

A Joint Meeting of the Nibley City Council and Logan City Council held at Nibley City Hall, 455 West 3200 South, Nibley, Utah, on Thursday, September 10, 2020.

The following actions were made during the meeting:

Councilmember Bradfield made a motion that Logan City and Nibley City join together the in the creation of a four (4) person commission, two members from each Council, appointed by each city's Mayor; to discuss and determine viable options for boundary line agreements, to improve the communication and goodwill between each city, and to examine trigger points that would require the committee to come together for such discussion in the future. Councilmember Larsen seconded the motion.

Councilmember Laursen made a motion to amend that the boundary commission meet and come before each prospective council with a firm boundary proposal within 30 days. Councilmember Larsen seconded the amendment. The amendment passed unanimously 8-0; with Councilmember Laursen, Councilmember Larsen, Councilmember Beus, Councilmember Bernhardt, Councilmember Sweeten, Councilmember Simmonds, Councilmember A. Anderson, Councilmember Bradfield, and Councilmember M. Anderson all in favor.

The amended motion passed unanimously 8-0; with Councilmember Bradfield, Councilmember Larsen, Councilmember Beus, Councilmember Bernhardt, Councilmember Laursen, Councilmember Sweeten, Councilmember Simmonds, Councilmember A. Anderson, and Councilmember M. Anderson all in favor.

OFFICIAL MINUTES OF THE MEETING
Deputy City Recorder Cheryl Bodily took minutes

JOINT MEETING WITH THE LOGAN MUNICIPAL COUNCIL

1. Call to Order and Roll Call at 6:30

Mayor Dustin called the Thursday, September 10, 2020 Joint meeting with the Nibley City Council and Logan Municipal Council to order at 6:00 p.m. Those in attendance included Mayor Shaun Dustin, Councilmember Kathryn Beus, Councilmember Tom Bernhardt, Councilmember Norman Larsen, Councilmember Nathan Laursen, Councilmember Kay Sweeten, Mayor Holly Danies, Councilmember Jeannie Simmonds, Councilmember Jess Bradfield, and Councilmember Mark Anderson. David Zook, Nibley City Manager, Levi Roberts, Nibley City Planner, Levi Justin Maughan, Nibley City Public Works Director, and Kymber Housely, Logan City Attorney was also present.

2. Approval of the Agenda

Councilmember Beus moved to approve the meeting's agenda. Councilmember Larsen seconded the motion.

Mayor Dustin pointed out that the scope of Nibley's presentation went a little beyond the discussion of the western boundary line.

The motion passed unanimously 8-0; with Councilmember Beus, Councilmember Bernhardt, Councilmember Larsen, Councilmember Laursen, Councilmember Sweeten, Councilmember Simmonds, Councilmember Bradfield, and Councilmember M. Anderson in favor.

3. Discussion of the Municipal Boundary Line Between Nibley City and Logan City

Mayor Dustin reviewed the intended meeting procedure.

Councilmember Beus presented the idea of forming of a boundary commission, which would consist of two members of each City Council, a permanent commission, that would discuss items of similar interest: alignment, financial analysis and proposed agreement for the alignment, development along each border, and services; to hopefully avoid conflicts that had happened in the past with wastewater and EMS services. Councilmember Beus utilized an electronic presentation entitled *Joint Council Meeting: Nibley & Logan* during her presentation (a printed copy of this presentation is included in the printed meeting minutes). Councilmember Beus' presentation included the following topics: Shared Boundary Discussion, Agenda Discussion Topics, Realignment: Nibley's Priorities for Open Space, Other Requirements, Proposals, Logan Proposal, 2200 S Boundary Line, 800 W Boundary Line, High Density Development, Background, Present Discussions, and Apartments and Fireflies.

Councilmember Amy Anderson arrived at the meeting at 6:38 p.m.

Mayor Daines took over the presentation at 6:39 p.m. Mayor Daines said she hoped they could agree on a potential proposed boundary line and work out some of the details at another time. Mayor Daines said Logan had hoped Nibley's setbacks along highway 89/91 would be similar to Logan's proposed setbacks but had come to the conclusion that each entity needed to be able to do whatever worked for best for their city; Logan was backing off on the request for setbacks and commercial nodes on 2200 South. She thought they should draw the line down the center of the highway 89/91 and that a light at 2600 South made sense; giving both cities commercial nodes on each side of the highway. Logan felt that the highway was a very distinct dividing line. She discussed straightening out boundary lines and how this would benefit Malouf moving forward. Mayor Daines expressed that Logan was willing to work with Nibley to do what made sense; Nibley could zone what was appropriate for their city. Daines discussed modification that Logan had made with the development near Firefly Park regarding trees and angles. Mayor Daines proposed keeping the boundary line very simple; with US 89/91 and 2200 South; down the middle of both roads.

Mayor Dustin asked if there was interest on Logan's part of councilmembers sitting on a boundary commission to hammer out details so there was at least some level of agreement when the issues were brought back to each Council? Mayor Daines conceded that they had

been asking for too much to begin with and were happy to have a couple people talk about it. Mayor Daines didn't want the boundary commission to get into EMS and wastewater and felt these were totally separate things with separate contracts. Mayor Daines said if Nibley wanted to go elsewhere for wastewater, they were happy to consider this. Mayor Daines discussed de-annexing Ted's to Cache County and State ground fields coordinator regarding grants for Ted's; there might be options there.

Mayor Dustin wanted to address providing a forum for whatever issues came up regarding Nibley and Logan's shared boundary. Mayor Dustin said Nibley was nervous about taking on some of the high-density alignment issues without an economic analysis. He wanted to set something up so there was a way for Nibley and Logan to talk directly, without contention.

Councilmember Simmonds said the proposal from Logan was what was agreed to by Mayor Dustin and Mayor Peterson five years ago. She was the one who had fouled it up when it came to Logan's City Council. She took responsibility for it not being done years ago. She said the boundary commission was a good idea but thought they should just have the boundary line done and they could move forward. She said Ted's was an outlier that needed to be solved by both.

Mayor Dustin said he'd asked Councilmember Bernhardt and Councilmember Beus to serve on Nibley's side of the boundary commission. Councilmember A. Anderson asked where Mayor Dustin saw the boundary commission's role moving forward. She said the scope was unclear. Mayor Dustin said he'd like to see it continue in perpetuity. Mayor Dustin said the zoning decision of 20 units per acre on the land north of 2200 south brought this to the floor for him. It would have been useful for Nibley to know about this so they didn't feel "sandbagged." A commission would be able to find common ground on some of these things and would help find consensus on Councils. If it didn't work, they could always shut it down. Mayor Dustin said it was a form for cooperation

Councilmember Bradfield felt that Mayor Dustin was trying to set up an alternate dispute resolution process. He asked if Mayor Dustin would be open to a joint resolution instead of a joint eternal committee. Councilmember Bradfield said it was a resolution that said if they had issues that were determined were between the cities, such as boundaries, they would resolve them in this manner; two representatives from each City Council to discuss the issue. That way, there was not a standing committee. He recommended Mayor Dustin consider a joint resolution of how they would move forward in resolving issues.

Councilmember Bernhardt didn't feel they needed something in perpetuity. He felt the issues were the boundary and what was going up against the boundary and annexation. Councilmember Bernhardt wanted to identify what were trigger points that would pull both members of the joint Council's together. Mayor Daines discussed a liaison committee and asked for volunteers. Councilmember Simmonds was happy to volunteer but was also happy to go back and discuss this at Logan City Council.

Councilmember Beus liked the idea of a liaison because intents could be clarified. Councilmember A. Anderson asked for parameters for what topics were key issues to the committees; geographic and topic limitations would be helpful. Councilmember Bradfield asked to see Nibley's previous slides on the committee's scope.

Mayor Dustin clarified that he was hearing there was not a lot of excitement about the name Boundary Commission, and it didn't need to be permanent. He felt the two councilmembers were constrained by law and they wanted to constrain the scope of the discussion, for now, to the alignment. Councilmember Laursen like the idea of a resolution that had parameters which would kick the liaison committee into effect. Nibley City and Logan City discussed liaison parameters with Mr. Housely stating the discussion needed to be held at zoning; where there were common boundaries then zoning on both sides needed to be discussed. Mayor Dustin said straightening the boundary line out made sense because it would reduce the number of areas where conflict could exist. Councilmember Simmonds asked if the Nibley Council was amenable to having the boundary put on each Council's agenda to straighten out the boundary then the committee could discuss trigger points. Logan would like to say they didn't have any conflict points on the east side of highway 89/91. Councilmember Larsen was glad they hadn't done the boundary adjustments on the west side. He thought everyone had the vision of what they'd like that boundary to look like. He'd like the community to have a say and a lot of things had changed in the last five years.

Councilmember Bradfield made a motion that Logan City and Nibley City join together the in the creation of a four (4) person commission, two members from each Council, appointed by each city's Mayor; to discuss and determine viable options for boundary line agreements, to improve the communication and goodwill between each city, and to examine trigger points that would require the committee to come together for such discussion in the future. Councilmember Larsen seconded the motion.

Councilmember Bernhardt felt this was reasonable. Councilmember Laursen wanted to see deadlines in the proposal; for the committee to get together and to get a boundary.

Councilmember Laursen made a motion to amend that the boundary commission meet and come before each prospective council with a firm boundary proposal within 30 days. Councilmember Larsen seconded the amendment. The amendment passed unanimously 8-0; with Councilmember Laursen, Councilmember Larsen, Councilmember Beus, Councilmember Bernhardt, Councilmember Sweeten, Councilmember Simmonds, Councilmember A. Anderson, Councilmember Bradfield, and Councilmember M. Anderson all in favor.

Mayor Dustin didn't feel they were super far off on agreement with the alignment. He appreciated a certain amount of breathing room to figure out what the economic impact were. Councilmember Simmonds said she would like to keep Ted's out of the way. Councilmember Bradfield thought they could all agree that Ted's would be a trigger point.

The amended motion passed unanimously 8-0; with Councilmember Bradfield, Councilmember Larsen, Councilmember Beus, Councilmember Bernhardt, Councilmember Laursen, Councilmember Sweeten, Councilmember Simmonds, Councilmember A. Anderson, and Councilmember M. Anderson all in favor.

Councilmember Bernhardt said the boundary commission would handle meeting as a commission. Mayor Daines directed that Councilmember Simmonds would be Logan's point of contact for Logan's members on the boundary commission and they would appoint another member to the boundary commission.

The meeting was adjourned at 7:29 p.m.

4. Adjourn to Regular City Council Meeting

Attest: _____
Deputy City Recorder