

1 Logan Municipal Council

Logan, Utah

October 3, 2023

2
3 Minutes of the meeting of the Logan Municipal Council convened in regular session on
4 Tuesday, October 3, 2023, in the Logan Municipal Council Chambers located at 290
5 North 100 West, Logan, Utah 84321 at 5:30 pm. Logan Municipal Council Meetings are
6 televised live as a public service on Channel 17 and the City of Logan YouTube channel
7 at: https://www.youtube.com/channel/UCFLPAOK5eawKS_RDBU0stRQ

8
9 Council Members present at the beginning of the meeting: Chairman Ernesto López, Vice
10 Chair Amy Z. Anderson, Councilmember Jeannie F. Simmonds, Councilmember Mark
11 A. Anderson, and Councilmember Tom Jensen. Administration present: Mayor Holly H.
12 Daines, City Attorney Craig Carlston, Assistant Finance Director Rueben Nelson, City
13 Recorder Teresa Harris, and Deputy Recorder Esli Morales.

14 Excused: Finance Director Richard Anderson.

15 Chairman Ernesto López welcomed those present. There were approximately 10 in
16 attendance at the beginning of the meeting.

17 **OPENING CEREMONY:**

18 Kara Tim, a Community Relationship Development representative from CAPSA
19 provided the opening ceremony and led the audience in the pledge of allegiance.

20
21 Ms. Tim thanked the Council for the opportunity to speak on behalf of CAPSA during
22 Domestic Violence Awareness Month. Domestic Violence is a pervasive issue that
23 impacts all walks of life. Last year, CAPSA supported 337 individuals through
24 emergency shelter, 7,062 calls through the crisis line which on average is 19 calls per
25 day. Lastly, 1,158 individuals through outreach casework.

26
27 At CAPSA, their mission is to provide comprehensive services to survivors of domestic
28 violence and sexual assault along with education to the broader community. They firmly
29 believe in collective action and community support in creating a safe and nurturing
30 environment for all. Their organization offers a range of vital services such as emergency
31 shelter services. The emergency shelter has 36 beds available and while in the shelter
32 individuals can work with caseworkers to remove barriers and connect to therapy for
33 crisis intervention. Monday through Thursday, the youth advocacy team provides
34 activities and lessons for children or youth at the shelter.

35
36 Only together can a community be built that refuses tolerance of violence and stands in
37 solidarity with those affected. All community members and leaders are encouraged to
38 take an active role in ending domestic violence and supporting survivors.

39
40 Vice Chair A. Anderson on behalf of the Bear River Local Homeless Council appreciated
41 and thanked the efforts by CAPSA to provide shelter to those suffering from domestic
42 violence as homelessness is often a direct result of domestic violence.

43

44 Councilmember M. Anderson inquired how often are the 36 units at CAPSA full.
45
46 Ms. Tim answered the 36 units are constantly full to the extent that caseworkers work
47 with landlords and hotels to get rooms at discounted rates.
48
49 Councilmember Simmonds said in addition there are homes available directly behind the
50 shelter along with two apartment buildings.
51
52 James Boyd, Chief Development Officer of CAPSA clarified there are 21 units available.
53 The first neighborhood has nine homes available, while the second has five single-family
54 homes and a triplex along with a fourplex. There are also twenty families with subsidized
55 rent across the community. Their rent is paid in full for the first three months and
56 gradually the rent amount paid is lowered until the tenant can fully pay their rent. The
57 goal of the organization is to create independence.
58
59 Councilmember Simmonds added that part of becoming independent is for individuals to
60 work through the program with counseling, and learning to manage money which is all
61 part of the process.
62
63 Mr. Boyd confirmed that is the case as the program is holistic in nature. It is common for
64 women to experience domestic violence but over 9% will also experience financial abuse.
65 He gave an example of an individual who had never had access to money and needed to
66 learn how to handle money from budget to paying bills. As a result, financial
67 empowerment has actively been added as part of the curriculum. The hope is that as they
68 transition out of the program, they are wholly independent and safe.
69
70 Chairman López requested confirmation on whether CAPSA has Spanish speakers as part
71 of their staff.
72
73 Mr. Boyd confirmed that is the case. There is a dedicated Spanish-speaking employee
74 who specifically focuses on underserved populations. They work with CRIC (Cache
75 Refugee and Immigrant Connection) and other cooperatives such as education or clinics
76 at the CAPSA building due to space limitations.
77
78 Councilmember Simmonds requested clarification that CAPSA is no longer limited to
79 women only.
80
81 Mr. Boyd clarified that CAPSA is no longer just limited to women but men as well. One
82 out of five non-binary and one out of four men will experience domestic violence in their
83 lifetime. Last year, 14% of individuals served were men.
84
85 **Meeting Minutes.** Minutes of the Council meeting held on September 19, 2023, were
86 continued with corrections to the next meeting.
87

88 **Meeting Agenda.** Chairman López announced there is one public hearing scheduled for
89 tonight's Council meeting.

90
91 **ACTION. Motion by Councilmember Simmonds seconded by Councilmember**
92 **Jensen to continue the September 19, 2023, minutes to the October 17, 2023 Council**
93 **meeting and approve the agenda. Motion carried by roll call vote.**

94 **A. Anderson: Aye**
95 **M. Anderson: Aye**
96 **Jensen: Aye**
97 **López: Aye**
98 **Simmonds: Aye**
99

100 **Meeting Schedule.** Chairman López announced that regular Council meetings are held
101 on the first and third Tuesdays of the month at 5:30 p.m. The next regular Council
102 meeting is Tuesday, October 17, 2023.

103
104 **QUESTIONS AND COMMENTS FOR MAYOR AND COUNCIL:**

105
106 Chairman López explained that any person wishing to comment on any item not otherwise
107 on the agenda may address the City Council at this point by stepping to the microphone
108 and giving his or her name and address for the record. Comments should be limited to not
109 more than three (3) minutes unless additional time is authorized by the Council Chair.
110 Citizen groups will be asked to appoint a spokesperson. This is the time and place for any
111 person who wishes to comment on non-agenda items. Some items brought forward to the
112 attention of the City Council will be turned over to staff to respond to outside of the City
113 Council meeting.

114 Joshua Molitor, a resident of Logan read a section of the Code of Federal Regulations. He
115 expressed concerns about the recent Logan School District meeting that was held and the
116 ongoing conversation regarding the 1400 North Main RDA.

117 Matthew Fatuesi, a resident of Logan expressed concerns and disappointment about the
118 difficulty of having an open conversation as a citizen with the government. He requested
119 the Council remember that when addressing topics and making a decision to ensure, it is
120 freely available to everyone.

121 Chairman López reminded the audience that any citizen may email comments or concerns
122 to the City Council at any time.

123 Vice Chair A. Anderson added that the phone numbers of the City Councilmembers are
124 available on the city website to all if they have a question or concern.

125 Councilmember M. Anderson spoke as a citizen to thank the staff and Mayor for working
126 in cooperation to support the Giant Pumpkin Festival. The festival was successful with a
127 large community turnout.

128 Maggie Mace, the Student Council Director representing the Government Relations
129 Council at USU thanked the Council for responding to emails and reaching out to students
130 at USU.

131 There were no further comments or questions for the Mayor or Council.

132 **MAYOR/STAFF REPORTS:**

133

134 **Board Reappointment – Mayor Daines**

135

136 Mayor Daines asked the Council for ratification to reappoint Carol Denniston to serve on
137 the Logan River Golf Advisory Board.

138

139 **ACTION. Motion by Councilmember Jensen seconded by Councilmember**
140 **Simmonds to approve ratification of Carol Denniston as presented. Motion carried**
141 **by roll call vote.**

142 **A. Anderson: Aye**

143 **M. Anderson: Aye**

144 **Jensen: Aye**

145 **López: Aye**

146 **Simmonds: Aye**

147

148 **Environmental Services – Mayor Daines**

149

150 Mayor Daines stated that after several years of planning, the City has successfully
151 separated the city's garbage collection from the other communities in the County. The
152 transition went exceptionally well. Staff from the environmental department worked
153 arduously in negotiations and ensured that new providers were aware of collection routes
154 for Cache County communities previously serviced by the City.

155

156 She thanked the environmental department employees for working an extraordinary
157 amount of overtime as positions went vacant and were not refilled in order to prevent
158 future downsizing. With limited staff, employees worked overtime to ensure services
159 were flowing smoothly until the transition occurred. Though Providence City did request
160 that the City continue to provide collection services for several months until they are able
161 to perform their own collections. The City agreed to serve and provide Providence with
162 continued services through an existing contract.

163

164 Councilmember Jensen inquired what is the stance in regard to the change as there had
165 been a measure of uncertainty.

166

167 Mayor Daines answered that for the most part, the communities have been understanding
168 of the situation.

169

170 Chairman López asked for how long has the City provided services to various
171 communities throughout the County.

172 Mayor Daines responded that it has been roughly 40 years since the completion of the
173 landfill. In addition, various members of these communities have reached out and
174 thanked the City for the services provided for all these years.

175
176 Councilmember Simmonds commented that green waste is a topic that has been brought
177 up and needs to be supported by the communities and their provider.
178

179 Mayor Daines added that as green waste comes to the landfill, there may be a need to
180 charge anyone who brings it to the landfill. Issa Hamud, Environmental Director is
181 currently conducting a rate study for services provided and green waste is one of the
182 items being reviewed in the study. Once the study is conducted, it will be presented to the
183 Council.

184
185 Vice Chair A. Anderson remarked that several communities have elected not to contract
186 recycling services and is no longer readily available throughout the County.
187

188 No further Mayor/Staff Reports were presented.
189

190 **COUNCIL BUSINESS:**

191 192 **Planning Commission Update – Councilmember Simmonds**

193
194 Councilmember Simmonds reported that two items were reviewed by the Planning
195 Commission. The first item is a project review on 100 East. Dr. Thornley sold a portion
196 of his property to the L59 project. L59 will be placing a 12-plex facing 200 South along
197 with a pool and various amenities. However, on the first east half of the property, Dr.
198 Thornley will be building a dental office.
199

200 The second item is the project Willow Ski Lakes which requested a zone change of parcel
201 phase 5 (12.5 acres) from NR-6 to Mixed-Use residential density. A denial was
202 recommended by the Planning Staff and the denial was forwarded by the Planning
203 Commission to the Council and will be workshopped in the future.
204

205 Councilmember Jensen requested confirmation of a recommendation for denial by the
206 Planning Commission for the project Willow Ski Lakes.
207

208 Councilmember Simmonds confirmed that a recommendation for denial was made by the
209 Planning Commission in regard to the Willow Ski Lakes project.
210

211 Chairman López requested a summary of the discussion regarding the first project.
212

213 Councilmember Simmonds was absent for this portion of the Planning Commission
214 meeting, but based on her understanding there was much public comment.
215

216 Chairman López asked how many stories the 12-plex will be.

217 Councilmember Simmonds replied the 12-plex will be three stories high. It will be
218 similar to the townhomes, yet the project style will also be similar to L59.
219

220 No further Council Business presented.
221

222 **ACTION ITEM:**
223

224 **PUBLIC HEARING - Budget Adjustments FY 2023-2024 appropriating: \$15,000**
225 **funds the City will receive from the State of Utah to purchase emergency**
226 **management supplies and materials; \$69,390 funds Dispatch received to support**
227 **911 operations; \$150,000 a grant Parks & Recreation received from the State of**
228 **Utah to construct a bridge at Trapper Park - Resolution 23-42 – Rueben Nelson,**
229 **Assistant Finance Director**

230
231 At the September 19, 2023 Council meeting, Finance Director Richard Anderson
232 addressed the Council regarding the proposed budget adjustments. Assistant Finance
233 Director Rueben Nelson summarized the budget adjustments at tonight's meeting.
234

235 Councilmember Simmonds asked if the construction of the bridge at Trapper Park has
236 already commenced since the park is closed.
237

238 Mayor Daines responded that the spring flooding damaged the grass, and it is closed to
239 allow the grass to grow back as well as to begin asphalting the parking lot. The grants
240 will be used to design the bridge and depending on funding possibly next summer the
241 bridge will be built.

242
243 Russ Akina, Parks & Recreation Director confirmed that the park is closed because the
244 turf is being regrown after the spring runoff. Work was interrupted because of spring
245 runoff, so the trail is open, but not the park. As of right now, the bridge is being designed.
246 The grant referred to in the resolution has an environmental component with an
247 environmental study taking place this winter. The bridge will be out for bid this winter or
248 spring.
249

250 Councilmember Simmonds inquired about what the bridge would connect to and if in the
251 future will the trail continue west or north.
252

253 Mayor Daines answered the bridge will permit pedestrians to cross the river to access the
254 47 acres of open space. There will be a trail made eventually on the other side of the
255 river, but that is once there is an available budget to do so. The developer of Willow
256 Lakes will put some money toward the construction of a trail. The future trail when it is
257 constructed will extend northwest to an extent. It will stop because there is not an existing
258 right-of-way to 600 South Park. However, the goal is to connect the trail to 600 South
259 Park.
260

261 Councilmember Jensen requested confirmation as to whether the bridge is for pedestrian
262 use only.

263
264 Mr. Akina confirmed that is the case. The bridge is only for pedestrian use but will be
265 wide enough for a small parks & recreation vehicle to pass through to do maintenance as
266 needed. The bridge would match what is currently on the Logan River system.

267
268 Chairman López opened the meeting to a public hearing.
269

270 There were no comments and Chairman López closed the public hearing.
271

272 **ACTION. Motion by Vice Chair A. Anderson seconded by Councilmember**
273 **Simmonds to approve Resolution 23-42 as presented. Motion carried by roll call**
274 **vote.**

275 **A. Anderson: Aye**
276 **M. Anderson: Aye**
277 **Jensen: Aye**
278 **López: Aye**
279 **Simmonds: Aye**

280
281 **WORKSHOP ITEMS:**

282
283 **Consideration of a proposed resolution supporting the Board Apportionment of the**
284 **Cache Valley Transit District in compliance with Utah Code 17B-2a-807 effective**
285 **January 1, 2024 – Resolution 23-41 – Todd Beutler, CEO/General Manager CVTD**

286
287 Todd Beutler, CEO/General Manager of CVTD addressed the Council. Utah Code 17B-
288 2a-807 has not been changed for 25 years and was structured for the intent and purpose of
289 the UTA (Utah Transit Authority). The only services provided through the code were for
290 fixed routes which could be used to project the number of service miles for the upcoming
291 year to determine board membership. Since then, there have been new on-demand
292 services through which members of the community can call for a ride or schedule it
293 through an app. It is hard to project on-demand service mileage since it all depends on
294 how much and when the services are used.

295
296 Outside of the UTA, there have been several transit districts created including the Cache
297 Valley Transit. The existing code did not permit the new changes to be addressed. The
298 code would instead change to allow 5 to 9 board members, but it would be up to the
299 legislative council to determine how the board membership would be decided. For Cache
300 Valley Transit, since it is the hub for the County, it should have a larger portion of
301 members serving on the board. Of the 9 board members, 4 would be from Logan, and the
302 remaining 5 from various communities throughout the County.

303
304 It is important to remember that when it comes to transportation and mobility, individuals
305 do not care about the jurisdiction they are in, rather they just want to get to their

306 destination be it employment, shopping, home, and so forth. It is important to view the
307 constituents and mobility as a whole.

308
309 Councilmember M. Anderson inquired how many votes the City of Logan currently has
310 on the board.

311
312 Mr. Beutler answered that currently there is a transit board consisting of 19 board
313 members and the City of Logan has 8 board members serving on the board. Though
314 proportionally wise, when the board changes to 9 board members, the City of Logan will
315 still have the same proportion of votes.

316
317 Councilmember Simmonds remarked that the board will now be a functional size and
318 will have a functional representation of the service area.

319
320 Mr. Beutler thanked the Council for their service and staff working in conjunction with
321 them.

322
323 The proposed resolution will be an action item at the October 17, 2023, Council meeting.

324
325 **Budget Adjustments FY 2023-2024 appropriating: \$13,464 additional funding the
326 City received from HUD for the CDBG programs for fiscal year 2024; \$8,080 funds
327 the Library received from the State of Utah to support the Libraries Interlibrary
328 Loan Program; \$1,000,000 electric fund reserves toward Second Dam sediment
329 removal - Resolution 23-43 – Rueben Nelson**

330
331 Assistant Finance Director Rueben Nelson addressed the Council regarding the proposed
332 budget adjustments.

333
334 Councilmember Jensen inquired if the funding received from HUD would be added
335 proportionally to the CDBG.

336
337 Mayor Daines clarified that there is an existing receiver project for which the funding
338 will be distributed towards.

339
340 Vice Chair A. Anderson asked if the funding for the second dam sediment removal was
341 more than enough to complete the project.

342
343 Mark Montgomery, Light & Power Director responded the project was put up to bid.
344 Two bids were received, one for \$5.7 million and the other for \$899,000. Investigation
345 was done by staff and the second bid was selected as it was confirmed they are a national
346 company with expertise in sediment removal.

347
348 Councilmember Simmonds asked if there are the same number of issues with the second
349 dam as the third dam in regard to the accumulation of sediment.

351 Mr. Montgomery replied that this year due to the runoff, they were not able to run the
352 hydro's because they were unable to keep the sediment out of the screens.

353
354 Councilmember Simmonds inquired regarding the discussion that the sediment collected
355 belonged to the Forest Service.

356
357 Mr. Montgomery confirmed that is the case, the sediment belongs to the forestry.

358
359 Vice Chair A. Anderson asked if the timing for agency permits would work in order to
360 have the work completed.

361
362 Mr. Montgomery answered that they believe all the permits will be in order by the time
363 the work begins.

364
365 Vice Chair A. Anderson inquired if the funding provided for the interlibrary loan
366 program would be sufficient to fund the program.

367
368 Karen Clark, Library Director responded that the funding covers the interlibrary loan
369 program within the State of Utah but does not cover what is done outside of Utah
370 including other countries. It is about half of what is done for interlibrary loans.

371
372 The proposed resolution will be an action item and public hearing at the October 17,
373 2023, Council meeting.

374
375 **OTHER CONSIDERATIONS:**

376
377 Councilmember Simmonds commented that the HVAC system for the new Library has
378 been on backorder since March and it finally arrived and has been installed at the Library.

379
380 Chairman López serves on the Parks & Recreation Board and the County Trails Alliance
381 is seeking input from the community on future projects.

382
383 Mayor Daines asked if the request was made by the County or a private nonprofit group.

384
385 Chairman López replied that the request was from a private nonprofit group.

386
387 No further items were discussed.

388
389 **ADJOURNED.** There being no further business, the Logan Municipal Council adjourned
390 at 6:23 p.m.

391
392
393
394 Esli Morales, Deputy City Recorder