002	CACHE	165	2574	STP-0165(1)4	HYRUM TO NIBLEY	RECONSTRUCT, WIDEN TO FOUR LANES	\$4,200,000	ANY AREA - STATEWIDE	50418	Concept	53
2002	CACHE	89	584	*NH-0089(29)993	LOGAN CANYON, TONY GROVE TO FRANKLIN BASIN	RECONSTRUCTION	\$2,500,000	NATIONAL HIGHWAY SYSTEM	50145	Design	54
2003	CACHE	91	772	SP-0091(9)32	SMITHFIELD TO THE IDAHO LINE	WIDEN TO FOUR LANES	\$27,500,000	CENTENNIAL HIGHWAY FUND	78024	Design	55

**REQUEST FOR INTRA-DEPARTMENTAL BUDGET TRANSFER**

Department: Cache County Children's Justice Center  
Date: 6/21/00

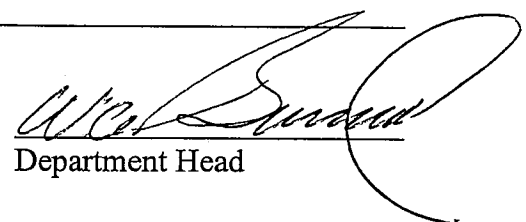
Amount to be transferred --- (rounded to the nearest dollar) \$ 1,400

Transfer from ---  
Line Item No. 29-4149-310  
Fund Designation: Professional/Technical  
Original Budget \$ 3,300  
Expenditures to date \$ 0  
Balance before transfer \$ 3,300  
Balance after transfer \$ 1,900

Transfer to ---  
Line Item No. 29-4149-230  
Fund Designation: Travel/Conferences  
Original Budget \$ 4,367  
Expenditures to date \$ 3,664  
Balance before transfer \$ 703  
Balance after transfer \$ 2,103

Description of needs and purpose of transfer ---

Money for payment of people attending State Children's Justice Symposium per A.G.'s Office.

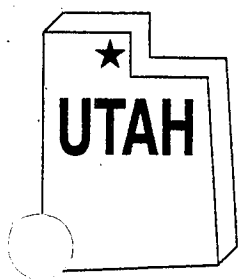
  
Department Head

Recommendation:  Approval  Disapproval  
Comments:

Date: 6/21/2000   
Auditor

Recommendation:  Approval  Disapproval  
Comments:

Date: 6/22/2000   
County Executive




# Cache County Corporation

LORENE GREENHALGH  
Zoning Administrator  
(435) 716-8350

179 North Main, Room 210

Logan, Utah 84321  
MEMORANDUM

TO: Cache County Council

FROM: Peggy Johnson for Lorene Greenhalgh, Zoning Administrator 

DATE: June 7, 2000

SUBJECT: Maple Leaf Ranch Subdivision & Maple Leaf Estates Subdivision

---

Allen E. Burris, agent for himself and Stephen & Tamara Wickham, is requesting County Council approval of a 5-lot minor subdivision on 32.39 acres of property in the Agricultural Zone to be called the Maple Leaf Ranch Subdivision with an existing single family dwelling on one lot located at 12110 North 2000 East, and for the construction of a single family dwelling on each of the remaining four lots to be located at 12040 North, & 12080 North 2000 East, and 2163 East & 2285 East Maple Leaf Drive, northeast of Richmond.

Allen E. Burris, agent for himself/A. Blake Winward/Wayne Allen, is requesting County Council approval of a 5-lot minor subdivision on 38.08 acres of property in the Agricultural Zone to be called the Maple Leaf Estates Subdivision for the construction of a single family dwelling on each lot located at 11900 North, 12020 North, & 12020 North 2000 East, and 2298 East & 2307 East Maple Leaf Drive, northeast of Richmond.

These two subdivisions are adjacent to each other and have been reviewed in the same meetings since December 1999. Preliminary plat approval for each was given 7 February 2000. Board of Adjustment approval was given 16 March 2000 and final plat approval was given 3 April 2000. This approval was appealed to the Board of Adjustment by Bill Dutro through his attorney Jonathan P. Thomas. The Board of Adjustment upheld the Planning Commission's decision to approve the two subdivisions on 18 May 2000. Those minutes have not been complete, but will be forwarded in rough draft if completed prior to the County Council meeting.

If additional information or materials are desired, please feel free to contact the Zoning Office and we will be happy to accommodate you.

CACHE COUNTY  
RESOLUTION NO. 2000-17

A RESOLUTION APPROVING INTER-LOCAL COOPERATION ACT and PARTNERSHIP AGREEMENT FOR THE BEAR RIVER HERITAGE AREA.

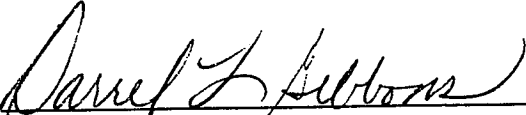
The County Council of Cache County, Utah, in regular meeting, lawful notice of which has been given, finds that it is in the best interests of the citizens of Cache County enter into an Inter-Local Cooperation Act and Partnership Agreement for the Bear River Heritage Area.

NOW, THEREFORE BE IT RESOLVED that the Cache County Executive is hereby authorized to execute the Inter-Local Cooperation Act and Partnership Agreement for the Bear River Heritage Area.



This Resolution shall take effect immediately upon adoption.

DATED this <sup>27<sup>th</sup></sup> 13<sup>th</sup> day of June, 2000.

CACHE COUNTY COUNCIL

By:   
Darrel L. Gibbons, Chairman

ATTEST:

   
By: Daryl R. Downs / Patricia W. Parker  
Cache County Clerk / Executive Assistant

COOPERATIVE AGREEMENT

Between

Utah State University Extension and Cache County

The purpose of this cooperative agreement is to provide improved Extension Services to the people in Cache County. Specifically, this agreement refers to secretarial assistance in the Cache County Extension Program.

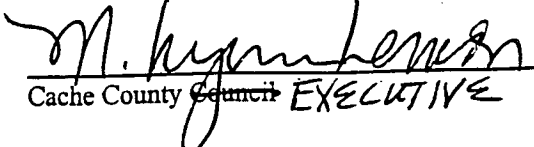
A. Utah State University agrees to:

1. Develop secretarial descriptions.
2. Provide supervision for the incumbents to determine compliance with the position description.
3. Allow the incumbents to participate in the Utah State University staff benefit program (life insurance, health insurance, retirement benefits, etc.).
4. Insure that the incumbents comply with the leave policies of Utah State University. (This includes annual and sick leave, and state holidays.)
5. Send a quarterly invoice to the County Council showing total costs (direct salary payments plus benefits).
6. Cooperate with the County Council in all aspects of the Extension Program.
7. Address any concerns the County Council might have with the secretary's performance and take appropriate action to correct the situation, including replacement of the secretary if necessary.

B. Cache County agrees to:

1. Provide contract funds to Utah State University for a full time secretarial position. This includes salary payments as well as contributions to the benefit programs-life insurance, health insurance, retirement, etc. The initial annual funding would be approximately \$ 28,290.
2. Make available funds for future salary increases: these increases are to be based on the increases provided to other Utah State University employees.
3. Cooperate with the Utah State University Extension in all aspects of the Extension program.

This agreement will become effective on July 1, 2000, and will continue until terminated in written notice delivered to the other party sixty (60) days before the date of termination. Any changes, additions or deletions to this agreement will be submitted in writing and approved by both parties.

  
Cache County Council **EXECUTIVE**

6/30/2000  
Date

\_\_\_\_\_  
Dr. Robert Gililland, Vice President for Extension  
& Continuing Education, Utah State University

\_\_\_\_\_  
Date

\_\_\_\_\_  
Michael R. Lewis, Director of Contracts and Grants  
Utah State University

\_\_\_\_\_  
Date



CACHE COUNTY  
RESOLUTION NO. 2000-18

A RESOLUTION APPROVING COOPERATIVE AGREEMENT BETWEEN UTAH STATE  
UNIVERSITY EXTENSION AND CACHE COUNTY.

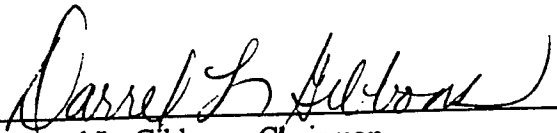
The County Council of Cache County, Utah, in regular meeting, lawful notice of which has been given, finds that it is in the best interests of the citizens of Cache County to enter into a Cooperative Agreement between Utah State University Extension and Cache County.

NOW, THEREFORE BE IT RESOLVED that the Cache County Executive is hereby authorized to execute the Cooperative Agreement between Utah State University Extension and Cache County.

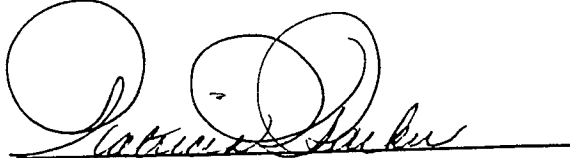
This Resolution shall take effect immediately upon adoption.

DATED this 27<sup>th</sup> day of June, 2000.

CACHE COUNTY COUNCIL

By:   
Darrel L. Gibbons, Chairman

ATTEST:



By: *Daryl R. Downs* / Patricia W. Parker  
Cache County Clerk Executive Assistant

**CACHE COUNTY AGREEMENT  
EXECUTION CHECKLIST**

County Agreement No. : 00-37-00

Contracting Parties: BRAG  
Cache County

Agreement is complete with all attachments and ready to be executed.  
(Initials BRG, Date 5/24/00)

County Executive's Office has assigned a Contract Agreement Number.  
(Initials BRG, Date 5/24/00)

County Attorney's Office has reviewed the contract and rendered a legal opinion.  
(Initials P. N., Date 26 May 2000)

Approval of the County Council is required and has been given, or

Approval of the County Council is not required.  
(Initials BRG, Date 5/24/00)

Comments (if any): \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

May 16, 2000  
June 23, 2000

**INTER-LOCAL COOPERATION ACT**  
**and**  
**PARTNERSHIP AGREEMENT**  
for the  
**BEAR RIVER HERITAGE AREA**

between

Box Elder County, Cache County, Rich County, Brigham City,  
Willard City, Tremonton City, Wellsville City, City of Logan, Hyrum City, Richmond City,  
Bridgerland Travel Region, Cache Chamber of Commerce, Brigham City Chamber of  
Commerce, Bear Lake Rendezvous Chamber of Commerce, Bear River Valley Chamber of  
Commerce, Northwest Band of the Shoshone Nation, Golden Spike Tourist Council, American  
West Heritage Center, Utah State University Extension, USU Small Business Development  
Center, Bear River Association of Governments, Bear River Economic Development District,  
Bear River RC&D, Bear Lake Regional Commission, Pioneer Country Travel Council,  
Preston Area Chamber of Commerce  
(known as local partners)

Utah Open Lands, Utah Heritage Foundation, Utah Heritage Products Alliance  
(known as other partners)

AND

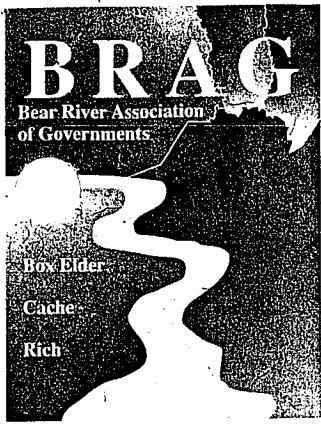
Utah Department of Community and Economic Development  
Utah Department of Agriculture  
Utah Department of Transportation  
Utah Division of Parks and Recreation  
United States Forest Service  
(known as state and federal partners)

THE PURPOSE OF THIS AGREEMENT is to provide greater opportunity for partners in the Bear River region in Northern Utah and Southern Idaho to work together in identifying, preserving, and enhancing our natural, cultural, and economic heritage and stabilizing and expanding the economic opportunities associated with our heritage.

WHEREAS, it is the purpose of the Interlocal Cooperation Act to permit local government units to make the most effective use of their powers by enabling them to cooperate with other localities on the basis of their mutual advantage and thereby to provide services and facilities in a manner and in an organizational form that will work best with geographic, economic, population, and other factors. This effective use of powers enhances development of the local communities and provides the benefits of economies of scale, economic development, and the overall promotion and general welfare of the local governments and the state; and

WHEREAS, any power or powers, privileges, or authorities exercised or capable of exercise by a political subdivision or agency of this state may be exercised and enjoyed jointly with any other political subdivision or agency of this State and jointly with any public agency of the United States that permits such joint exercise or enjoyment; and

WHEREAS, any two or more political subdivisions and any agency of this State and any agency of the United States may enter into agreements with one another for joint or cooperative action



# BEAR RIVER ASSOCIATION OF GOVERNMENTS

170 N. Main, Logan, Utah 84321 ♦ (435) 752-7242 ♦ FAX (435) 752-6962 ♦ Home Page: www.brag.dst.ut.us

CACHE COUNTY

MAY 17 2000

EXECUTIVE

EXECUTIVE DIRECTOR  
Roger C. Jones

GOVERNING BOARD

Chairman  
Layne M. Beck  
Councilman

BOX ELDER COUNTY

R. Lee Allen,  
Commissioner  
LouAnn N. Christensen,  
Councilmember  
Steven Holmgren,  
Mayor  
Royal K. Norman,  
Commissioner  
Suzanne R. Rees,  
Commissioner

CACHE COUNTY

M. Lemmon,  
Executive  
D. Gibbons,  
Councilman  
Alma Leonhardt,  
Mayor  
Doug Thompson,  
Mayor

RICH COUNTY

Bill Cox,  
Commissioner  
Don Huether,  
Mayor  
Kevin Keard,  
Mayor  
Bryce Nielson,  
Commissioner  
Norman A. Weston,  
Commissioner

# Memo

**To:** Governing Board Members  
**From:** Cindy Hall *Cindy*  
**Date:** May 16, 2000  
**Subject:** Bear River Heritage Area

*Pat  
Please assign  
number & send  
to Attorney.  
Thanks  
Lynn*

Attached is a Partnership Agreement whereby communities, counties, chambers of commerce, travel councils, USU, and local, state, and federal agencies can work together in protecting, enhancing, and promoting the heritage assets that are so plentiful in Northern Utah and Southeastern Idaho. Representatives of each of the entities listed in the agreement have been contacted and most have met together in reviewing the purpose and the details of the agreement. We are now at the stage of getting the official signature from each of the entities so that we may execute the partnership agreement and begin developing and implementing a work plan for enhancing heritage industries in the Bear River District.

Please review this prior to the meeting on May 23<sup>rd</sup> so that we may discuss it further at that time. You may call me prior to the meeting if you have any questions, comments, or concerns.

pursuant to the Interlocal Cooperation Act; and

WHEREAS, any two or more political subdivisions and any agency of this State and any agency of the United States may agree to create a separate legal or administrative entity to accomplish the purposes of their joint or cooperative action, including the undertaking and financing of facilities or improvements to provide the services contemplated by this Agreement; and

WHEREAS, counties in Northern Utah and Southern Idaho enjoy a common heritage and enjoy related and diverse natural and cultural resources, tourism opportunities, and economic bases; and

WHEREAS, the local partners identified herein are committed to the preservation and rehabilitation of their natural, cultural, and economic heritage, and are committed to the growth and stabilization of their economic and tourism base while preserving and expanding their cultural heritage; and

WHEREAS, local partners have chosen to join together for the exercise of their individual and joint powers and authorities for their individual and mutual purposes and for providing joint facilities, services, and improvements that will benefit the counties, the communities therein, the region, and the individuals and businesses residing in and coming to the region; and

WHEREAS, entry into and execution of this Agreement constitutes a lawful and public purpose of each of the partners to advance and enhance the interests and benefits of the partners and their residents; and

WHEREAS, Northern Utah and Southern Idaho have a unique history and culture embodied in their buildings, agricultural enterprises and food products, handicrafts, events, pageants, folk life, traditional recreation, and other aspects of their communities; and

WHEREAS, participation in this Agreement appropriately reflects the authority of the various parties under this agreement and is a proper organizational structure to allow a smooth and lawful accomplishment of the purposes of this Agreement.

**NOW THEREFORE, the local partners agree as follows:**

1. That the Bear River Heritage Area Council shall consist of at least one representative from Box Elder County, Cache County, Rich County, Brigham City, Willard City, Wellsville City, City of Logan, Hyrum City, Richmond City, Bridgerland Travel Region, Cache Chamber of Commerce, Brigham City Chamber of Commerce, Bear Lake Rendezvous Chamber of Commerce, Northwest Band of the Shoshone Nation, Golden Spike Tourist Council, American West Heritage Center, Utah State University Bear River Association of Governments, Bear River Economic Development District, Bear River RC&D, Bear Lake Regional Commission, Pioneer Country Travel Council, Preston Area Chamber of Commerce.
2. That the Council shall choose a chair from among its members.
3. That the chair may convene such meetings as he or she deems necessary, but not less than four per year.
4. That the Council may adopt such rules, regulations, and by-laws as are consistent with the terms of this Agreement.
5. That the provisions of this Agreement regarding the creation and duties of the Council may

be modified and amended by written agreement of the partners.

6. That the Council shall be authorized to raise and receive monies, charge fees for its services, and, to the extent of its budget, hire agents and employees and expend monies for the purposes stated therein.
7. That the Council may hire or designate an executive director who shall be charged with the executive operating authority of the Council, subject to control and direction by the Council.
8. That the Council is authorized to enter into agreements with public and private entities to accomplish the purposes stated herein.
9. That each partner shall provide administrative and technical support, on a pro rata basis and as a greed, to enable the Council to accomplish the purposes of this Agreement, and shall supply such other support as is necessary and as agreed.
10. That the partners hereby recognize that the staff of the Bear River Association of Governments and Bear River Economic Development District shall serve as staff for the Bear River Heritage Area Council and shall be charged with facilitating the accomplishment the purposes of this cooperative agreement.

**The local partners specifically agree that the Council has the following duties, and responsibilities:**

#### **Plans and Strategies**

1. Prepare a strategic plan for implementation of this Agreement that articulates the vision, mission, and organizational structure of this Agreement.
2. Prepare an annual work plan that identifies projects, revenues, and expenditures.
3. Coordinate with other private, local, state, and federal plans as appropriate.

#### **Products and Programs**

1. Create, utilize, and maintain the following products and programs:
  - A. Input and maintain the data base of existing and potential heritage attractions, landscapes, sites, facilities, services, events, artists, and products using the Utahreach data base housed at Utah State University.
  - B. Print a directory of heritage attractions, landscapes, sites, facilities, services, events, artists, and products.
  - C. Develop a Travel Guide for Heritage Highway 89 in northern Utah using the database and directory.
  - D. Implement the projects and programs identified in the annual work plan.

#### **Central Office**

1. Create and provide an adequately equipped central office that is set up with a computer that has access to the state wide area network (WAN).
2. Maintain access to all products, services, and programs of the Council.

**Other State and Federal partners** signing below agree to provide such assistance and benefits and perform specific duties as follows and as resources permit:

**The Utah Division of Community Development, Utah Division of Business and Economic Development, Utah Division of State History, Utah Arts Council, Utah Travel Council, Utah Department of Agriculture, Utah Department of Transportation, Utah Division of Parks and Recreation, Utah State University, Utah Heritage Foundation, United States Forest Service shall:**

1. Assist the council with funding, technical assistance, and other services related to the implementation of this Agreement consistent with their various missions and responsibilities.
2. Assist in preparing and implementing Plans and Strategies under this Agreement.
3. Assist in creating, utilizing, and maintaining Products and Programs under this Agreement.

**In Addition to the Services Agreed to above:**

**Utah Division of State History shall:** provide \$3,000.00 to the Council upon the signing of this Agreement.

**Utah State Parks and Recreation and the United States Forest Service shall:**

1. Assist with interpretation of heritage sites.
2. Assist with networking of heritage sites and programs.

**Utah Heritage Products Alliance shall:**

1. Expand their membership to include heritage business owners from the Bear River Heritage Area.
2. Assist in marketing heritage industries along and near Highway 89 from Farmington north to southern Idaho.

**Utah Open Lands shall:**

Assist in protecting farms, ranches, and other open lands so that they may continue to contribute to the heritage of the Bear River region.

**All partners further and generally agree as follows:**

1. To provide resources, services, and expertise consistent with their respective missions, purposes, and abilities.
2. That this Agreement does not bind any partner or other party to provide future monetary or other support except as further agreed or as agreed herein.
3. That other entities may join this Agreement by committing services, products, or other assistance consistent with the principles of this Agreement.
4. That any partner may withdraw from this Agreement at any time by providing written notice to the Director.
5. That this Agreement may be modified and amended by written agreement of the parties hereto.
6. That all activities and projects under this Agreement shall be conducted in accordance with the applicable laws, regulations, and general provisions of the United States and the State of Utah, specifically including the state and federal civil rights laws and the Americans with Disabilities Act.

7. That nothing in this agreement shall be construed as enlarging or diminishing the responsibility and authority of any of the partners involved.
8. Entities committed to protecting and enhancing the heritage assets and economies in the Bear River Region and willing to become active partners in developing projects and programs with the Bear River Heritage Area may be incorporated into this partnership agreement upon signature of the legal representative of said entity.



THE UNDERSIGNED REPRESENT THE ORGANIZATION AS INDICATED

BEAR RIVER HERITAGE AREA COUNCIL MEMBERS:

\_\_\_\_\_  
Box Elder County

*M. [Signature]*  
\_\_\_\_\_  
Cache County

\_\_\_\_\_  
Rich County

\_\_\_\_\_  
Brigham City

\_\_\_\_\_  
Willard City

\_\_\_\_\_  
Wellsville City

\_\_\_\_\_  
City of Logan

\_\_\_\_\_  
Hyrum City

\_\_\_\_\_  
Richmond City

\_\_\_\_\_  
Bridgerland Travel Region

\_\_\_\_\_  
Cache Chamber of Commerce

\_\_\_\_\_  
Brigham City Chamber of Commerce

\_\_\_\_\_  
Bear Lake Rendezvous Chamber of Commerce

\_\_\_\_\_  
Northwest Band of the Shoshone Nation

\_\_\_\_\_  
Golden Spike Tourist Council

\_\_\_\_\_  
American West Heritage Center

\_\_\_\_\_  
Utah State University

\_\_\_\_\_  
Bear River Association of Governments

\_\_\_\_\_  
Bear River Economic Development District

\_\_\_\_\_  
Bear River RC&D

\_\_\_\_\_  
Bear Lake Regional Commission

\_\_\_\_\_  
Pioneer Country Travel Council

\_\_\_\_\_  
Preston Area Chamber of Commerce

**OTHER, STATE and FEDERAL  
PARTNERS**

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Utah Open Lands

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Utah Heritage Products Alliance

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Utah Heritage Foundation

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Utah Department of Community and  
Economic Development

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Utah Division of Community Development

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Utah Division of Business Development

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Utah Division of State History

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Utah Arts Council

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Utah Division of Travel  
Development/Tourism

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Utah Department of Agriculture

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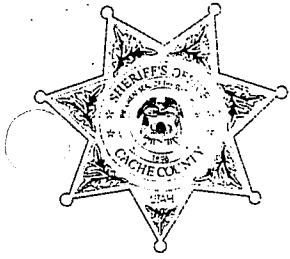
Department of Transportation

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Division of Parks and Recreation

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United States Forest Service, Wasatch Cache  
National Forest



# 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*

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

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

Robert L. DeGasser, Captain  
Emergency Management  
(435) 750-7406

Von B. Williamson, Lieutenant  
Jail Division  
(435)750-7430

David L. Bennett, Lieutenant  
Support Services Division  
Investigations  
Civil / Courts  
(435)750-7407

Kim Cheshire, Lieutenant  
Patrol Division  
School Resource  
(435) 750-7404

CACHE COUNTY

JUN 26 2000

EXECUTIVE

*Pat  
Please copy  
for Darrell*

Monday June 26, 2000

M. Lynn Lemon, County Executive  
Darrell Gibbons, County Council Chair  
Cache County Corporation  
Logan, Utah

*M. Lynn Lemon*  
Dear Lynn and Darrell:

As you know on Sunday June 25th, inmate Leland Clark broke out of the jail through a suspended ceiling. We are investigating this escape and will do everything we can to re-capture this criminal promptly.

This incident is a symptom, in my opinion, of two problems. First, the current jail is over thirty years old. The 1992 remodel was done on a shoestring budget and the room where the escape occurred was known to us as a area of vulnerability. We will move forward to harden this area so another escape incident does not occur at this particular location.

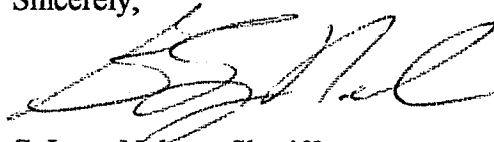
Secondly, it is a symptom of short staffing. At the time of this break out, there were two deputy sheriffs on duty and one civilian control room operator. Daily staffing levels should be at least four deputies on duty. The jail routinely operates with only three and sometimes two deputies. When this escape was discovered one deputy was issuing fresh clothing and bedding to inmates in another part of the facility as quickly as he could so he could be ready to start handling visiting hours. The other deputy was in the booking area to receive incoming prisoners and doing administrative paperwork.

I respectfully request that emergency funding be put in place for the hardening of these vulnerable areas and any other security risks that may be identified in the near future. None of us want to put large amounts of money into this old building, however, I believe we must do what is necessary to prevent further breaches of security such as the one last Sunday.

While brick and mortar will solve some of these problems, I believe the much more critical issue is adequate personnel to safely manage the full jail. Therefore I also request that the County Council authorize me to hire at least five deputies. This will provide one additional person on each of the jail shifts twenty-four hours a day.

The County Council's prompt attention to this problem is critical to help insure the public's safety and the safety of my deputies. Thank you.

Sincerely,

A handwritten signature in black ink, appearing to read 'G. Lynn Nelson', written in a cursive style.

G. Lynn Nelson, Sheriff

# 5-Year Plan for Inmate Housing

Utah Department of Corrections

April 3, 2000

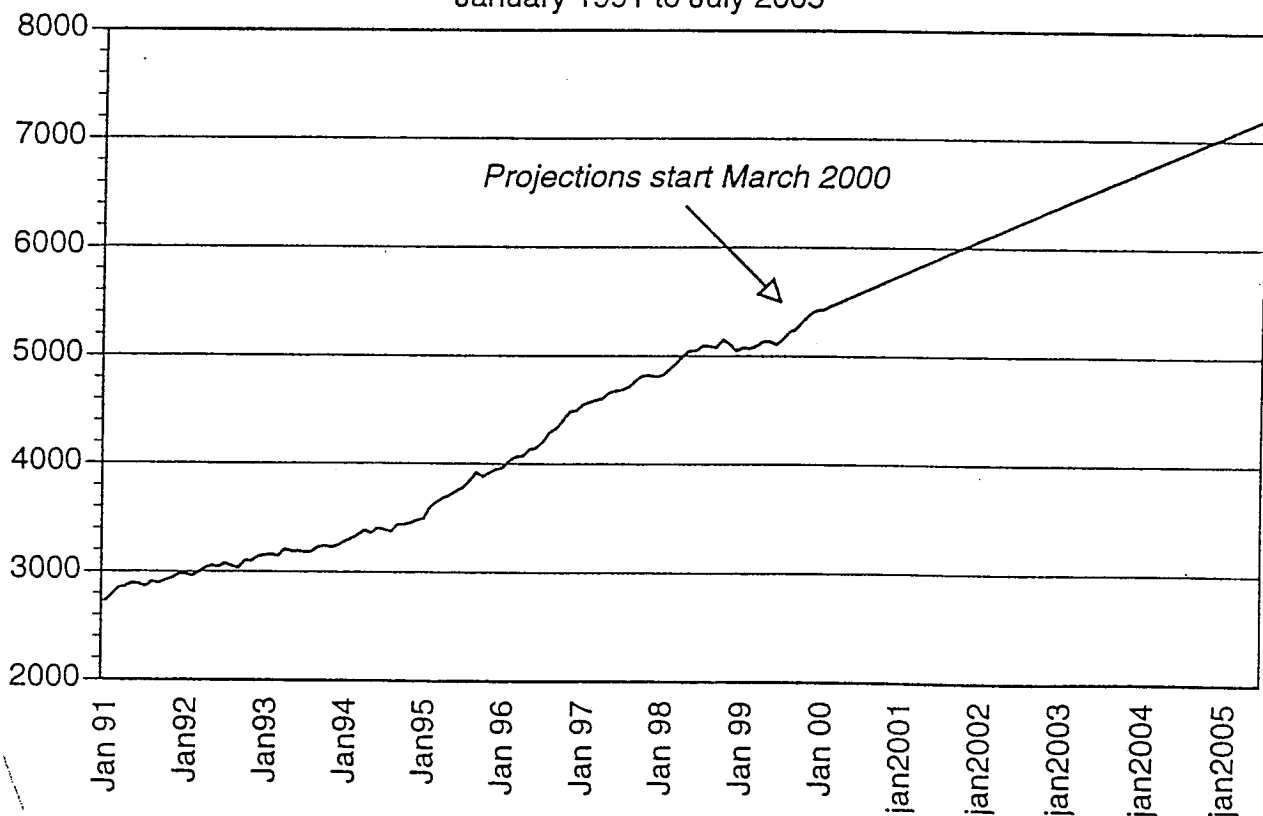
## Projections

Corrections' planning process includes a twice-yearly revision of the incarcerated population projections with an accompanying adjustment of the plan for housing these offenders. The projections are revised in March and again in October to reflect changing patterns in incarceration in Utah.

The projections done in October of 1999 led to an estimated growth rate of 250 offenders each year. This was a major decrease from the March 1999 projections which showed a growth rate of 450 offenders each year. These lower projections resulted from a full year of almost zero growth between June of 1998 and July of 1999. However, beginning in about July of last year, the rate of increase began to accelerate, suggesting that the October 1999 projections would be too low.

The new projections show a growth rate between these two extremes. Corrections' current projections suggest that the incarcerated population will increase by a rate of 325 offenders each year. The following chart shows incarcerated population growth beginning in 1991 followed by the projections.

**Incarcerated Population and Projections**  
January 1991 to July 2005



## Housing Plan

Corrections' housing plan is designed to provide the number and type of prison beds that the State needs at the lowest possible cost consistent with the demands of public safety. The Department has worked with county jails across the state and with private contractors to find the right kind of beds at the best cost.

**Type of beds needed.** Corrections estimates that up to one-third of the incarcerated population could be housed in either county jails or private prisons. The remaining population either 1) poses too great a risk to public safety, 2) is too difficult to manage, 3) is mentally ill, or 4) is physically ill which would prevent them from being housed outside of state facilities. Planning for future facilities is aimed at contracting for one-third of the needed housing and providing state facilities for the remaining two-thirds.

**Comparing County Jail Contracting to Private Contractors** Corrections has recently engaged in a careful review of the costs and benefits of private prison contractors compared to the option of contracting with local county jails. This analysis showed that, at least at present, county jail contracting is much more cost-effective for Utah while serving the same offender population as a private facility. Because of this conclusion, Corrections has decided that it will pursue county jail beds for the one-third of the inmate population which can be housed outside state facilities.

The following table shows Corrections plans for providing adequate housing for the entire projected incarcerated population.

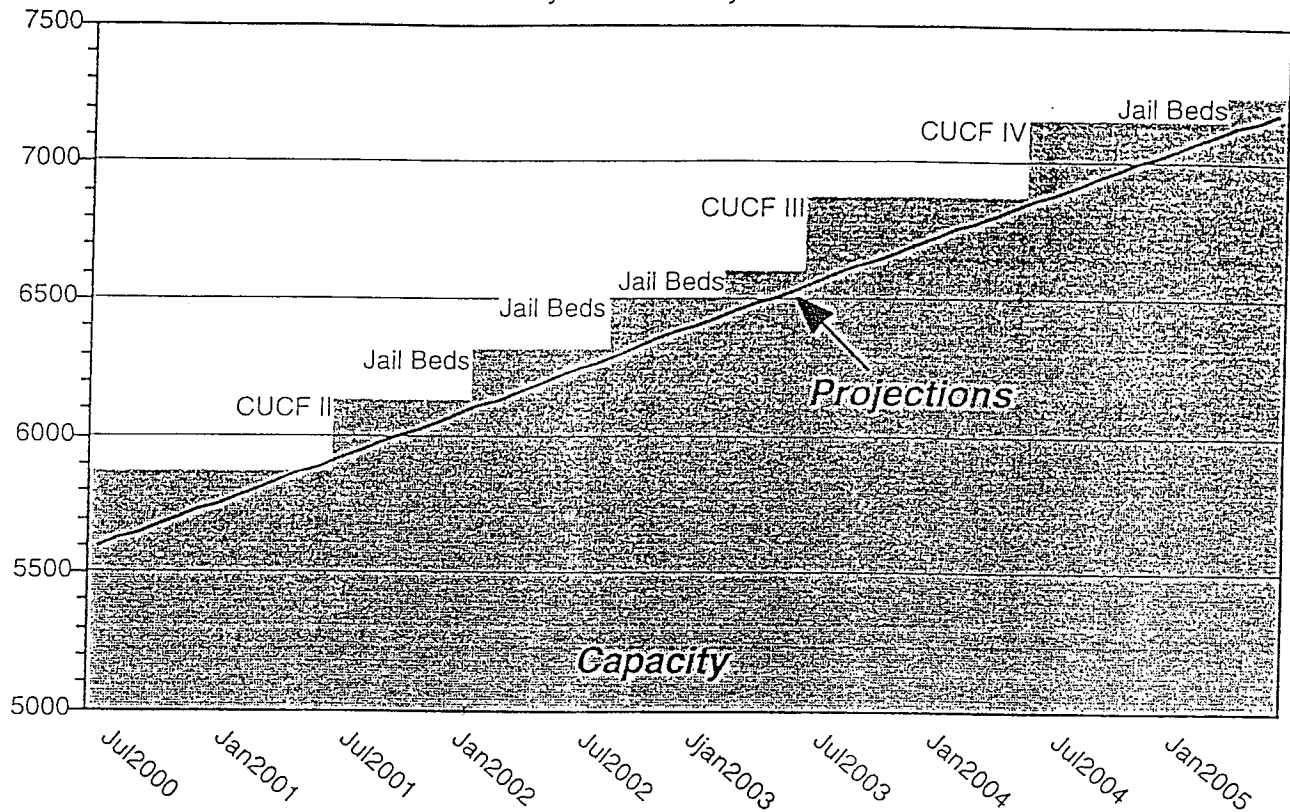
Date	Facility	Number of Beds	Cumulative Increase in Beds
July 2000	Weber County Jail	350	350
July 2001	CUCF II	288	638
February 2002	County Jail	200	838
September 2002	County Jail	200	1038
March 2003	County Jail	100	1138
July 2003	CUCF III	288	1426
June 2004	CUCF IV	288	1714
April 2005	County Jail	100	1814

Between July 2000 and April 2005, Corrections is planning to increase the use of county jail contracting by an additional 950 beds. During that same period of time, Corrections is planning on increasing state facility capacity by 864 beds. Over the next 5 years, approximately 52% of any new capacity would be acquired in the county jail system.

Because there is a limit to who would qualify for non-state housing (see above), the State will need to continue some limited state constructed and operated housing between now and mid-2005.

The following chart gives a graphic representation of Corrections housing plan for the next 5 years.

**Incarcerated Population Projections and Housing Plans**  
July 2000 to July 2005



## Steps Required to Implement Housing Plan

To have the necessary housing ready when it is needed, Corrections must begin working on the planned facilities in advance. The following describes the steps necessary to implement the plan.

Facility: CUCF II -- 288 Beds  
 Scheduled Opening Date: July 2001  
 Steps:
 

1. Request operational funding during 2001 Legislative Session
2. Complete facility construction by April 2001
3. Complete hiring by beginning of April 2001
4. Open facility July 2001

Facility: County Jail Beds -- 200 Beds  
 Scheduled Opening Date: February 2002  
 Steps:
 

1. Find a county or counties willing to begin construction before November 2000
2. Complete facility construction by November 2001
3. Request operational funding during 2001 Legislative Session
4. Open facility February 2002

Facility: County Jail Beds -- 200 Beds  
 Scheduled Opening Date: September 2002  
 Steps: 1. Find a county or counties willing to begin construction before June 2001  
 2. Complete facility construction by June 2002  
 3. Request operational funding during 2002 Legislative Session  
 4. Open facility September 2002

Facility: County Jail Beds -- 100 Beds  
 Scheduled Opening Date: March 2003  
 Steps: 1. Find a county or counties willing to begin construction before December 2001  
 2. Complete facility construction by December 2002  
 3. Request operational funding during 2002 Legislative Session  
 4. Open facility March 2003

Facility: CUCF III -- 288 Beds  
 Scheduled Opening Date: July 2003  
 Steps: 1. Request construction funding during 2002 Legislative Session  
 2. Complete facility construction by April 2003  
 3. Request operational funding during 2003 Legislative Session  
 4. Open facility July 2003

Facility: CUCF IV -- 288 Beds  
 Scheduled Opening Date: June 2004  
 Steps: 1. Request construction funding during 2003 Legislative Session  
 2. Complete facility construction by March 2004  
 3. Request operational funding during 2004 Legislative Session  
 4. Open facility July 2004

Facility: County Jail Beds -- 100 Beds  
 Scheduled Opening Date: April 2005  
 Steps: 1. Find a county or counties willing to begin construction before January 2004  
 2. Complete facility construction by January 2005  
 3. Request operational funding during 2004 Legislative Session  
 4. Open facility April 2005

**Estimate of Legislative Session Action Between Now and 2005**

	Operational Funding Requests		Construction Funding Requests	
2001	CUCF II	\$5,800,000		
	County Jail	\$3,500,000		
2002	County Jail	\$5,200,000	CUCF III	\$13,000,000
2003	CUCF III	\$5,800,000	CUCF IV	\$13,000,000
2004	CUCF IV	\$5,800,000		
	County Jail	\$1,700,000		



## Issues which still need to be resolved.

- 1) What to do with Promontory/where will transition services be located, and when will we move these services out of Promontory?
  - If transition services move out of the prison, then we gain 200 beds at Promontory.
  - The earliest that Corrections could actually operate a community-based transition program would be in July of 2001.
  - Starting now, Corrections needs to investigate whether there are potential existing facilities in order to secure a facility by July of 2001.
  - If we are going to use county jail contract beds for a portion of the transition services program, how many beds do we want to dedicate to this program, and in which county jails will they be located?
  
- 2) Oquirrh V
  - What are the costs and benefits of closing all or part of Oquirrh V?
  - When do we want to close Oquirrh V?

# CACHE COUNTY ATTORNEY



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## MEMORANDUM

TO: Cache County Council  
FROM: Pat Nolan, Deputy Cache County Attorney  
DATE: 27 June 2000  
RE: Use of Executive Vehicle

I understand that a question has been raised regarding the use of the Executive vehicle for commuting between work and the Executive's residence.

Section V. (N)(2) of the Cache County Personnel Policy provides that "A County vehicle provided to an employee is not to be used for commuting between work and the employee's residence unless specifically authorized by the department head or required under the job description. (Emphasis added.) Emergency vehicles are exempt from this provision."

I have reviewed the minutes and discussion related to the approval of the purchase and use of the Executive vehicle, during the County Council meetings held on 07 December and 14 December 1999. It is clear that the Council, in approving the purchase of the vehicle, both considered and authorized the use of the vehicle for commuting between work and the Executive's residence, because of the various after-business-hours meetings and emergency situations to which the Executive may be called upon to respond.

Therefore, because the County Council sets policy for County employees, including the Executive, the use of the Executive vehicle appears to have been specifically and properly authorized by the County Council.

- a. All employees are prohibited from being under the influence of alcohol or illegal drugs during working hours.
- b. The use, sale, or possession of an illegal drug or controlled substance while on duty is cause for termination.
- c. The sale, possession, transfer, or purchase of illegal drugs on Cache County property or while performing job duties, outside the line of duty, is strictly prohibited and is cause for termination. Such action must be reported to law enforcement officials.
- d. No alcoholic beverage will be brought or consumed on Cache County premises, except as required by law.
- e. Any employee whose off-duty abuse of alcohol or illegal or prescription drugs results in excessive absenteeism or tardiness, or which could be the cause of accidents or interfere with proper performance of the employee's duties, will be subject to discipline, including termination.
- f. Cache County is committed to promote and encourage drug free awareness activities and programs and requires all employees to notify the personnel manager in writing of any criminal drug statute convictions.

## 2. Substance Abuse Testing

- a. Cache County intends to test employees or prospective employees who are required to maintain a Commercial Drivers License as part of their job requirements. The substance abuse testing will determine the presence of drugs or alcohol, in accordance with the provisions of the Cache County Substance Abuse Testing Policy.

## N. TRANSPORTATION POLICY

1. An employee who drives a private vehicle in the conduct of authorized County business may be reimbursed mileage at the rate allowed by the Internal Revenue Service. Payment shall not cover commuting mileage between the employee's residence and the work site.
2. A County vehicle provided to an employee is not to be used for commuting between work and the employee's residence unless specifically authorized by the department head or required under the job description. Emergency vehicles are exempt from this provision.
3. Any employee before driving either a County owned vehicle or a private vehicle for County business, must show that he or she has a valid Utah Driver License and certify that it will be kept current while driving a vehicle on County business. The employee is subject to disciplinary action if the drivers license is not kept current.

Cache County Council Minutes of December 7, 1999

"Chairman Gibbons - We have the Blazer. I wondered if we ought not to set some guidelines for use on this vehicle. Yeates - I get it for the first week in January. Gibbons - I think we ought to set some policy guidelines because I think it is going to be solicited by other departments. Yeates - absolutely not. Gibbons - I think if we purchased it for the use of the County Executive and County Council that we ought to keep it exclusively for that use. That's my opinion. Skanchy - I have a question - if it's a county car and so any drivers have to go through the county driving training? Gibbons - yes. Yeates - so if any of the council members need it. Skanchy - they have to go through the course first. Gibbons - I think that will help you, if we take that position, that will help you say no. Lemon I don't have to say no, Pat does. Skanchy - the care should be for your (Lemon) use and then the pool car that you have been using could be used among some of the other departments. Gibbons - I think if you (Lemon) want to drive that home that should be your choice. I am serious. I think it is every bit as critical that you have that vehicle at your use, drive it home in case you have to go to meetings after or whatever as it is for the Sheriff to have one. Pat - we will put the county details on the door so you are legal. Beck - be sure it has EX plates on it.

Cache County Council Minutes of December 14, 1999

In discussion of raising salary for Executive -

"Skanchy - From my view point and I can appreciate Lynn's feelings and I think as we, the County Council, have purchased a automobile and Lynn is the one authorized to drive it that I think that adds money although not in pocket money but a benefit to him which I think I can live comfortably with doing that and not raising his salary because I appreciate his concerns about increasing the percentage. I have the same concerns about increasing our salaries."

The salary was set at \$62,000.00 with the benefit of the automobile.

Post-It® Fax Note	7671	Date	6/5/01	# of pages	1
To	PAT Nolan		From	JAS Parker	
Co./Dept.			Co.		
Phone #			Phone #		
Fax #	716	<del>716</del>	Fax #		

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