

CACHE COUNTY COUNCIL MEETING

September 27, 2005

The Cache County Council convened in a regular session on September 27, 2005, in the Cache County Council Chamber at 179 North Main, Logan, Utah.

ATTENDANCE:

Chairman: H. Craig Petersen
Vice Chairman: Cory Yeates
Council Members: Brian Chambers, John Hansen, Kathy Robison. **Darrel Gibbons, Gordon Zilles, absent.**
County Executive: M. Lynn Lemon
County Clerk: **Jill N. Zollinger, absent.**
Deputy Clerk: Sharon L. Hoth

The following individuals were also in attendance: Attorney George Daines, Cheryl Empey, Darrell Ericksen, Brent A. Fredrickson, Tanner Godfrey, Joe Israelsen, Kule Jacobsen, Spencer Jensen, Sandy Kester, Dave Nielsen, Joseph Mark Nielson, Patricia Nielson, Delon Olsen, Pat Parker, Josh Ranhaar, Gary Roberts, Ann Marie Spendlove, Ben Spendlove, Auditor Tamra Stones, Tara Wabel, **Media:** Jennie Christensen (KVNU).

CALL TO ORDER

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

OPENING REMARKS

The opening remarks were given by Lynn Lemon.

PLEDGE OF ALLEGIANCE

Chairman Petersen lead those present in the Pledge of Allegiance.

REVIEW AND APPROVAL OF AGENDA

The agenda was approved with item 8a - Report on 2005 Fair & Rodeo - deleted and item 10a - Set Public Hearing - Ordinance 2005-10 - Abandoning or Vacating Any Claim to Thurston Road - added.

REVIEW AND APPROVAL OF MINUTES

The minutes of the September 13, 2005, Council meeting were approved as written.

REPORT OF THE COUNTY EXECUTIVE: M. LYNN LEMON

<u>APPOINTMENTS:</u>	Mike Anderson	Cache County Deputy Sheriff
	Tyson R. Aoki	Cache County Deputy Sheriff
	Blake R. Hansen	Cache County Deputy Sheriff

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Chad M. Kerr
Phillip Allan Lucas Jr.

Cache County Deputy Sheriff
Cache County Deputy Sheriff

Joseph Ernest Pierson
Christina Marie Scanlan-Douthit
Chris D. Toone
Bethann Wright

Cache County Deputy Sheriff
Cache County Deputy Sheriff
Cache County Deputy Sheriff
Cache County Deputy Sheriff

ACTION; Motion by Council member Yeates to approve the recommended appointments. Chambers seconded the motion. The vote was unanimous, 5-0. Gibbons and Zilles absent.

WARRANTS: The warrants for the periods 09-02-2005 to 09-08-2005 and 09-09-2005 to 09-22-2005 were given to the deputy clerk for filing.

OTHER ITEMS

- **Senator Lyle Hillyard** has been invited by Executive Lemon to meet with the Council at the October 11, 2005, County Council meeting. Hillyard is serving on the Governor's statewide board that is dealing with water development and wants to report to the Council on the Bear River development. Petersen asked that Senator Hillyard be available to discuss other topics of interest to the Council as well.
- **Legislative Cowboy Caucus - October 7, 2005, Sevier County Sheriff's Office - 9:30 a.m. to 1:30 p.m.** - Lemon made the Council aware of this meeting and asked them to fill out the appropriate forms for reservations, etc.
- **Governor's Transportation Summit 2005 - October 14, 2005, Davis County Conference Center - 9:00 a.m. to about 3:30 p.m.** - Lemon distributed a schedule of events for this meeting and asked the Council to let Pat Parker know if anyone desires to attend.
- **Prescribed Burns** - Lemon gave the Council a list of proposed burns by the U.S. Forest Service from now until November. One of the areas is in Cache County 20 miles west of Randolph near the Curtis Ridge area.
- **West Nile Virus Update** - As of this week there have been no positive tests in Cache County.
- **LeRay McAllister Funding** - The Zollinger Farm had requested \$300,000 and were recommended for the \$300,000. The Selman Ranch had requested \$900,000 and were not recommended to receive funding, but are next in line for funding.
- **Executive Order - NIMS/ICS** - Lemon issued an order today concerning Cache County adoption and implementation of the National Incident Management System (NIMS) and

Transfer \$11,900.00 **from** Temporary Employees **to** Equipment supplies & maintenance to cover anticipated maintenance and costs to year end.

Support Services

Transfer \$11,223.00 **from**

Overtime	\$5,223.00
Travel	\$2,000.00
Telephone	\$4,000.00

to

Office Expense	\$4,000.00
Non-Capitalized Equipment	\$ 500.00
Education & Training	\$2,000.00
Misc Services	\$4,710.00
Spec Dept Supplies	\$ 5.00
Prof & Tech	\$ 8.00

to cover expense in department line items.

Weed

Transfer \$5,000.00 **from** Ut-Idaho Co-op Grant **to**

Temporary Employees	\$1,600.00
Equipment Supplies & Maintenance	\$3,400.00

to cover temporary employee and fuel expenses.

Surveyor

Transfer \$3,000.00 **from** Non-Capitalized Equipment **to** Temporary Employees to cover temporary employee salaries.

(Attachment 2)

ACTION: Motion by Council member Robison to approve the recommended budget transfers with the stipulations that Captain Cheshire attend the October 11, 2005, Council meeting and bring a current revenue and expense sheet for the jail; and Executive Lemon provide an itemized listing of Cache County's financial support of Extension to the Council at the October 11, 2005, Council meeting. Hansen seconded the motion. The vote was unanimous, 5-0. Gibbons and Zilles absent.

PUBLIC HEARINGS, APPEALS AND BOARD OF EQUALIZATION MATTERS

PUBLIC HEARINGS SET:

OCTOBER 25, 2005 - 6:00 P.M. - REZONE 7 ACRES IN THE FOREST/RECREATION (FR-40) ZONE TO BE REZONED TO AGRICULTURE(A) AT APPROXIMATELY 7200 WEST 1080 SOUTH, WEST OF MENDON.

ACTION: Motion by Council member Yeates to set a public Hearings for October 25, 2005-

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6:00 p.m.-Rezone 7 Acres in the Forest/Recreation (FR-40) Zone to be Rezoned to Agriculture(A) at Approximately 7200 West 1080 South, west of Mendon. Robison seconded the motion. The vote was unanimous, 5-0. Gibbons and Zilles absent.

OCTOBER 25, 2005 - 5:55 P.M. - ORDINANCE 2005-10-TO ABANDON OR VACATE THURSTON ROAD.

ACTION: Motion by Council member Yeates to set a Public Hearing for October 25, 2005-5:55 p.m.-Ordinance 2005-10-To Abandon or Vacate Thurston Road. Robison seconded the motion. The vote was unanimous, 5-0. Gibbons and Zilles absent.

THE COUNCIL CONVENED AS A BOARD OF EQUALIZATION

- **Hearings Progress Report** - Lemon and Auditor Stones explained that of the 181 appeals filed, all but nine have been reviewed.

(Attachment 3)

ACTION: Motion by Council member Yeates to approve the property valuation assessments recommended by the Hearing Officers. Hansen seconded the motion. The vote was unanimous, 5-0. Gibbons and Zilles absent.

THE COUNCIL ADJOURNED FROM THE BOARD OF EQUALIZATION

PENDING ACTION

- County Block/Courthouse Update** - Daines said small details are all that is left to be worked on for the interior, but the exterior still has much work to be done. December 2, 2005, is still the possible date for the dedication/open house.

Petersen reported that Utah State University will permanently lease to Cache County a full-size sculpture of a handcart to be displayed on the courthouse grounds.

THE COUNCIL RECONVENED AS A BOARD OF EQUALIZATION

- Property Tax Hardship Request**
Kimber Brown - The Council reviewed the additional information provided.

(Attachment 4)

ACTION: Motion by Council member Chambers to approve the Property Tax Hardship Request by Kimber Brown. Hansen seconded the motion. The motion passed, 4 aye - Hansen, Chambers, Robison & Yeates and 1 nay - Petersen. Gibbons and Zilles absent.

THE COUNCIL ADJOURNED FROM THE BOARD OF EQUALIZATION

INITIAL PROPOSAL FOR CONSIDERATION OF ACTION

- **Final Plat Approval - Twin Canyon Estates Minor Subdivision** - A 5-lot minor subdivision on 25.15 acres of land in the Agriculture Zone at approximately 8031 to 8175 South 4000 West, Mt. Sterling. Initially there was a concern about turn around access for snow removal, but Darrell Erickson, Roads Department, said there is sufficient space for a turn around up the road.

(Attachment 5)

ACTION Motion by Council member Chambers to waive the rules and approve the Final Plat for Twin Canyon Estates Minor Subdivision. Hansen seconded the motion. The vote was unanimous, 5-0. Gibbons and Zilles absent.

- **Final Plat Approval - E. W. Farms/Joseph Mark Nielson Minor Subdivision** - A 3-lot minor subdivision on 16.38 acres of land in the Agriculture Zone to add an additional building lot to a previous two lot subdivision at approximately 1246 West 6600 North.

(Attachment 6)

ACTION: Motion by Council member Hansen to waive the rules and approve the Final Plat for E. W. Farms/Joseph Mark Nielson Minor Subdivision. Chambers seconded the motion. The vote was unanimous, 5-0. Gibbons and Zilles absent.

- **Discussion - Health Insurance Proposals** - Lemon explained that the Employees Compensation Committee presented to county employees health insurance options. Over 60% of the county employees voted for the PEHP option with benefit changes equaling an 8.72% increase. Lemon said he thought the Compensation Committee had favored the higher deductible BC/BS of Utah plan. Auditor Stones said many employees, including herself, didn't feel they had enough information to make a choice.

ACTION: Motion by Council member Hansen to waive the rules and approve the employees' choice of the PEHP option with benefit changes equaling an 8.72% increase as recommended. Robison seconded the motion. The vote was unanimous, 5-0. Gibbons and Zilles absent.

COUNTY INITIATIVES - 2006

- Chairman Petersen reviewed initiatives** from the following offices: Assessor, Attorney, Auditor, Building and Safety, Clerk, Development Services, Extension, Fire, Human Resources, Information Technology, Recorder, Road and Weed, Senior Citizens, Sheriff, Surveyor, Tourist Council, Treasurer and Executive as well as initiatives from Council members. This review will help the Council target specific issues during the coming year.
- T. V. Translator** - Executive Lemon said he had matters concerning litigation to discuss with the Council and requested an Executive Session.

ACTION: Motion by Council member Yeates for the Council to move to Executive Session immediately upon adjournment from the Council meeting. Robison seconded the motion. The vote was unanimous, 5-0. Gibbons and Yeates absent.

OTHER BUSINESS

- ✓ **UAC County Council Workshop - Homestead - September 22, 2005** - Petersen asked for comments from Council members who had attended the workshop. Yeates, Hansen, Robison and Chambers attended and all felt it was beneficial. Yeates and Robison said Cache County was very forward thinking in the way its Council was originally set up compared to other counties with the Council form of government. Yeates said Cache County Council could double their salaries and still be the lowest paid in the state. Hansen said the Chief Budget Officer for legislators was presenting and distributed a card with fifteen key questions to be asked when proposals are received. Council members felt the workshops were relevant and participants were able to talk about specific concerns.

COUNCIL MEMBER REPORTS

John Hansen asked if the party in Wellsville had been contacted by Lemon about serving on the Board of Adjustments. Lemon responded he was already serving on the Wellsville Board of Adjustments so they will have to find another candidate.

Kathy Robison suggested an open house to recognize Ann Skanchy upon her retirement from the Airport Authority be organized. Executive Lemon said this will be handled by his office. Robison said that at the September 20th Water Board Meeting it was decided to invite Larry Anderson from the state to speak to the new Mayors at the end of November and to also make presentations to the soil conversation districts in January. The January presentations will address helping the water uses of Cache County come up with an entity that will be legally acknowledged as the county water authority to attend the state water policy meetings and to speak for the water users in Cache County. Robison asked if the Council wants to be involved in these meetings. The Council will invite the Mayors to a November Council meeting that Larry Anderson will also be invited to attend so the Council can be involved in the issue of a county water authority.

Cory Yeates asked if the Council could have a simple one-page summary for each county department on a monthly basis that shows the appropriations for the year, the expenditures to date and whether the department is above or below budget. Lemon said he and Stones would work on producing that information for the Council.

ADJOURNMENT

The Council meeting adjourned to Executive Session to discuss litigation at 7:05 p.m.

The Council adjourned from Executive Session at 7:19 p.m.

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ATTEST: Jill N. Zollinger
County Clerk

APPROVAL: H. Craig Petersen
Council Chairman