

CACHE COUNTY COUNCIL MEETING
March 30, 2004

The Cache County Council convened in a regular session on March 30, 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.

County Executive: M. Lynn Lemon

County Clerk: Jill N. Zollinger

The following individuals were also in attendance: Russ Akina, Bob Bayn, Larry Brunson, Glen Busch, LaMar Clements, Eldon Cooper, Ron Daines, Joe Fuhriman, Cindy Hall, Issa Hamud, Sharon L. Hoth, Clark Israelsen, Douglas Jackson-Smith, Steve Larsen, JoLynne Lyon, Emily Malik, April Mortensen, Sheriff Lynn Nelson, David Nielsen, Bruce Obray, Pat Parker, Christopher Sands, Jim Smith, Auditor Tamra Stones, Mayor Doug Thompson, Jeremy Threlfall, Mark Teuscher, Terry Warner, Rod Wilhelm, Ann Zimmerman **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 Darrel L. Gibbons.

PLEDGE OF ALLEGIANCE

Chairman Petersen lead those present in the Pledge of Allegiance.

REVIEW AND APPROVAL OF AGENDA

The agenda was approved with item 10b, Willow Park/Fairgrounds Budget, moved to the end of the meeting.

REVIEW AND APPROVAL OF MINUTES

Minutes of the March 09, 2004 Council meeting were reviewed and approved as written.

REPORT OF THE COUNTY EXECUTIVE: M. LYNN LEMON

<u>APPOINTMENTS:</u>	J. Clair Ellis	Cache County Agricultural Advisory Board
	Lee Edwards	Special Deputy County Attorney
	Joni L. Pratt	Deputy County Assessor
	Mary Ann McDonald	Deputy County Assessor-Motor Vehicles
	Julie C. Wilkinson	Deputy County Assessor-Motor Vehicles
	Melissa A. Hogge	Deputy County Assessor-Motor Vehicles
	Cory D. Bingham	Special Deputy Cache County Sheriff
	Trina L. Bingham	Special Deputy Cache County Sheriff
	Dick Broun	Special Deputy Cache County Sheriff
	Tracy M. Cronin	Special Deputy Cache County Sheriff
	Afton M. Crossen	Special Deputy Cache County Sheriff
	Duane Crossen	Special Deputy Cache County Sheriff
	Freda Derrickson	Special Deputy Cache County Sheriff
	Gene Derrickson	Special Deputy Cache County Sheriff
	John F. Easley	Special Deputy Cache County Sheriff
	Todd R. Hansen	Special Deputy Cache County Sheriff
	Terre A. Hardman	Special Deputy Cache County Sheriff
	Carol J. Harrison	Special Deputy Cache County Sheriff
	Jerry L. Harrison	Special Deputy Cache County Sheriff
	Marie Isaacson	Special Deputy Cache County Sheriff
	Charles D. Jones	Special Deputy Cache County Sheriff
	Bruce W. Lamont	Special Deputy Cache County Sheriff
	Janaen W. Lamont	Special Deputy Cache County Sheriff
	Darwin E. McPhie	Special Deputy Cache County Sheriff
	Robert N. Radtke	Special Deputy Cache County Sheriff
	Kate A. Stone	Special Deputy Cache County Sheriff
	Randy C. Stone	Special Deputy Cache County Sheriff
	Val D. Thompson	Special Deputy Cache County Sheriff
	Mike A. Twitchell	Special Deputy Cache County Sheriff
	Shauna Twitchell	Special Deputy Cache County Sheriff
	Richard Utt	Special Deputy Cache County Sheriff

ACTION: Motion by Council member Yeates to approve the recommended appointments. Hansen seconded the motion. The motion passed, 7-0.

WARRANTS: The warrants for the periods of 02-27-2004 to 03-04-2004, 03-05-2004 to 03-10-2004 and 03-19-2004 to 03-23-2004 were given to the clerk for filing.

OTHER ITEMS

- **Porcupine Road Improvement** - Lemon said the Hyrum and Hyrum North Stakes are seeking improvements on the road on the north side of Porcupine Reservoir going up to the Cinnamon Creek property. If the Stakes can obtain a right-of-way, the County has agreed to try to make improvements to the area over a five-year time period.
- **Cloud Seeding** - The County has used about 2800 generator hours of the 5000

budgeted for, leaving 2200 unused generator hours. The County can decide to extend the contract and go into April, but Lemon said the warm, dry weather forecast would greatly diminish the effectiveness of the program. The basin average snow pack water content is 65% of normal and the basin average water year precipitation is 83% of normal. He recommended not extending the contract. The Council concurred.

- **Mosquito Abatement** - Lemon said the County has met with the Bear River Health Department and they are in discussions about how to deal with West Nile Virus. He is attending a meeting on April 7, 2004 at the Department of Agriculture in Salt Lake City to get information on monies that are appropriated for counties that do not have mosquito abatement districts. Lemon said he thought the meeting would be satellite broadcast to the Bear River Health Department and invited Council members to attend there, if interested. Lemon said even counties with abatement districts have West Nile Virus and education and surveillance need to be promoted.
- **Forest Service Scoping Letter** - Lemon reviewed the annual letter from the Forest Service and referred to some of the projects listed. He asked that comments on any of the projects be given to him to be forwarded to the Forest Service before April 7, 2004.
- **Summit to Garden City - Logan Canyon - Environmental Re-evaluation** - Lemon has a copy of this document and it is available in his office for review.

BUDGETARY MATTERS

- **Transfers-Intra Department**

Department - Sundry - Transfer \$5,500 from Safety Bonus to Safety Resource Expense to buy First Aid Kits and other safety supplies.

(Attachment 1)

ACTION: Motion by Council member Gibbons to approve the budget transfers. Yeates seconded the motion. The motion passed, 6 aye - Yeates, Chambers, Gibbons, Hansen, Robison & Cook, 1 nay - Petersen.

PUBLIC HEARING SET: 2005 BUDGET/CERTIFIED TAX RATE

Chairman Petersen proposed setting the public hearing to establish the 2005 budget/certified tax rate for November 23, 2004 at 6:00 p.m.

ACTION: Motion by Council member Gibbons to set a Public Hearing for November 23, 2004 at 6:00 p.m. for the 2005 Budget/Certified Tax Rate. Robison seconded the motion. The vote was unanimous, 7-0.

THE COUNCIL MOVED INTO THE BOARD OF EQUALIZATION

- **Tax Exemption Requests (previous)** Planned Parenthood

(Attachment 2)

ACTION: Motion by Council member Gibbons to approve the tax exemption request for Planned Parenthood. Hansen seconded the motion. The motion passed, 5 aye - Chambers, Gibbons, Hansen, Petersen & Robison, 2 nay - Yeates & Cook.

- **Tax Exemption Requests**
Cache Valley Center for the Arts
Trapper Trails Council, Boy Scouts of America
Corporation of the Episcopal Church in Utah
Faith and Fellowship Center
Holy Trinity Lutheran Church
Neighborhood Nonprofit Housing Corporation
Utah Festival Opera Company
First Presbyterian Church of Logan
Full Gospel Fellowship
Church of Jesus Christ of Latter-day Saints

(Attachment 3)

ACTION: Motion by Council member Hansen to approve the tax exemption requests. Gibbons seconded the motion. The vote was unanimous, 7-0.

- **Tax Extension Request** Richard M. & Karon C. Cook

(Attachment 4)

ACTION: Motion by Council member Gibbons to approve the tax extension request of Richard M. & Karon C. Cook until December 31, 2004. Penalties and interest will not be waived. Hansen seconded the motion. The vote was unanimous, 7-0.

The Council adjourned from the Board of Equalization.

PENDING ACTION

- **Update - Cache County Jail/Administration Complex** - Sheriff Nelson said the move is accomplished and all inmates have been transferred to the new facility. Cache Valley Electric has provided two people on duty 24 hours a day at the jail to make sure everything is working properly. The sewer line broke and has been re-designed. State inmates will arrive beginning Wednesday, March 31, 2004. Demolition of the old jail is still scheduled for the first of May. Approximately half of the approved additional Deputy positions have been filled and testing and interviewing continues for the remaining positions.

INITIAL PROPOSAL FOR CONSIDERATION OF ACTION

THE COUNCIL MOVED INTO THE BOARD OF TRUSTEES FOR SPECIAL SERVICE AREA NO. 1

- Proposal for Curbside Recycling Fees - Issa Hamud** presented three possible scenarios for recycling service:
1. Hauling collected materials to a Material Recovery Facility in Ogden.
 2. Take the materials to a local broker.
 3. Local hauling and potential growth of the curbside program to a thousand customers.
- Hamud recommended implementing the first option.

(Attachment 5)

ACTION: Motion by Council member Chambers for the Board of Trustees for Special Service Area No. 1 to approve the implementation of Scenario No. 1, Hauling collected materials to a Material Recovery Facility in Ogden. Robison seconded the motion. The vote was unanimous, 7-0.

- Resolution No. 2004-01 - Findings and Conclusions On a Landfill Siting Proposed by Solid Waste Advisory Board** - Hamud said that the Solid Waste Advisory Board (SWAB) has worked closely with other groups and identified eleven possible sites using existing information. After visiting the sites, it was determined six were not viable sites. Of the five sites remaining, three had property owners who allowed an evaluation of their property. The three sites were:
- Site C - Northeast of Clarkston
 - Site G - Between Newton and Clarkston (too visible and has water lines running through the site)
 - Site I - Cache Junction
- Hamud said the first choice of SWAB is Site C which was modified to Site C-2 after additional input from citizens. Site I is the back-up site. The vote from the Citizens Advisory Committee was in favor of the proposed site, 9-2. The vote from the Solid Waste Advisory Board was unanimous in support of the proposed site. The County will continue to evaluate out-of-county disposal for all or a portion of the waste stream.

ACTION: Motion by Council member Cook to set a Public Hearing on Special Services Area No. 1 Resolution No. 2004-01, Findings and Conclusions On a Landfill Siting Proposed by Solid Waste Advisory Board, for April 13, 2004 at 6:00 p.m., not to exceed forty-five minutes. Hansen seconded the motion. The vote was unanimous, 7-0.

Chairman Petersen directed Pat Parker to place this on the agenda for the April 13, 2004 County Council meeting.

The Council adjourned from the Board of Trustees

PUBLIC HEARING: OPEN 2004 BUDGET

Auditor Stones reported to the Council on the 2004 Budget and reasons for changes. The budget changes are noted in Attachment 6 to Resolution No. 2004-08.

Chairman Petersen declared the public meeting on the 2004 Budget open for comments from the audience. There were none.

ACTION: Motion by Council member Yeates to close the public hearing. Hansen seconded the motion. The vote was unanimous, 7-0.

INITIAL PROPOSAL FOR CONSIDERATION OF ACTION

- Resolution No. 2004-08 - A Resolution for Increasing the Budget Appropriations for Certain County Departments**

(Attachment 6)

ACTION: Motion by Council member Yeates to waive the rules and accept Resolution No. 2004-08 - A Resolution for Increasing the Budget Appropriations for Certain County Departments. Gibbons seconded the motion. The motion passed 6 - aye, Yeates, Chambers, Gibbons, Hansen, Cook & Robison, 1- nay, Petersen.

- Adoption of LESA**

Chairman Petersen asked what are we saying if we approve LESA? Are we satisfied with the weighting system? How do we want LESA to be used? Chris Sands said LESA is simply a way to rate or rank land. Petersen said LESA ranking is important but not necessarily binding. Hansen said Cache County needs an objective system for evaluating land. Joe Fuhriman said the scoring/weighting is not necessarily set forever, it could change. Petersen said he saw LESA being used in two ways. First, to evaluate land which property owners have requested be evaluated. Secondly, LESA could be used to identify property that the County would like to preserve as agricultural.

(Attachment 7)

ACTION: Motion by Council member Cook to adopt LESA, Land Evaluation and Site Assessment. Hansen seconded the motion. The vote was unanimous, 7-0.

REVIEW OF COUNTY INITIATIVES - Clark Israelsen - Extension Office

- Literacy and Education Opportunities for the Latino Community**

Clark Israelsen said 10% of the population of Utah is Latino and he believes Cache County's Latino population is at least that high. The Extension office is translating materials from English to Spanish and also does some translation from Spanish to English. The major problem for the Latino population making the transition is they do not speak English. Some do not even read and write Spanish. Extension and the English Language Center are working together on a milkers' training program for Latino milkers.

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Extension also teaches a financial management seminar and that is being translated into Spanish. There will be an eight-week Latino financial management course presented in Hyrum. Hector Mendiola has developed a Computer Assisted Learning program for non-English speakers.

- ☐ **Update - T.V. Translator** - Chairman Petersen said the telephone survey asking citizens how they receive their T.V. signal is going well. Fifty out of 400 homes have been contacted. The survey will continue this week and next week. Petersen said they need more workers to complete the survey. The pay is \$7.00 or \$8.00 an hour.

INITIAL PROPOSAL FOR CONSIDERATION OF ACTION

- ☐ **Roads - GASB 34 - Establish Maintenance Level** - Lemon said the Road Department developed a rating schedule for roads and infrastructure to be approved by the Council. The higher the rating, the better the road. They set a rating range of 4 to 6 with 6 as the goal. The County has three years to bring all roads up to standard. Petersen directed Parker to place this item on the April 13, 2004 County Council Meeting agenda. Petersen also asked Lemon and the Road Department to return with a recommendation for funding for the road repairs to bring roads up to the 6 rating.

(Attachment 8)

- ☐ **Mosquito Abatement** - This item was moved to the April 13, 2004 County Council meeting agenda.

PENDING ACTION

- **Willow Park/Fairgrounds Budget - Russ Akina** - This item was postponed until after the joint meeting with Logan City and will be on a future Council meeting agenda.

ADJOURNMENT

The Council meeting adjourned at 6:57 p.m.

WORKSHOP SESSION

A Joint Workshop Session with the Logan Municipal Council convened at 7:00 p.m. to discuss the Willow Park/Fairgrounds Budget, Ambulance Service, Logan-Cache Airport and the County block in Logan.

The Council adjourned from Workshop Session at 8:21p.m.

ATTEST: Jill N. Zollinger

APPROVAL: H. Craig Petersen

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County Clerk

Council Chairman