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3 Minutes of the meeting of the Logan Municipal Council convened in regular
4 session on Tuesday, September 16, 2014 at 5:30 p.m. in the Logan City Municipal
5 Council Chamber, 290 North 100 West, Logan, Utah. Chairman Karl B. Ward
6 conducting.
7

8 Council members present at the beginning of the meeting: Chairman Karl B.
9 Ward, Vice Chairman Jeannie F. Simmonds, Councilmember Holly H. Daines,
10 Councilmember S. Eugene Needham and Councilmember Herm Olsen. Administration
11 present: Mayor H. Craig Petersen, Finance Director Richard Anderson, City Attorney
12 Kymber Housley and City Recorder Teresa Harris.
13

14 **OPENING CEREMONY.**

15
16 Former Logan City Councilmember Tom Jensen gave the opening thought/prayer and led
17 the audience in the pledge of allegiance. Mr. Jensen shared some thoughts on his one
18 year spent in Jordan and the experiences he had while living there.
19

20 Chairman Ward welcomed those present. There were approximately 29 citizens in the
21 audience at the beginning of the meeting.
22

23 **Meeting Minutes.** Minutes of the Council meeting from September 2, 2014 were
24 reviewed and approved with minor changes.
25

26 **ACTION.** Motion by Councilmember Olsen seconded by Vice Chairman Simmonds to
27 **approve the September 2, 2014 minutes and approve the agenda.** Motion carried
28 unanimously.
29

30 **Meeting Agenda.** Chairman Ward announced there would be one public hearing
31 at tonight's Council meeting. The public hearing regarding the proposed zone change
32 was withdrawn by the proponent.
33

34 **Meeting Schedule.** Chairman Ward announced that regular Council meetings
35 would be held the first and third Tuesdays of the month at 5:30 p.m. The next regular
36 Council meeting is Tuesday, October 7, 2014.
37

38 **QUESTIONS AND COMMENTS FOR MAYOR AND COUNCIL.**

39
40 Councilmember Needham addressed the Council regarding an event at the Logan Fine
41 Arts Gallery. He announced that a Juried Salon will be held on September 19, 2014 from
42 5:30 – 9:00 pm and he invited the Council and public to attend.
43

44 Councilmember Olsen said he has attended this art show in the past and is very impressed
45 with the local artists involved is well worth attending.
46

47 Logan resident Bill Bower addressed the Council regarding the trees that he mentioned at
48 the September 2, 2014 Council meeting. He said the trees have been trimmed and he
49 thanked those involved in taking care of this problem. He also apologized to Logan City
50 Attorney Kymber Housley for comments made at the last Council meeting.

51

52 **MAYOR/STAFF REPORTS.**

53

54 **Board Appointment – Mayor Craig Petersen**

55

56 Mayor Craig Petersen asked the Council for ratification of Tom Jensen to serve on the
57 Planning Commission which is a four year term.

58

59 **ACTION.** Motion by Councilmember Daines seconded by Councilmember Olsen to
60 **approve ratification** of the proposed appointment for Tom Jensen to serve on the
61 Planning Commission. Motion carried unanimously.

62

63 **Updates on Projects/Issues – Mayor Craig Petersen**

64

65 Mayor Petersen gave an update on the following:

66

67 1. Road Projects

68

a. 200 East 500 North closed for landscaping of the roundabout until September 22.

69

b. 200 East from Center Street to 100 South closed for soil compacting until October.

70

c. Steep Dugway closed September 16-26 for work on the Long Dugway.

71

d. Work on curbs and sidewalks on Canyon Road will keep a short segment of that
72 street closed until the end of September.

73

74 2. Sale of books donated by Gene Needham to Friends of the Library continues until
75 October 4. Remaining books will be sold to a private book buyer.

76

77 3. Highline Trail safety improvement project is about ready to go out to bid. The
78 consultants risk assessment recommends the trail be closed to bikers.

79

80 4. Airport parking project bid came in under estimate--\$93,210 vs. about \$120,000.
81 Logan will save about \$10,000 on our share.

82

83 5. Due to predicted bad weather, the Employee Appreciation Lunch has been
84 rescheduled for Monday, September 29 from 11:30 am to 1:00 pm at Willow Park.

85

86 6. Sale of City property to ICON will be complete by the end of this month.

87

88 7. The City recommends purchasing the burned house property located at 300 South 80
89 East. It will be combined with an adjacent “L-shaped” parcel owned by the City and
90 then offered for sale.

91

92 8. Conversion to a new utility billing system is scheduled for September 26. This is a
93 major change and there may be some minor problems in the transition.

94
95 9. Logan City and Utah State University have signed an agreement to participate in a
96 “Community Bridge Initiative.” The City will identify projects and USU will match
97 those with courses related to the topic. For example, an Information Technology class
98 might assist the City with website design or a Landscape Architecture class might
99 work on the design for a new park. The program will start in January 2015. When
100 fully implemented, the goal will be 20 classes each year

101
102 Chairman Ward asked will the purchase of this property at 300 South 80 East give us the
103 opportunity to improve the intersection such as a possible roundabout.

104
105 Councilmember Needham said he does not like round-a-bouts and does not feel they are
106 appropriate for a small town. He also said his preference would be for a single family
107 dwelling at 300 South 80 East and feels that any empty lots in Logan should be
108 considered for single family homes.

109
110 Mayor Petersen said that no plans have been made for a roundabout at the intersection of
111 300 South 100 East. There are also no plans at this time for the property at this location.

112
113 Finance Director Richard Anderson addressed the Council regarding the conversion to
114 the new utility billing system. The complaints received from utility billing customers are
115 there is too much information on the utility bills and they are hard to read and the other
116 complaint is there isn't enough information. With the new system, customers will have
117 the ability to sign up for an electronic receipt of their utility bill and they can still pay
118 electronically. The changes are not hugely significant and the bills will be easier to read
119 and understand. It will take time for people to get used to and the utility department will
120 be available to answer any questions that customers might have.

121
122 **Community Bridge Initiative – Mayor Craig Petersen and Noelle Cockett, USU**
123 **Provost.**

124
125 Mayor Petersen said when he ran for Mayor; one of his goals was to have a better
126 connection between Utah State University and the City. He announced the *Community*
127 *Bridge Initiative* which is a place-based service learning program that enables students to
128 utilize knowledge obtained in the classroom to tackle real world problems identified by
129 the community. He introduced Noelle Cockett-Executive Vice USU Provost, Chris
130 Miller, Kate Stevens and Emily Malik-City of the Logan Environmental Department.

131
132 Ms. Cockett stated the *Community Bridge Initiative* matches a multidisciplinary set of
133 courses to a community identified set of projects. Students work with the community
134 leaders to define meaningful solutions, develop action plans and implement projects
135 directly relevant to their course curriculum. As a result, students are given depth to their
136 course content and come away with the experience of addressing locally relevant issues.

137
138 Mayor Petersen said the *Community Bridge Initiative* is dedicated to provide the highest
139 quality service through the committed efforts of USU faculty, staff and students. USU

140 will identify a set of potential courses and the Initiative will begin Spring Semester of
141 2015.

142

143 Ms. Cockett said this is a great opportunity to engage students and faculty on issues that
144 are facing the City of Logan. This will give student real life situations which they can
145 identify and then find solutions. This will also engrain in these young students of how
146 they can give back to the community.

147

148 **Report on Utah League of Cities and Towns Annual Conference – Mayor Craig**
149 **Petersen, Council Member Jeannie Simmonds and Council Member Gene Needham**

150

151 Mayor Petersen stated that himself, Vice Chairman Simmonds and Councilmember
152 Needham recently attended the Utah League of Cities and Town Annual Conference in
153 Salt Lake City. He felt this was a very worthwhile conference and encouraged other
154 council members to attend in the future.

155

156 Councilmember Needham commented that he attended a tour of Ogden City with Mayor
157 Petersen and Vice Chairman Simmonds. He was very impressed with what Ogden has
158 done with opening up space that has not existed in the downtown. He was discouraged
159 that Ogden's focus on retail is not cohesive of substantial and feels that Logan can do
160 better when it comes to retail. He also attended a session from the Urban and
161 Community Forestry Division and the message was that to improve our air quality, more
162 trees particularly evergreens should be planted. He suggested the City have a tree
163 planting program and see if this will help with our air quality situation.

164

165 Vice Chairman Simmonds commented the conference was unique because the lunch
166 speakers tied their theme to communication and the challenges that arise and also team
167 building and what is important in that regard. She attended an economic development
168 seminar that was very good and a seminar on solar energy in our future. The highlight for
169 her was the tour of downtown Ogden and the planning that has been done over a long
170 period of time to revitalize Ogden's downtown, to connect to the UTA Trax system, bike
171 trails, create urban neighborhoods and pedestrian access, theaters and restaurants. All of
172 this was very energizing for her to see.

173

174 Mayor Petersen added the solar energy class was very good and indicated that in the Salt
175 Lake area they have a consortium to allow individual citizens to purchase solar energy at
176 a lower rate and this is something he is considering for his own home. He has requested
177 this group come to Logan to make a presentation and the RECAB Board will also be
178 included. No public money is involved. One initiative the ULCT will support is
179 Transportation Funding. The current motor fuel tax has not been increased since 1997.
180 Cities and towns are using a greater share of their general funds on traditional
181 transportation related projects. At the same time, citizens are demanding a new paradigm
182 of transportation. Members of the ULCT recommended that the Utah State Legislature
183 empower cities and towns with the financial tools to fulfill the new paradigm of
184 transportation that our residents expect. The recommendation is that a statewide, local
185 option ¼ cent sales tax be dedicated to transportation. Raise the traditional statewide

186 motor fuel tax and include an indexing component so that the motor fuel tax could keep
187 pace with inflation.

188

189 **COUNCIL BUSINESS.**

190

191 **Joint Logan Municipal Council and Logan City School District Meeting**

192

193 Chairman Ward announced that the Logan Municipal Council and the Logan City School
194 Board will hold a joint meeting on Tuesday, September 30, 2014 at 5:30pm in the Logan
195 High School Prototype Room, 162 West 100 South, Logan, Utah. The public is invited to
196 attend. Proposed agenda items are the following:

- 197 1. Presentation on Logan High School Reinvention and Overall Bond Timeline
- 198 2. Discussion on District Socioeconomic Data
- 199 3. Information on "Why I Like My Community" Essay
- 200 4. Preview of Recreation Center

201

202 **ACTION ITEMS.**

203

204 **PUBLIC HEARING - Budget Adjustment FY 2014-2015 appropriating: \$7,146**
205 **reimbursement from the Taylor Mountain wildland fire deployment; \$100,000 for**
206 **restricted alcohol enforcement funds for alcohol enforcement shifts – Resolution 14-74**

207

208 At the September 2, 2014 Council meeting, Finance Director Richard Anderson
209 addressed the Council regarding the proposed budget adjustments.

210

211 Chairman Ward opened the meeting to a public hearing.

212

213 Logan resident Bill Bower commented that if the law allows, he would like to see the
214 \$7,146 go back into wildland fire fighting efforts.

215

216 Finance Director Richard Anderson responded the \$7,146 is a reimbursement to the City
217 of Logan for funds that have been expended and it will go back to the general fund.

218

219 There were no further comments and Chairman Ward closed the public hearing.

220

221 **ACTION.** Motion by Councilmember Daines seconded by Councilmember Olsen to
222 **approve Resolution 14-74** as presented. Motion carried unanimously.

223

224 **PUBLIC HEARING - Consideration of a proposed zone change, Daryl Duffin,**
225 **authorized owner/agent, requests a zone change from Neighborhood Residential**
226 **(NR-6) to Mixed Residential (MR-12) on .35 acres at 476 North 200 East; TIN 06+-**
227 **040-0024 – Ordinance 14-73**

228

229 Chairman Ward announced that proponent Daryl Duffin withdrew the proposed zone
230 change at 476 North 200 East.

231

232 On August 14, 2014, the Planning Commission recommended that the Municipal Council
233 deny a request to rezone the property at 476 North 200 East from NR-6, the Traditional
234 Neighborhood Residential one, to MR-12, Mixed Residential Low Density Zone.

235

236 No public hearing or vote by the Council was held.

237

238 **Consideration of an agreement to create the Northern Utah Environmental**
239 **Resource Agency (NUERA)**

240

241 At the September 2, 2014 Council meeting, Environmental Department Director Issa
242 Hamud addressed the Council regarding the proposed NUERA agreement which includes
243 Weber County, City of Logan, Wasatch Integrated Waste Management District, North
244 Pointe Solid Waste Special Service District, Trans Jordan Cities, and South Utah Valley
245 Solid Waste District. It is the desire of NUERA to explore the creation, acquisition,
246 and/or operation of a Solid Waste Management Facility of Facilities. To explore the
247 portion of services relating to one or more Solid Waste Management Facilities. To
248 explore the provision of services relating to one or more Solid Waste Management
249 Facilities. To explore options for the effective, efficient, and economic disposal,
250 recycling, reuse or use of Non-hazardous Solid Waste to provide services related to Solid
251 Waste Management. To investigate and evaluate possible solutions to Non-hazardous
252 Solid Waste problems and issues for the Members and the State of Utah and other
253 political subdivision and to work in conjunction and cooperation with existing Solid
254 Waste Management Facilities to meet Solid Waste Management objectives. To explore
255 the sharing of research and management practices and to study emerging technologies.
256 To provide emergency and disaster resources to the Members and to consider and
257 evaluate projects in which some or all of the Members may participate in entities separate
258 from the organization. The cost to Logan City will be minimal.

259

260 Councilmember Daines asked if there was any change made to the provision that an
261 entity could not withdraw without all the other entities approving the withdrawal.

262

263 Environmental Director Issa Hamud addressed the Council and said no changes have
264 been made. The intent was that if we are tied to a loan or a project that we are committed
265 and it would be difficult to withdraw but if we have no ties to any project or loan then we
266 could withdraw.

267

268 Logan City Attorney Kymber Housley added that if the administrative fees are not paid
269 the remedy is expulsion.

270

271 Mr. Hamud said a manager would be hired if there was a project. There is a possibility
272 that the three entities in the Salt Lake area might share a landfill site.

273

274 Councilmember Olsen said he has several concerns regarding the proposed agreement.
275 He said it provides that the agreement “fully and completely obligates the City of Logan
276 including financially”. The purpose of the agreement is to explore the creation,
277 acquisition and operation of the solid waste management facility. In his view, Logan City
278 does not want to bear any cost for the other counties to accomplish that goal because we

279 have already done so. Under the purpose indentified it talks about NUERA having the
280 power to acquire real and personal property to sue and be sued and his concern is that
281 Weber, Davis and Box Elder County acquired property in Box Elder so they could share
282 a solid waste facility and if Box Elder gets sued do we share any of those costs. He could
283 not find language that would insulate the City of Logan from those litigation costs. He
284 likes the idea and sees the potential benefit to Logan being a part of NUERA if that for
285 any reason our new waste facility was shut down, we have through this agreement and
286 opportunity to share and use another facility. He is concerned about the items mentioned
287 and asked what is the timeline of the agreement for us to address these issues and is there
288 a deadline.

289
290 Mr. Hamud said there is no deadline and he can go back and address the concerns
291 brought forward from Councilmember Olsen.

292
293 City Attorney Kymber Housley said he is comfortable, from a legal standpoint, that we
294 are not putting the City of Logan at risk. He said that most of Councilmember Olsen's
295 concerns can be answered in Subsection 7 (Budget and Finance). The way this is set up is
296 that we are not responsible for any project unless we voluntarily agree to participate. All
297 expenses have to come from the project itself. Assessments cannot be made without the
298 consent of the member so whatever they decide, each member has to consent to that
299 amount. As long as we don't enter into a project agreement then our risk is zero because
300 we don't have any upfront money and the only risk we have are the general
301 administrative assessments and if they don't pass the cost benefit analysis we don't pay
302 them.

303
304 Mayor Petersen said there is no urgency regarding this agreement and he suggested that
305 approval be tabled until the October 7, 2014 Council meeting so the concerns of
306 Councilmember Olsen can be addressed.

307
308 Councilmember Olsen said he will send a list of his concerns directly to Mr. Housley and
309 Mr. Hamud.

310
311 Mr. Hamud added that along with Mayor Petersen and Darrell Gibbons, he also needs to
312 be included as a member of the NUERA Board.

313
314 Chairman Ward said the NUERA agreement will be tabled until the October 7, 2014
315 Council meeting along with the ratification of Mayor Peterson, Issa Hamud and Darrell
316 Gibbons to serve on the NUERA Board.

317
318 **WORKSHOP ITEM.**

319
320 **Consideration of an ordinance amending or repealing various sections of the Logan**
321 **Municipal Code to remove or correct outdated ordinances – Ordinance 14-75 – Lee**
322 **Edwards, Senior City Attorney.**

323
324 Senior Attorney Lee Edwards addressed the Council regarding the proposed ordinance.
325 He also distributed a labeled and tabbed copy of the ordinance and then proposed

326 amendments to be made. This is a “clean up” of various ordinances that need to be
327 repealed and to remove and correct outdated ordinances.

328
329 The proposed ordinance will be an action item and public hearing at the October 7, 2014
330 Council meeting.

331
332 **OTHER CONSIDERATIONS.**

333
334 Councilmember Needham stated that a person approached him on the street asking for
335 work and he isn’t sure what can done about situations like these, but is something we
336 should think about. There are other communities who have a “pan handler” problem and
337 he feels this is something the City of Logan should think about now.

338
339 Chairman Ward responded that he feels Logan doesn’t have too much of a problem with
340 “pan handlers” but there has been discussion of setting up a central area where people can
341 be directed to find work and to receive help.

342
343 Logan City Police Chief Gary Jensen said there are a few cases of “pan handlers” each
344 year but this is not a huge problem in Logan. The police department works with St.
345 Anne’s in Ogden to transfer people to their location and to receive assistance.

346
347 **ADJOURN.**

348 There being no further business to come before the Council, the meeting adjourned at
349 6:45 p.m.

350
351
352
353 Teresa Harris, City Recorder