

**CACHE COUNTY COUNCIL MEETING**  
**February 12, 2002**

The Cache County Council met in a regular session on 12 February 2002 in the Cache County Council Chamber at 120 North 100 West, Logan, Utah.

**ATTENDANCE:**

**Chairman:** C. Larry Anhder  
**Vice Chairman:** Layne M. Beck  
**Council Members:** Darrel L. Gibbons, John Hansen, H. Craig Petersen, Kathy Robison, and Cory Yeates  
**County Executive:** M. Lynn Lemon  
**County Clerk:** Jill N. Zollinger

**The following individuals were also in attendance:**

Garth Barker, John Borg, Richard Boudrero, Wayne Boyer, Bobbi Coray, Joe Fuhriman, Carol Fuhriman, Cindy Hall, Maridene Hancock, Terry Hansen, John Hardman, Pastor David Hedgepath, Judy Hunter, Ted Hunter, Clark Israelsen, Joe Kirby, Joe Linton, Bryan Lundahl, James Lundahl, Joel Merritt, Dave Nielsen, Phil Olsen, Evelyn Palmer, Pat Parker, Guy Ray Pulsipher, Mike Ralphs, Chris Sands, Sarah Ann Skanchy, Jim Smith, Jim Steitz, Tamra Stones, Sheryl Summers, Mark Teuscher, Jerry Thain, Mayor Doug Thompson, Glen Thornley, Dick Toth, Ron Vance, Lorin Wallace, Preston Ward, Von Williamson, Scott Wyatt, Jennie Christensen (KVNU).

**CALL TO ORDER:**

Chairman Anhder called the meeting to order at 5:00 p.m.

**INVOCATION:**

The invocation was rendered by Pastor David Hedgepath of the First Presbyterian Church

**REVIEW AND APPROVAL OF AGENDA:**

1. Under Item 6-a Employee of the Month time change from 5:10 p.m. to 5:45 p.m.
2. Under 8-b, Set Public hearing date change from February 26, 2002 to March 12, 2002.

**The agenda was approved as revised.**

**REVIEW AND APPROVAL OF MINUTES:**

The minutes of the regular Council meeting held on January 22, 2002 were discussed, corrected, and approved.

**Vice Chairman Beck moved to approve the minutes of January 22, 2002 as corrected. Council- member Yeates seconded the motion. Vote was unanimous, 7-0.**

Council Meeting  
February 12, 2002

**REPORT OF COUNTY EXECUTIVE:**

County Executive Lemon reported on the following items:

**Appointments:** There were no appointments.

**Warrants:** The Warrants for the period of 12/26/01 and 01/05/02 to 01/10//02, 02/01/02 to 02/07/02 were given to the Clerk for filing.

**Other Items:**

1. **RODEO ISSUE:** The Executive informed the Council that the Great American West Rodeo Committee that had been contracting with the County to do the Rodeo since 1997 has decided against contracting with the County. Their committee voted 5 to 1 to pull away from the County and to do their own Rodeo on a separate date. We are now in a position where we are going to be doing our own rodeo and we are getting things in place for that.
2. **NORTH AMERICAN WEATHER CONSULTANTS REPORT:** Executive Lemon passed out a report from the North American Weather Consultants. Even though we did get a big snowstorm in January, we are still averaging somewhere between 70% and 97% as far as our snow water equivalent. The northern Utah cloud seeding program is scheduled to continue through March 31, 2002.  

**(See attachment #1)**
3. **LETTER FROM GARY HERBERT:** Gary Herbert, President of the Utah Association of County Councils and Commissions would like Council members to get together February 15, 2002 to talk about several pieces of legislation that they feel are very important.

**CRM MEDUSAHEAD WEED REPORT:**

Guy Ray Pulsipher along with Mike Ralphs explained to the council that they have formed a committee to coordinate resource management, to combat the Medusahead weed in the southern end of the County. They assist landowners in controlling medusahead by providing information and technical assistance.

They thanked the County Council for their support in the past and requested that one Council member be appointed to sit on this committee to help coordinate with County agencies and facilitate as they progress in the application phase.

**(See attachment #2)**

Council Meeting  
February 12, 2002

**PUBLIC HEARING SET:** CDBG (Second Hearing)

The Council set the second public hearing for the Community Development Block Grant Program on February 26, 2002, at 5:15 p.m.

**Council member Gibbons moved to set the CDBG Public Hearing. Council-member Yeates seconded the motion. Vote was unanimous, 7-0.**

**PUBLIC HEARING SET:** AMENDMENT TO THE LEGACY MINOR SUBDIVISION

The Council set a public hearing on an amendment to the Legacy Minor Subdivision on March 12, 2002 at 6:00 p.m.

**Council member Yeates moved to set the public hearing for an amendment to the Legacy Minor subdivision. It was properly seconded and carried unanimously. 7-0.**

**PUBLIC HEARING SET:** LAND USE ORDINANCE

The Council set a public hearing for a proposed revision to the Land Use Ordinance for Chapters 5, 6, 7, & 8 on March the 12, 2002 at 6:10 p.m.

**Council member Gibbons moved to set the public hearing for the Land Use Ordinance as was stated. Council member Robison seconded the motion. Vote was unanimous, 7-0.**

**911 RATE INCREASE DISCUSSION:**

**Executive Lemon will have a resolution ready for the next County Council meeting to address the 911 rate increase.**

**EMPLOYEE OF THE MONTH:** TED HUNTER

Ted Hunter started with the County in May of 1969. Ted is a heavy equipment operator in the County Road Department. For more than three decades, he has dug a few ditches, hit a few lines, loaded a few trucks, laid a few roads, and pushed a few snowflakes.

Ted is at ease in the driver's seat of a 10-wheel dump truck or behind the wheel of a 32ft road grader. Most recently, Ted has been running the loader, which is a large piece of heavy equipment which feeds the crusher which in turn crushes stone into small rock shapes used for resurfacing the County Roads..

Ted and Judy are the proud parents of two sons and three grandchildren. When asked what his likes and interests are, Ted replied: "I'm surrounded by all the things I love most: the mountains, my family, and as Judy said, car lots and for sale signs."

Council Meeting  
February 12, 2002

Ted's Boss, Joe Kirby, said: "If I could, I would clone Ted and make several more just like him. He is always on time; he takes a great deal of pride in work; and he is thorough in his assignments. Ted is positive, upbeat, and very likable. You know where you stand with Ted; he'll tell you if you are out of line. He is not a person who takes sides. He just speaks up for what is right and against that which is wrong. Congratulations, Ted. Thank you for your service and a job well done.

**Executive Lemon and Joe Kirby presented the Employee of the Month certificate and gift card.**

**CACHE COUNTY ADMINISTRATION BUILDING UPDATE: CRAIG PETERSEN**

Council member Craig Petersen reported that their committee had met this morning. They had sent out a pre-qualification letter and notification to those people who were interested in being a contractor. They received back, a relatively large number of contractors who responded. The list was narrowed down, and ended up with what they think is a very, very good list. The bidding should be very competitive.

The Committee also looked at the construction plans. There were a few minor changes. The plans will be ready on February 20. The Bid opening will be Mar 12, 2002 at 4:30 p.m..

**CACHE COUNTY JAIL UPDATE:**

Executive Lemon noted the Jail had been discussed quite a bit since the last Council meeting and he asked both Von Williamson and Joe Linton to come forward and address the Council. Von Williamson commented that the County was very close to obtaining a \$1,000,000.00 grant from the Federal Government to assist with the Jail project. It is called Voitas money. It deals primarily with Violent-offender housing incarceration. The process of getting in touch with the institution of "Criminal and Juvenile Justice," who manages these great programs which are funded to the States through Federal Government grants had begun and the completion of that process was extremely positive. Everything looks favorable.

Vice Chairman Beck asked what strings might be attached to that. Mr. Williamson responded that agreement to house State offenders was part of it. Some of the other restrictions on it were that the grant money could not be used for land acquisition costs and land couldn't be used as matching funds if there was a match. From his understanding of this whole project, the County would more than meet the match for the \$1,000,000.00 and that it was looking pretty favorable at this point.

The parcel of land that has been identified to the Council is more than ample for what was needed initially as well as is ample for future expansions. It would provide the ability to have a facility in the future for upwards to 840 beds.

Preliminary designs and floor plans were being looked at and one of those plans also allows for a third floor on the Sheriff's Administration Building that could be rented out. Both the "Highway Patrol" and "Adult Probation and Parole" were very interested in moving into our facility and

Council Meeting  
February 12, 2002

would rent that space out. The income made from renting out the space would take care of the cost of finishing that floor out and there would be nothing but pure revenue after that. Joe Linton noted that there would be a 2 to 1 positive cash flow return on the investment after the development was completed.

Executive Lemon commented that he is considering having an independent study done as far as the man power needs are concerned. The personnel issue is the most critical element in trying to build the Jail and then operate it. Lemon and Williamson have determined that it will cost \$400,000.00 in additional costs. Personnel costs will amount to approximately \$320,000.00. If this project is financed by a 30 year bond it can be paid for by the amount that is being contracted with Box Elder and Weber Counties to house prisoners and the revenue that will be derived from renting out space to the Highway Patrol and Adult Probation and Parole. We can pay for the cost to construct. What is needed will probably be an additional \$400,000.00 for ongoing operating revenue. We were hopeful that it would not be needed. Executive Lemon questioned the Council on how they would like to approach this cost.

**Discussion:**

**Lynn Lemon:** Now this \$308,000.00, only includes 8 new positions?

**Von Williamson:** Right and it only includes Civilian positions. It includes the 7 extra facility control-room operators and a deputy that we would need because with still doing this program with volunteers, we'll need somebody to coordinate and manage that. That is going to be a full-time job. I'd like us to have a certified deputy for that because when they have time available we can use them for other things that we might not be able to use it for if that was a civilian position.

**Lemon:** The last time as you remember, we talked about financing the Administration Building and the process we ought to go through. The question was raised: "Should we try to tie that in with the Bond?" I've got some proposals that I want to talk to you about but part of that really needs to be what are we going to do with the Jail and how quickly are we going to move forward with it. What we are really faced with is we need \$400,000.00 of additional revenue. I don't know at this point in time whether your desire is to try to increase taxes and deal with a revenue bond or to try to deal with a general obligation bond.

**Anhder:** A general obligation bond couldn't be used to pay for the on-going expenses of this. How much do we spend now for boarding prisoners'?

**Williamson:** We budgeted \$440,000.00 this year; my past experience over the last few years is that we will probably go over that.

**Anhder:** So, \$450,000. Has it been three years that we have been boarding prisoners?

**Williamson:** I estimate that it will be closer to \$500,000.00. Day before yesterday we did our all-time high again.

**Anhder:** So what you are saying is that in 4 years, we have gone from zero to approaching \$500,000.00 of the cost to board out prisoners. It seems fairly obviously to me that if we do nothing, four more years from now we are going to be spending that extra \$400,000.00 anyway.

**Williamson:** The needs assessment did estimate that if we do nothing, within 5 years, we will be paying over \$1,000,000.00 a year.

**Anhder:** It is not a question. It appears to be we are going to spend it one way or another. Let's spend it in our own facility rather than spend it in Weber County.

**Lemon:** That's what I am asking. Are we willing to say: "Let's move forward in this point in time?"

**Layne Beck:** Are we going to save some in transportation costs?

**Williamson:** Transportation costs is one of those areas that it may very well be a wash. We won't be doing the transportation to Box Elder and Weber County but we are going to be further away from the Court. We are going to try to mitigate that through video arraignment. We are still going to have to do port transports because video arraignment is only for initial appearances; and it will depend somewhat on the extent the Courts makes use of that. So, it may just about be a wash. An addition transport Deputy was one of the ones that I was asking for that we have elected to cut at least initially until we get a little better hands on this figure especially in light of the new Courts Building. What we anticipate doing is we will take a load in the morning and drop them off. Our transport deputies are not going to have to be in the Courts with them any more. The Court security staff will handle that. That is one of

## Council Meeting February 12, 2002

the real impact on our transportation. When we would take inmates to Court we would have to guard them because the Judges won't allow their Bailiffs to have that responsibility. With the design and the concepts that are in place with the new Courts Building it will be a matter that we deliver them and we pick them up. We don't have to go to court with them.

**Darrel Gibbons:** We made the decision to finance the Administration building with a revenue bond because we could capitalize on the low interest rates. Maybe we should be thinking in the same way with respect to the Jail. If we wait and go with the vote of the people, who knows what is going to happen here in a year-and-a-half with respect to interest rates?

**Craig Petersen:** We may be spending \$2,000,000.00 on housing prisoners ourselves.

**Lemon:** What we are really talking about is we are going to have to raise revenue by \$400,000.00 one way or the other.

**Williamson:** We will very shortly be to that point just to house out. In the next couple of or three years probably.

**Lemon:** Based on that. As we have met and talked about trying to bond for the County Administration Building and talked about trying to roll these two together, what we probably ought to consider is we are going to be ready to start construction of the County Administration Building. Right now, we had appropriated about 2.5-Million dollars for that building. We have used somewhere in the range of \$400,000.00 to pay for architectural fees on all of the projects. We have appropriated like a project manager, architectural fee; so, we have about 2 Million that is still there that we can spend before we are going to need addition funding. So, the idea came forward, and I think it is a great idea, that rather than trying to bond for this building immediately, that we ought to seek a line of credit. The reason the line of credit looks attractive is that we won't have to pay anything for that line of credit until we need the money. Our idea was that we would borrow 3.5 Million dollars for the County Administration Building. This will be the money that is needed for the Administration Building and our Million-dollars to match the Historic Courthouse and all the additional projects. We would seek a line-of-credit of that amount. We don't have to pay anything for the Line of Credit; we don't have to pay for it until we start using it. We may not start using it until December or January. By then we may have actually been able to bond for both the Jail and the Administration Building. We want to try and move forward on a bond on both of the facilities as- soon-as we can. I just wanted to update you and have you concur that, that is the direction you want to go until we can roll those two together.

**Anhder:** That's a good idea because it consolidates those bond closing cost. It consolidates the attorneys' fees and the under-writers' fees.

**Lemon:** The line of credit is actually less costly than the bond because we can get a line-of-credit for 75% of the prime rate which is 3.56 right now. We have determined that the primary would have to get up in the 6.75 before we would be there. We don't want to wait that long. We want to get the jail and the Administration Building ready to bond for as-soon-as we can so that we can tie into the lower rate.

**Beck:** Are we settling roughly in the same neighborhood on the construction-cost bill.

**Joe Linton:** We are. I've costed it three ways and am confident that we are in ballpark. We now need to allocate for finishing of the third floor. As I said that is a 2 to 1 positive amortization. So, we are looking at something above 8.8 plus the finishing of the third floor.

**Council member Gibbons moved to go ahead and approve the County moving forward to secure a line of credit in order that they might proceed with the Administration Building and then also secure a bond for both projects. Council member Petersen seconded the motion. Vote was unanimous, 7-0.**

### **PUBLIC HEARING: OPEN 2002 BUDGET**

Chairman Anhder opened a public hearing at 6:00 p.m. to hear comments concerning the 2002 budget opening. County Auditor, Tamra Stones, outlined the budget changes to the Council.

**(See Attachment #3)**

There were no other comments made.

Council Meeting  
February 12, 2002

**Council member Yeates motioned to close the Public Hearing. Hansen seconded the motion. The vote was unanimous, 7-0.**

**RESOLUTION NO. 2002-04: ADJUSTMENTS TO 2002 BUDGET**

A resolution increasing the budget appropriations for certain county departments.

**(See Attachment #3)**

**Vice-Chairman Beck moved to waive the rules and to accept Resolution 2002-04. Council member Robison seconded the motion. The vote was unanimous, 7-0.**

**RESOLUTION NO 2002-05: A resolution authorizing the issuance and sale of Cache County, Utah Tax and Revenue Anticipation Notes, Series 2002; 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.**

**(See Attachment #4)**

**Council member Gibbons moved to waive the rules and to adopt Resolution 2002-05. Council member Yeates seconded the motion. The vote was unanimous, 7-0.**

**ORIDINANCE NO 2002-02: Repealing Certain Chapters and Sections of the Cache County Land Use Ordinance and Providing an Effective Date.**

**(See Attachment #5)**

**Council member Petersen moved to waive the rules and adopt Ordinance No 2002-02. Council member Gibbons seconded the motion. Vote was unanimous, 7-0.**

**ORDINANCE NO 2002-02**

	ANHDER	BECK	GIBBONS	HANSEN	PETERSEN	ROBISON	YEATES	VOTES CAST
AYE	X	X	X	X	X	X	X	7
NAY								0
ABSTAINED								0
ABSENT								0

**RESOLUTION 2002-06: AGRICULTURAL PROTECTION AREA - SELMAN, INC.**

A resolution approving the creation of an Agriculture Protection Area.

Council Meeting  
February 12, 2002

(See Attachment #6)

**Council member Gibbons moved to waive the rules and to adopt Resolution 2002-06. Council member Yeates seconded the motion. Vote was unanimous, 7-0.**

**CRITERIA FOR HARDSHIP REQUESTS: DISCUSSION**

Chairman Anhder explained that some Council members had expressed interest in having some guidelines and criteria created for approval of hardship requests. Anhder asked for suggestions on how to proceed. Council member Gibbons suggested involving county personnel that are involved in the process to provide input. Anhder suggested a committee made up of Auditor Stones, Treasurer Jeppesen, Council members Gibbons and Robison and Chairman Anhder to meet and report back to the Council with their suggestions.

**Council member Yeates moved to establish this Hardship Criteria Committee. Beck seconded the motion. The vote was unanimous, 7-0.**

**AMBULANCE SERVICE DISCUSSION:**

Chairman Anhder suggested meeting with Logan City and draft the outlines of a contract specifying in more detail the types of expenses that would go into that fund. As the expenses change we would change the contract mutually rather than unilaterally. There needs to be a mechanism in place to fund those deficits. We need to try to find a way to fund the ambulance service from our County general funds.

**Discussion:**

**Larry Anhder:** We would handle that just through our regular budgetary process. Our budget would fluctuate from year to year. We would send a levy and build up a little reserve to handle the short-falls and set the levy accordingly. I personally am not in favor of that. I think it (the district) is cumbersome. My personal preference is that we try once again to sit down with Logan City and draft the outlines of the contract specifying in more detail the types of expenses that would go into that fund specifying the reserves that would be accumulated and their purposes in some detail so that we feel like we understand what is happening in there realizing that the final outcome would be a little different because depending on the revenues, their billings that they would collect. I think it would give us a little better assurance that we understand the costs that are going in there and then budget accordingly. Budget \$40, \$50, \$60, or \$70 \$80,000 accordingly to handle that.

**Darrel Gibbons:** It is interesting as I listened to the discussion the other night, they are not running a deficit. Their concern is they have no money to replace ambulances and probably if we go back 15 years, that is exactly what the County did. The County participated in providing an ambulance, the City would provide the service. Maybe that would be one way to approach it and say that every 5 years we would provide them with an ambulance.

**Anhder:** But we have had a history of them falling short and some how we are going to need to cover that.

**Lynn Lemon:** So, Larry, you are not interested in this idea of trying to extend services to Smithfield and Hyrum?

**Anhder:** Not right now. I am more interested in trying to handle what we have on our plate that we are not paying for right now.

**Craig Petersen:** I agree with you Larry I think we ought to try again with Logan City. The problems that we had just kind of hit us. Another thing was that we had a black hole contract that obligated us for anything. I think we ought to go back and try to re-write that contract. Maybe some of the things we ought to talk about ought to be that maybe the County ought to participate in purchasing new equipment like an ambulance over time.

**Anhder:** I would envision that as part of the budget. We anticipate budgeting so much money a year and do it for a 5-year period. We tried this last thing and for whatever reason, it worked for awhile and then it didn't; so, let's go back and find something else that will work.



## Council Meeting February 12, 2002

**Petersen:** How long was that contract in force before we had the problem?

**Lemon:** It was signed in 1994.

**Anhder:** I was on the committee that drafted that.

**Lemon:** It has been around for a long time. For a number of years, it was less than \$10,000 and we actually built a reserve.

**Petersen:** Could Doug respond on that?

**Mayor Doug Thompson:** One thing you should be aware of in billing, the City had not been notifying the County of the deficits because the City had continued to absorb deficits. According to our accountants and auditors, that amount took over \$400,000 that we absorbed without notifying the County. I don't blame you and we have not asked you for it, but you should be aware that, that was happening. When Paul Dextras came on board and I came on board, we said: "We have got to be up front." "Everyone wants to know what is happening." Our problem was that we did not follow the exact steps of the contract and inform you in the way that it should have been done. For that I apologize. What I would like to make sure you are aware of is the efforts of the County and the Cities to organize the Cache-Emergency medical system. They are going to be meeting next month. The idea is they are going to explore exactly what you are talking about: How to finance it and Logan City has said: We give you authority to work with our auditors to get an audit report of our finances; so that the notion of just trusting us of what we are saying of what the costs are doesn't have to be done anymore. You'll be able to see exactly what the costs are going to be. I'm really encouraged by the discussion that I am hearing tonight. This gives us another opportunity for funding that could be looked at. Right now we are hanging on by the tips of our fingers to being able to break even this year but we're down a couple of employees, occasionally that causes us some problems. We are down with the number of ambulances. There is no question, and that may be in the next couple of years, we need to expand the system to provide the level of service that the County as a whole needs. We need to look at the public system, how to maintain it, and how do we grow it. This committee that has been organized with Gordon Olson is Chairing it, we are going to be meeting sometime soon in the earlier part of March. I think that committee could work very closely with that Cache County Council. I am really impressed with what I am hearing tonight. The thoughts that we work together are very good.

**Lemon:** I don't want to complicate this but we are just presently working through this with the Chairman of the EMS Council and the concerns that they have. This is the Council that oversees the EMTs and First responders of the County and they are coming to the County saying: "We would like a EMT Coordinator and we need help with paying for training, etc. Do we want to try to roll these two together? They are really tied together. When you are talking about EMT's and the First Responders and ambulance, we are really talking about a System.

**Gibbons:** With the outlying areas outside of the immediate Logan City area, those people are critical to the service area. It almost needs to be considered at the same time.

**Mayor Thompson:** The idea behind that CUEMS group was to do that very thing with the idea that they are trying to coordinate The First Responders, training and the whole thing. I think we can work very well together.

### **PUBLIC HEARING: RS2477 ROADS**

Preston Ward passed out to the Council applicable laws to the County's rural roads, the RS2477, and other roads. One of the questions that we have is what about the roads that traverse private property? Even though they may not access any public lands are they also considered as part of the County's road system, the RS2477 Roads?

RS2477 was a law that was passed by the Federal government back in 1866 that basically says the Counties and the State have jurisdiction to build Federal roads across Federal lands that aren't reserved for other uses. That law was repealed in 1976 restricting then the construction of these roads. The problem that has come up in differing sides of the fence, one saying once we've got these roads established they remain our roads. The other side says no it was repealed so you lose all those roads as well. Here in Cache County we are fortunate we can say that we really haven't got a lot of our main roads that are RS2477. The reason why is most of our main roads were in effect and being used prior to that law; that has become a real benefit to us.

**(See Attachment #7)**

Council Meeting  
February 12, 2002

The other concern is what is a road. They have two rulings: One says a road must be constructed, in other words it has to be mechanically built. The other side is: "No, just a use constitutes a road" because back in 1866 they didn't have the ability to construct. They just drove a wagon across the flats or up the hillside to get to where they wanted to go. That is what the Courts are arguing about now. Since they came to me I marked the roads on the map and discussed them with Lynn. We thought maybe we ought to get some input from the Citizens as to which roads are really public roads.

The other part deals with By-Use roads. Basically when they say a piece of ground has been used as a road by the public for 10 years, it becomes a public road until abandoned by the Government authority, which is the County Council.

**Discussion:**

**Executive Lemon:** Only a Legislative body can abandon a road.

**Preston Ward:** It does say or other competent authority which is assumed to be if it is ordered by the Court.

**Cory Yeates:** What about the arbitrary closing of a road by the Forest service?

**Ward:** That is one of the problems that we've got to address because the Forest Service has done some of that. One of the problems that we've got is that we are actually in two (2) Forest districts.

**Yeates:** Say we list these roads does it obligate us to maintain those roads?

**Ward:** No it does not.

**Lemon:** Our intent was to come up with a list of roads and then give the public the opportunity to have input.

**Anhder:** When does the State want us to give that information to them?

**Lemon:** ASAP

**Ward:** By the end of February.

**Chairman Anhder opened the public hearing for comments. Preston Ward asked that those who comment also submit their views to him in writing.**

PUBLIC COMMENTS:

Garth Barker representing the Multiple Access Conservation Coalition. (MACC)

We would like to see the management of the Forest done on a local level with a District Ranger.

These are our right-of-ways that we need to maintain. If you want to define what a road is go back to the Mormon trail, a road is two tracks. We need to make sure that the upcoming Forestry provisions are in line with our wishes. I think we can come to an agreement but I don't think we should lose our heritage either.

Glenn Thornley: I have lived here all of my life and I'm an environmentalist. I don't know of person here that doesn't care about the environment. I believe that public lands should be accessible to the public. We have seen a gradual erosion of our public rights in Cache Valley to access public lands. I strongly encourage the County Council to do all that you can to map as many roads as possible to keep our public lands accessible to the public.

Sheryl Summers: I have lived in Paradise all of my life. I am mainly interested in the 3 mile road South of Avon. I own 4000 acres up past there and we use that road as access. I am the guy that has maintained that road. It costs me \$600 or \$700 to have it graded. Then you have a shower and someone needs to see how far they can go up the road in a 4-wheel drive and I have lost my money. I think we need more law enforcement up in the mountains. I think keeping the roads is good, but there are other things we ought to look at.

Jim Steitz, A USU STUDENT: I would encourage the Council to avoid making claims simply to keep control. Let's not create something that will lead to years and sometimes decades long division as we have seen other places. Let's keep a sense of perspective as to what roads are really needed.

Brian Lundahl: From Millville. Specific roads: The road that runs in Logan Canyon from the UDOT building down the

## Council Meeting February 12, 2002

canyon to the Beaver Mountain sign. There is still a existing bridge there and that road was used for mining in the Amazon mining areas and now it is used for recreational purposes. It is a good access road and I feel that it should remain open. It is a major connecting point. Next starting from Hyde Park and going to the Idaho line. Mainly Green Canyon, Smithfield Canyon, Smithfield Dry Canyon, Cherry Creek Canyon and High Creek.

Wayne Boyer: I urge my whole hearted support of the RS2477 roads. Our public roads are just that. It doesn't matter whether they cross Forest Service land, Federal land, Private land they are public roads. Roads have been closed off and they have been gated restricting the use of public roads. That is one of our heritages and we enjoy it. Yes we need more law enforcement in our County.

Ron Vance: Employee of the U. S. Forest Service in the Logan Ranger District. There are no roads proposed to be closed. Roads are managed through a Travel Management plan, that plan was developed locally with 2 years of public input.

John Borg: It seems there is some confusion between right-of-ways and roads. We are talking about right-of-ways here and these are right-of-ways that the County can assert. They already exist. I think in the inventory process, we should talk with Franklin County, Rich County, Box Elder County and just check and see were the roads are coming up and butting heads.

**Council-member Yeates moved to close the public hearing. Petersen seconded the motion. Vote was unanimous, 7-0.**

Chairman Anhder thanked all those who commented and Vice Chairman Beck encouraged everyone to submit their comments in writing to Preston Ward's office especially if they have specific roads that they want to identify or if there are roads that are on the map that they don't believe ought to be maintained as a public right-of-way.

### **PROPOSED AGRICULTURAL HERITAGE COMMITTEE : JOHN HANSEN**

John Hansen introduce Cindy Hall with BRAG, Joe Fuhrman, Lorin Wallace, President of the Cache County Farm Bureau, Bobbi Coray from the Chamber of Commerce, Chris Sand from Bio West, John Hardman the Natural Resource Conversation Service Officer in our area and Dick Toth from USU Dept of Natural Resources.

John Hansen: Ag land is our heritage. Other States besides Utah are concerned about the loss of Ag land, the landscape, wildlife, water and clean air. Ag heritage preservation has become a very successful movement throughout this great country.

There are lots of ways to do this: TDR's, PDR's, Zoning, Conservation Easements, and sometimes the Government can give a tax break if you donate your land to the preservation of Ag land.

73% of Land issues across the nation passed this year. Farming is a business. It used to be a way of life; it still is. Even though it is a good one you have to have some economics that work in your favor so you can pay the rent. That is where we are in trouble with agriculture. Farmers have to have second jobs in order to make the farm operate.

**(See Attachment #8)**

Council Meeting  
February 12, 2002

The concern of the Agricultural Heritage Committee is to take a hard look at what is happening to our farm land. We want to help our farmers in various and sundry ways.

**RESOLUTION 2002-07: CREATION OF CACHE COUNTY AGRICULTURAL ADVISORY BOARD.**

**The Heritage committee as an ADHOC group is recommending the formation of an Agricultural Advisory Board.**

Joe Fuhrihan presented the resolution for adoption. It was noted that Agricultural is the largest industry in Cache County and that crop land was being lost to development. Fuhrihan encouraged the preservation of farmland.

**(See Attachment #9)**

Supporters of this resolution: North Cache Soil Conservation District, Cache County Farm Bureau, USU Extension, Cache County Agricultural Agent, Cache Chamber of Commerce, Bear River Heritage Council, BRAG, Natural Resource Conservation Service, Bio West, Cache County-Wide Planning Office.

This Advisory Board would not take the place of the ADHOC Board that already exists. It would establish, promote, and implement the Cache Valley Agricultural Heritage Program. Lorin Wallace, President of the Cache County Farm Bureau, addressed the Council. He pointed out that we need to look at our agricultural heritage. Now we must act before the wheels of development over take our actions. Growth is inevitable but we must act with prudence.

**This resolution was on for first reading and no action was taken.**

**COMPOSITION OF CACHE COUNTY PLANNING COMMISSION DISCUSSION:**

Discussion was put off until next Council meeting.

**COUNCIL MEMBER REPORTS:**

Layne Beck reported that last Saturday he had the privilege of going to the State Capital and viewing an original copy of the Declaration of Independence that will be on display there until March 15, 2002. Council member Beck encouraged Council members to visit this outstanding exhibit.

**ADJOURNED:**

Council meeting was adjourned at 7:55 p.m.

\_\_\_\_\_  
ATTEST: Jill N. Zollinger

\_\_\_\_\_  
APPROVAL: C. Larry Anhder

Council Meeting  
February 12, 2002

County Clerk

Council Chairman