

CACHE COUNTY COUNCIL MEETING
March 26, 2002

The Cache County Council convened in a regular session on 26 March 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: Newel Daines, Ernest Dean, Larry Hansen, David Nelson, Evelyn Palmer, Pat Parker, Jim Smith, Mark Teuscher, Von Williamson, Leon D'Souza (Herald Journal), Eric Frandsen (KVNU)

CALL TO ORDER:

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

INVOCATION:

The invocation was given by Cory Yeates.

REVIEW AND APPROVAL OF AGENDA:

REQUESTED CHANGES TO THE AGENDA:

1. Under item 10b an executive session and resolution 2002-11 approving purchase of real property were added to the agenda.

The Council Meeting proceeded with the agenda as amended.

REVIEW AND APPROVAL OF MINUTES:

The minutes of the regular Council meeting held on March 12, 2002 were discussed, corrected and approved.

Council member Gibbons moved to approve the minutes of March 12, 2002 as amended. Hansen seconded the motion. Vote was unanimous, 7-0.

REPORT OF COUNTY EXECUTIVE:

County Executive Lemon reported on the following items:

Appointments: **Jack Draxler** - Cache County Planning Commission
 Wes Roundy - Ag. Preservation Advisory Board

Council member Yeates moved to approve the appointments. Robison seconded the motion. The vote was unanimous, 7-0.

Appointments: **Marsha Israelsen, Diana Olsen and Tammy Grange** election judges for the May 7, 2002 College Young Incorporation election.

Council member Yeates moved to approve the appointments. Beck seconded the motion. The vote was unanimous, 7-0.

Warrants: The Warrants for the periods of 3/01/2002 to 3/07/2002 and 3/08/2002 to 3/14/2002 were given to the Clerk for filing.

Other Items:

1. Administration Building. Ground Breaking for the new Administration Building on April 2, 2002 has not been finalized yet. Executive Lemon will contact Council members regarding this date.

2. Zoos, Arts and Parks (ZAP) Tax

County Representatives would like to come and talk to the Council about recommending an Advisory Board on the allocation of the tax. They would also like to determine how an organization qualifies to receive a portion of that tax.

Executive Lemon stated: "If Cache County does not put this on the ballot in the General election in November then that opens up the way for all other Municipalities in the county to put it on their ballot the following year." The decision must be made 60 days prior to the General Election.

3. IHC Revenue Bonds. In 1990 and 1992 Cache County agreed to execute some Revenue Bonds with IHC, which were issued by Salt Lake County. IHC would now like to refund those bonds and would like to do the same type of thing with Cache County again, having Utah County issue the bonds this time.

4. Parking for Merchants during construction of Administration Building. All of the parking North of the Wilkinson building and South of the Courthouse will be taken away during construction. Executive Lemon is recommending that the County allow those employees using County owned vehicles to house their vehicle at their residence during the construction time. Construction time is anticipated to last until June of next year.

BUDGET MATTERS:

There were no Budget transfers.

PUBLIC HEARING SET: TAX RATE HEARING

Council member Yeates moved to set the public hearing for the Tax Rate hearing at 6:00 p.m. on August 13, 2002. Vice Chairman Beck seconded the motion. The vote was unanimous, 7-0

PUBLIC HEARING SET: 2003 BUDGET AND TAX INCREASE

Council member Yeates moved to set the public hearing for the 2003 Budget and Tax Increase at 6:00 p.m. on November 26, 2002. Robison seconded the motion. Vote was unanimous, 7-0.

PUBLIC HEARING SET: OPEN 2002 BUDGET

Council member Gibbons moved to set a public hearing to open the 2002 Budget at 5:45 p.m. on April 9, 2002. Hansen seconded the motion. Vote was unanimous, 7-0.

THE COUNCIL MOVED INTO THE BOARD OF EQUALIZATION.

TAX EXEMPTION REQUESTS:

Tax-exemption requests had been sent to the Council by Auditor Tamra Stones. Action was taken on the first three requests:

1. New Discoveries
2. USU Research Foundation
3. Prince of Peace Lutheran Church
4. Bridgerland Community Ice Arena

Council member Robison moved to approve tax exemption requests for New Discoveries, USU Research Foundation and Prince of Peace Lutheran Church. Petersen seconded the motion. All members voting in favor. 7-0.

(See Attachment #1)

There were some questions on the Ice Arena that ought to be answered before the final determination of exempt status. In a memo to the Council, Auditor Tamra Stones suggested a hearing be held before granting this request.

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Vice Chairman Beck moved to have a Sub-committee as Hearing Officers consisting of the Auditor, Assessor, and 3 Council members. Yeates seconded the motion. The vote was 6-1. (Anhder voted no.)

Council member Gibbons moved to amend the motion that there would be a sub-committee made up of three members of the Council, the Auditor, the Assessor, and the County Executive to meet with the BCIA. Vice Chairman Beck accepted the amendment. Vote was 5-2. (Anhder and Hansen voted no.)

Members of the Council assigned to serve on the Committee were Layne Beck, Larry Anhder, and Cory Yeates. Executive Lemon accepted the responsibility of setting up the meeting.

THE COUNCIL ADJOURNED FROM THE BOARD OF EQUALIZATION

ORDINANCE NO. 2002-03: AMENDING CACHE COUNTY LAND USE ORDINANCE. TO-WIT: CHAPTERS 5, 6, 7, AND 8.

NO ACTION TAKEN

CACHE COUNTY ADMINISTRATION BUILDING UPDATE: LYNN LEMON

The proposed ground-breaking for the Administration Building was intended to be April 2; however the time will not be confirmed until after the Committee's Pre-Construction meeting, which will be held tomorrow, March 27, 2002.

CACHE COUNTY JAIL UPDATE: LYNN LEMON

RFPs for Architects have been sent out and are due back April 1, RFPs for the financing of Bonding were also sent out and were due back March 25. The County Building Committee plans to interview those firms next week. The project is moving forward. Real estate alternatives are being looked at by the Attorney's Office.

ORDINANCE NO. 2002-04: PROVIDING TEMPORARY REGULATION FOR LAND USE APPROVALS WITHIN THE PROPOSED COLLEGE YOUNG INCORPORATION AREA

Chairman Anhder encourage the Attorney's Office to review Ordinance 2002-04 for clarity. It would then be put on the next agenda.

THE COUNCIL ADJOURNED TO AN EXECUTIVE SESSION AT 5:35 P.M.

The Executive Session was held to discuss land purchases and negotiations. Upon adjournment the Council returned to the Chambers.

EXECUTIVE SESSION ADJOURNED AT 5:45 P.M.

RESOLUTION NO. 2002-11: A RESOLUTION APPROVING THE PURCHASE OF REAL PROPERTY KNOWN AS THE WILKINSON PROPERTY LOCATED AT 149 NORTH MAIN,

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LOGAN, UTAH WHICH PROPERTY ALSO ENCOMPASSES THE REAL PROPERTY ADJACENT THERETO BEING USED FOR PARKING PURPOSES FOR THE PURPOSE OF CONSTRUCTING THEREON THE NEW CACHE COUNTY ADMINISTRATION BUILDING

(See Attachment #2)

Council member Gibbons moved to waive the rules and adopt Resolution No. 2002-11. Yeates seconded the motion. The vote was unanimous, 7-0.

TOUR OF PROPERTY BEING PROPOSED FOR RR ZONE:(KNOWN AS POWDER MOUNTAIN):

Chairman Anhder has scheduled a workshop for Monday, April 8, 2002 to tour Powder Mountain. Anhder invited members of the Press to attend. Transportation would be provided via bus or van. Those attending were to meet at the Council Chambers by 10:00 a.m.

WORKSHOP: A workshop was set for April 23, 2002 @3:30 to discuss amending the Cache County Land Use Ordinance, To-wit: Chapters 5, 6,7, and 8.

STATE OF UTAH DIVISION OF WATER RESOURCES:

The State of Utah Division of Water Resources was updating the Bear River Basin Water Plan. They have asked the Council to nominate individuals to sit on the "Local Basin Planning Advisory Group."

Nominees from the Water Policy Board: Ann Peralta, Thad Erickson, Larry Anhder, and William Bullen.

Nominees from the Council: Clark Israelsen, Mayor Olsen, Mayor Panter, Noble Erickson, Darrel Gibbons, Anthony Hall.

COUNCIL MEMBER REPORTS:

John Hansen: The Ag. Advisory Board is meeting and there were 25 to 30 people at their last meeting. They will be meeting here in the Council Chambers once a month beginning with the first Tuesday in April.

Kathy Robison: At the Volunteer Center Advisory Board Meeting, they nominated Susan Psalmonds a volunteer for Options for Independence and Eric Lindsey volunteer with the Life Long Learning Center for the Silver bowl awards. They will be honored during Volunteer Week.

ADJOURNMENT:

Chairman Anhder adjourned the meeting at 6:00 p.m.

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ATTEST: Jill N. Zollinger
County Clerk

APPROVAL: C. Larry Anhder
Council Chairman