

CACHE COUNTY COUNCIL MEETING February 10, 2004

The Cache County Council convened in a regular session on February 10, 2004, in the Cache County Council Chamber at 179 North Main, Logan, Utah.

ATTENDANCE:

Chairman: H. Craig Petersen

Vice Chairman: John Hansen

Council Members: Brian Chambers, Paul Cook, Darrel Gibbons, Kathy Robison. **Cory Yeates, absent.**

County Executive: M. Lynn Lemon

County Clerk: Jill N. Zollinger

The following individuals were also in attendance: Nathan Argyle, Andrew Eugene Bott, Don Briel, Chris Brunson, Debbie Brunson, Dora Brunson, Larry Brunson, Bobbie Coray, Attorney George Daines, Darrel Erickson, Kimberly Frye, Recorder Mike Glead, Lorene Greenhalgh, Sharon L. Hoth, Jim Ingle, Treasurer Karen Jeppesen, Randy Jorgensen, Rosemarie Jorgensen, Haze Locke, Teresa McKnight, John Nelson, Sheriff Lynn Nelson, Bruce Obray, Pat Parker, Guy Ray Pulsipher, Chad Shumway, Crystal Shumway, Tim Smith, Auditor Tamra Stones, Zan Summers **Media:** Jennie Christensen (KVNU), John Wright, (Herald Journal).

CALL TO ORDER

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

OPENING REMARKS

The invocation was given by M. Lynn Lemon.

PLEDGE OF ALLEGIANCE

Chairman Petersen lead those present in the Pledge of Allegiance.

REVIEW AND APPROVAL OF AGENDA

The agenda was approved as written.

REVIEW AND APPROVAL OF MINUTES

Minutes of the January 27, 2004 Council meeting were reviewed and approved as corrected.

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REPORT OF THE COUNTY EXECUTIVE: M. LYNN LEMON

APPOINTMENTS: Brian Groves Deputy Sheriff

ACTION: Motion by Council member Gibbons to approve the recommended appointment. Robison seconded the motion. The vote was unanimous, 6-0. Yeates absent.

WARRANTS: There were no warrants.

OTHER ITEMS

- **Cloud Seeding** report was reviewed by Executive Lemon and copies were given to the Council. Because of the high pressure system in Cache County during most of January cloud seeding was not always possible. However, two seeded storms did occur late in January. The seeding program is scheduled to continue through March 31, 2004.
- **T.V. Translator Channel Change** - Executive Lemon reported that since the public hearing held January 27, 2004, many people have called asking about the county's decision. The county is still waiting on marketing information from KJZZ. Channel 9 has also contacted the county and asked why the county was not going to continue carrying their signal. Lemon assured Channel 9 that the county would listen to their concerns. Channel 9 is forwarding some information to the county.
- **Set Date for Second CDBG Public Hearing**
A second CDBG Public Hearing was scheduled for February 24, 2004 at 5:15 p.m.

ITEMS OF SPECIAL INTEREST:

- ▶ **Employee of the Month** was presented to Larry Brunson of the Cache County Road Department.

THE COUNCIL MOVED INTO THE BOARD OF EQUALIZATION

- **Continuation of Tax Exemption** status was requested by the following:
 - Cache Community Food Pantry
 - Carl Inoway Senior Housing Corporation
 - Child and Family Support Center
 - Citizens Against Physical and Sexual Abuse
 - Daughters of the Utah Pioneers Leavitt-Layne Camp
 - Emmanuel Baptist Church
 - Harmony Lodge #21, F. & A. M. Of Utah
 - Logan English Congregation of Jehovah's Witnesses
 - Roman Catholic Church
 - Community Nursing Services

(Attachment 1)

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ACTION: Motion by Council member Gibbons to approve the requests for continuation of tax exemption. Hansen seconded the motion. The vote was unanimous, 6-0. Yeates absent.

The Council adjourned from the Board of Equalization.

PENDING ACTION

- **Contract with Department of Corrections for State Inmates - Haze Locke**
Sheriff Nelson introduced Mr. Locke and Locke gave the Council booklets detailing the UDC Jail Contracting program in all counties in Utah. All counties are paid the same for housing contracts. UDC wants to contract with Cache County to house inmates in the new Cache County Jail. Sheriff Nelson and Locke have determined that Cache County can handle approximately seventy-five additional inmates and UDC can afford, with existing funds, to contract for a minimum of 75 beds in Cache County. A reduction in the number of beds being offered by other jails allows UDC to pay for beds in Cache County. UDC is currently projecting it will be out of male beds by Summer 2004 and is currently at maximum capacity on female beds. Cache County could house mostly offenders who are from the Logan/Northern Utah area. Cache County has final approval over any UDC inmates placed under contract in its jail. Because Jail Contracting is legislatively funded, future funds cannot be guaranteed; however the program has remained at a steady funding stream for the last several years. Sheriff Nelson also asked the Council to consider adding twenty new positions to his department. These issues will be on the agenda for the February 24, 2004 Council meeting.

(Attachment 2)

ITEMS OF SPECIAL INTEREST:

- ▶ **Economic Development Annual Report - Bobbie Coray** reported that a Hispanic Business Council with 1,500 registered members is functioning in Cache County. Coray said the support of the county is appreciated. The Economic Development office publishes the *Business Magazine* and has used it to attract business to Cache County. Utah State University and the Cache Valley Initiative are going to partner on a program called "Thinking Sustainability." Teresa McKnight, Innovation Campus Manager and Director, gave a DVD presentation concerning the Cache Valley Initiative. McKnight said the Innovation Campus has just completed a master plan to expand from thirty-eight to one-hundred-fifty acres over forty years' time. Ten new companies have been approved in the last sixty days to locate at the Innovation Campus. A Centennial High School is also being considered for the campus. Chairman Petersen noted that most Chambers of Commerce in Utah are declining, but Cache County's is growing.

PUBLIC HEARING: FLORA OBRAY, AGENT FOR OBRAY RANCH LLC REZONE REQUEST (AVON)

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Chairman Petersen opened the public hearing and invited comment. Zan Summers represented Mrs. Obray in this request for 668.26 acres to be rezoned from FR-40 to Agriculture. Guy Ray Pulsipher and Bruce Obray both spoke in support of the rezone stating the property has been used for agriculture since, at least, 1938. Executive Lemon has some concerns about snow removal requirements for roads in the area. Chairman Petersen said this rezone request would be discussed at the February 24, 2004 Council meeting.

(Attachment 3)

ACTION: Motion by Council member Hansen to close the public hearing. Cook seconded the motion. The vote was unanimous, 6-0. Yeates absent.

PENDING ACTION

- **Update - Cache County Jail/Administration Building** - Council member Gibbons suggested the Council visit the new jail within the next week or two. February 24, 2004 at 4:00 p.m. was set for the Council to tour the new jail.
- **Update - Cache County Courthouse Restoration** - Chairman Petersen said he had been through the Courthouse on Friday and substantial work has been done. Attorney Daines said a water table problem had been discovered and resolved.

INITIAL PROPOSAL FOR CONSIDERATION OF ACTION

- ◆ **Resolution No. 2004-03 - Approving Agricultural Protection Area - David L. And Billie W. Curtis**

(Attachment 4)

ACTION: Motion by Council member Hansen to waive the rules and adopt Resolution No. 2004-03. Gibbons seconded the motion. The vote was unanimous, 6-0. Yeates absent.

- ◆ **Resolution No. 2004-04 - Consideration for Adoption of a Resolution Authorizing the Issuance and Sale of Cache County, Utah Tax and Revenue Anticipation Notes, Series 2004 in the Aggregate Principal Amount of \$5,000,000; Awarding and Confirming Sale of the Notes; Entering into Certain Covenants and Making Certain Representations in Connection therewith; Approving the Form of the Notes; and Related Matters.**

(Attachment 5)

ACTION: Motion by Council member Cook to waive the rules and adopt Resolution No. 2004-04. Robison seconded the motion. The vote was unanimous, 6-0. Yeates absent.

- ◆ **Discussion - Request for Restriction of Various Roads**
Executive Lemon said this is a request to restrict some roads during certain weather

conditions.

(Attachment 6)

ACTION: Motion by Council member Gibbons to accept the recommendation of the Supervisor of Cache County Roads to authorize the temporary restriction of roads based on weather conditions and other circumstances. Hansen seconded the motion. The vote was unanimous, 6-0. Yeates absent.

REVIEW OF COUNTY INITIATIVES - WEB BASE SERVICES - DON BRIEL

- Development of Website for Dissemination of General Information, Common Questions, and Sample Forms (Building and Safety)** John Nelson and Don Briel indicated much of this is already in place on the website.
Develop and Use a Web site for the Builder to Obtain Information on Permits and Inspection Results (Building and Safety) Orem presently has the IPAC system in place that performs these functions. This is a wireless system. I. T. is presently working on this initiative with Nelson.
- Establish a Free Access System (toll-free number or website) Through Which Persons Who Voted by Provisional Ballot May Determine if their Votes Counted (Clerk)** Clerk Zollinger believes a website will be less expensive. The clerks will meet in two weeks at the Lieutenant Governor's office and address some of the details. Zollinger will forward this information to Patrick Hunter as soon as it becomes available. By law this must be in place by the June, 2004 Primary.
Scan Council Minutes, Ordinances, Resolutions, Contracts, Agreements, Marriage Applications and Licenses (Clerk) Zollinger said she had met with Alphacorp, a company that has worked with other counties with good results. Alphacorp interfaces with Caselle, the county's cash receipting program. Equipment is scheduled to be installed the first of March. Scanning will begin with present records forward and older records will be scanned in as time allows. The goal is to eventually mount these records on the Cache County website.
- Provide Free Internet Access to Certain Data on the Computer System (Recorder)** The LandLight system is subscribed to by many people and provides a minimal free system. Briel suggested the Cache County website could provide a link to LandLight.
Require Surveyors, Engineers and Developers to Submit Development Plats in Electronic Format as well as the Mylar Plats Required by Law (Recorder) Recorder Gleed feels this should not be mandatory, but that these individuals should be encouraged to use electronic submission.
- Develop Procedures for Accepting Credit Card and Checking Deductions for Payment of Taxes; Develop an On-line System for Payment of Property Taxes (Treasurer)** Treasurer Jeppesen said her office needs a link from the county website to Official Payments Corporation for this service by next fall. Each patron would pay

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Official Payments Corporation a fee based on a sliding scale relative to the amount of their tax of about 3½ %. Jeppesen said her office has had many requests for this service. Jeppesen said Patrick Hunter had been great to work with.

- **Develop a Website for Public Link to General Information, Common Questions, Sample Forms, Minutes of Previous Meetings, Ordinance Changes, Zoning Changes (Zoning)** Lorene Greenhalgh said her office gave Patrick Hunter a packet of forms and common information to be put on the website. Greenhalgh said her office will have an ordinance ready for posting on the website soon.

Briel said he met Patrick Hunter, County Webmaster, on Friday. Hunter indicated he will be doing maintenance till the end of the year. Cook said Hunter has agreed to finish some of the departments' initiatives. Briel said Hunter's next year's price may be different. Briel suggested the county may want to bring in a student intern to help with the maintenance of the website next year.

(Attachment 7)

OTHER BUSINESS

- ✓ **Transient Room Tax Ordinance**
Chairman Petersen asked Attorney Daines the status of the development of this ordinance. Executive Lemon responded to the question and said he is working on it and will forward it to Attorney Daines as soon as it's ready.
- ✓ **RAPZ Tax Administrator**
The deadline for applications for the position of RAPZ Tax Administrator was Friday, February 6, and the county had fifteen applications. There are several applicants that are very promising.

COUNCIL MEMBER REPORTS

Brian Chambers said the RAPZ proposals are due March 15 and wondered about the time line. Lemon said they will have a selection committee to pick the RAPZ Administrator and the RAPZ Committee will be organized to be presented at the February 24, 2004 Council meeting. Chambers asked if the forms are ready for application. Lemon said the form will be created by the RAPZ administrator. Chambers asked if the translator will be at its new location by July 1, 2004. Lemon said there will be a more detailed discussion of that at the next Council meeting.

Darrel Gibbons said he attended the Planning Commission's meeting about the gravel pit issue. He was very impressed with the conduct of the commission and their level of professionalism. The Council agreed to draft a letter of appreciation to send to the commission. Attorney Daines said the commission would like to have a workshop with the Council to get the Council's input on the land use ordinance they are working on.

John Hansen thanked Attorney Daines for his attendance at and contributions to the AG Advisory Board meetings. Hansen asked if Lemon had notified the RAPZ committee nominees in Hansen's area who were not placed on the committee. Lemon said he will notify them. Lemon also indicated there are appointments that need to be made to the AG Advisory Board.

Paul Cook said that in reference to the possible channel change on the T.V. translator, it appeared to him that KBYU and KUED have identical children's programming during the day and he questioned the need for both educational channels.

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Kathy Robison said the jail open house is scheduled for March 18, 2004. Prisoners may be moved as early as March 22, 2004. However, two weeks will be needed after all the prisoners are moved to salvage equipment, etc. in the old jail prior to demolition beginning.

ADJOURNMENT

The Council meeting adjourned at 7:33 p.m.

ATTEST: Jill N. Zollinger
County Clerk

APPROVAL: H. Craig Petersen
Council Chairman