

**Minutes of the North Logan City
City Council
Held on March 31, 2021
At the North Logan City Library, North Logan, Utah**

**(The time stamps throughout the minutes below, located next to an item, indicate the time an item begins in the recording of the meeting.)*

***00:00:02**

The meeting was called to order by Mayor Damon Cann at 6:34 p.m.

Council members present were: Roger Anderson, Buzzy Mullahkhel, Bruce Lee, Craig Humphreys and Brad Crookston.

Others present were: James Britsch, Kelly Harmon, Skyler Jenks, Lydia Embry, Ulysses Black, Jordan Oldham, Spencer Burt, Scott Bennett, Kris Yelderman, Jerod Berrett, Zac Root, Alan Luce and Marie Henchman.

The Pledge of Allegiance was led by Roger Anderson.

An invocation was given by Rajan Zed, President of the Universal Society of Hinduism (Via Zoom).

Adoption of Agenda

00:04:47 Motion

Bruce Lee made a motion to adopt the agenda as presented. Roger Anderson seconded the motion. A vote was called and the motion passed unanimously with Buzzy Mullahkhel, Roger Anderson, Bruce Lee and Brad Crookston voting in favor.

Approval and Follow-up of Minutes of March 17, 2021 City Council Meeting.

00:05:06

Minutes were approved as presented.

Review of Action Items

00:05:19

Alan Luce reviewed the list with the council.

Craig Humphreys arrived at this time – 6:38 p.m.

Recognition of Exemplary Staff Member

00:13:01

Mayor Cann recognized Jerod Berrett from Facilities for his exemplary work in his department.

New Business

Current Action Items

Consideration of a Development Plan/Preliminary Plat for the North Logan Industrial Subdivision (4 lots) located in the MC zone at approximately 2850 North 200 West, North Logan. (Skylar Jenks)

00:14:35

Spencer Burt explained the location of this development, and said the Concept Plan went before the City Council, and the Development Plan/Preliminary Plat went before the Planning Commission where it received a positive recommendation two weeks ago. He said both the Development Plan and Preliminary Plat are pretty straightforward. He said the developers are going to split it into four different industrial lots, and their plan is to have each of those lots come through with an industrial/warehouse/office type of building, as the need comes up. He said in terms of infrastructure, there is a half-road that still needs to be completed on the north end; and

explained that that alignment that needs to take place with 400 West, and discussed the meetings that took place with the developers, and their integration of this into the Development Plan. He said staff recommends a positive recommendation on this, as did Planning Commission.

Mayor Cann asked about the planned sidewalks which Spencer addressed, and said they're all in the Development Plan.

Mayor Cann said although it's not germane to the approval, he asked if there are plans for what might come in, once the subdivision process is complete.

Developer Skyler Jenks said that they have a set of plans that will be submitted in the next month or so, and explained some details of their plans for this site.

00:19:15 Motion

Bruce Lee made a motion to approve the Development Plan and Preliminary Plat. Buzzy Mullahkhel seconded the motion. A vote was called and the motion passed unanimously with Roger Anderson, Buzzy Mullahkhel, Bruce Lee, Craig Humphreys and Brad Crookston voting in favor.

Consideration of a concept plan for the Banbury Subdivision of approximately 8.88 acres located at approximately 2000 North 600 East (parcel 04-084-0018). The proposed subdivision includes 22 lots and is being proposed to be subdivided using the density determinant method. (Visionary Homes)

00:19:45

Mayor Cann briefly introduced the item.

Spencer Burt said this went to the Planning Commission the day after the rezone went through two weeks ago [with the City Council]. He explained some of the details, including that this has 8.88 acres and the Concept Plan is for 22 lots. He said the developers updated the spacing on the stormwater basins. He said they presented more than they were required to, and showed where those stormwater basins would be incorporated into the site. He said the last plan had 21 lots, and this one has 22; and explained that they moved a road on the east side over a little bit, and the two big corner lots there went down slightly in order to fit another lot in. He said the smallest lot is still approximately .28 acres. He said the Planning Commission gave this a positive recommendation.

Mayor Cann asked if there were any staff notes that needed to be considered, which Spencer addressed, and explained some of the items from the staff report. He said the applicant has shown a willingness to work with the City on things that need to be done.

Roger Anderson asked if there are going to be canal shares on every lot. Spencer said they do have enough shares for the acreage of the parcel; and explained that their plan is to have shares on each lot and to have a secondary system on each lot, as well.

00:23:02 Motion

Buzzy Mullahkhel made a motion to approve this Concept Plan. Bruce Lee seconded the motion. A vote was called and the motion passed unanimously with Roger Anderson, Buzzy Mullahkhel, Bruce Lee, Craig Humphreys and Brad Crookston voting in favor,

Consideration of notifying the Lieutenant Governor that we may be utilizing Ranked Choice Voting this year for voting needs in North Logan City. (Morgan and May)

00:23:26

Mayor Cann gave some updates and explained some of the conversations he's had regarding this process, and also said he has been doing his best to get information on this out to the public. He said he has not received any feedback from North Logan residents on this, and asked the council if they had received any, which they said they hadn't. He discussed the message Brad Crookston wrote in the newsletter on this, which he said would be sent out in the next few days. He recommended that the council discuss this at another meeting in a few weeks, because he said they have time, and some of the stories he has done have not hit [the public] yet, and commented further.

Craig Humphreys asked if the letter had been sent [to the Lt. Governor's office notifying them of our interest in doing Ranked Choice Voting]. Mayor Cann said we have not sent the letter yet,

and said that Taylor Morgan said that we have until early May to make the decision, and said he wants to wait until we get feedback from the public, and commented further.

Alan Luce said we should hopefully get some public feedback, as there are two articles in the newsletter regarding Ranked Choice Voting. He said Scott Bennett has some information from Taylor Morgan regarding dates about when we have to let the Lt. Governor's office know if we are interested, or also if we rescind.

Scott Bennett said the date we have to notify them is also the last date we can rescind, in mid-May.

Mayor Cann recommended that we make a decision by the next council meeting.

Buzzy Mullahkhel said he received a couple of comments from neighbors who were generally in favor because they like the idea of the cost savings. He said he would be surprised if we got any negative feedback. He said he is almost comfortable moving forward with this, and said we're getting close to a point where we should definitely be able to make a decision either way, and commented further.

Brad Crookston said it would be good to talk to a few people, and said he's tried to talk to some people about it. He said he has not had a lot of feedback on it, and commented further.

Mayor Cann said he has a video on this that he can send to Marie Henschman to put on social media. He discussed the importance of getting the information on this out to the public and being transparent with this situation, and commented further. He said unless they find out something unusual about this, it is likely that this will be the direction the City will take, and commented on ensuring that the residents are comfortable with that.

Alan Luce said he has spoken with other valley cities about this and how they are dealing with the increased costs for the required voting methods; and also explained that some of the smaller communities were not hit as hard financially as North Logan was, and commented further. Mayor Cann said Nibley and Newton are interested in Ranked Choice Voting, and are at a similar point, and commented further, briefly.

City Council Work Session Items

FY2022 Budget Proposal for the Library Department.

00:31:44

James Britsch presented the budget for the Library.

Bruce Lee asked why the anticipated non-resident fee is reduced by almost half than what was predicted last year. Brad Crookston said he had the same question and explained his question further. James and Mayor Cann addressed this.

FY2022 Budget Proposal for the Water Department.

00:50:16

Zac Root presented the budget for his department.

Brad Crookston said that it does not look like the tiered-rate system that was implemented changed the overall revenue, which Zac addressed. He said it was anticipated that as usage went down, the revenue would also go down, and explained further.

Mayor Cann commented on this and said that he prefers that usage is going down and that water is being conserved. He complimented Jordan Oldham, Zac and his department for their work on the tiered water rate system, as well as the council for approving the implementation of it.

Buzzy Mullahkhel asked what the timeline is for the new well and water reservoir, and how long it might take, start to finish. Zac said they are looking at starting that this fall; and said the contractors are incredibly busy right now, so the time-line is difficult to determine.

Alan Luce said the well, the reservoir and the redundant lines going across the bench are the three components; and said there are things lining up with development that are putting a bit of a variable into that in terms of the coordination of those. He said the exact location of the reservoir is the other issue still being worked out, and explained further. He also mentioned two stimulus packages that are coming out, that may be available to help with the development of this, and further explained.

Craig Humphreys mentioned a recent attack on a water system in another city and said we need

to ensure that safety measures are in place, which Zac addressed. He said that the attack was through an open source, which is not the case with ours, therefore we won't have to deal with that kind of threat, and explained further. He also said, however, that we are putting that technology infrastructure in at the plant.

FY2022 Budget Proposal for the Sewer Department.

00:58:42

Zac Root presented the budget for this department.

Alan Luce mentioned the item in the budget related to the bond and said that was paid off; and said we are done with all bonds for water, sewer and library, therefore, there is no debt in those areas.

Zac continued to present his budget.

Mayor Cann discussed the previous situation with the sewer budget being in the negative, and thanked Zac, Alan, Jordan and the council for the current status. He commented further and discussed the development of the trunk line, including the costs that are associated with that; and said all of the steps that staff and the council have taken have put us in a much better place to be able to manage those costs.

Discussion of COVID-19 and municipal strategies.

01:03:43

Alan Luce introduced the item.

Mayor Cann said the state mask mandate expires on April 10th, and said that municipalities and counties have the power, if they wish, to implement a mask mandate. He said he recommends that we do not try to impose a City-wide mask mandate, where the state has lifted it, and commented further. He said he is concerned that we have a lot of employees who want to get vaccinated and are having trouble getting that done. He asked the council to consider his recommendation of asking patrons at the library continue to use masks past the April 10th date, potentially until May 5th; which he said keeps us from putting our employees at risk. He said he also recommends doing this at the City offices, and that he only recommends doing both when a six-foot distance cannot be maintained, and explained further. He said if the situation gets worse, the council will be meeting again in mid-April and then in early-May, and they can evaluate then if additional changes need to be made.

Roger Anderson said the library is a sort of business. He said we could put a sign up [about wearing masks]; but also give some trainings that we aren't going to be "so hard core" in enforcing it. He said now that we don't have the back-up of having a mandatory mask mandate, there will be people who refuse to wear a mask, and commented further that we don't want to have an issue or "a scene".

This was discussed further.

Buzzy Mullahkhel said overall, he is supportive, but that the most important thing is making sure the employees are comfortable. He said he likes the idea of putting [an end] date on it, and that if the library staff, for example, says after that time that they are not comfortable; we should seek that feedback from them before that date gets set in stone, and that we should do the same for the City office staff.

The discussion continued. Bruce Lee said we should follow the pattern that the restaurants are using, and explained further.

Brad Crookston said he sympathizes with the concern of the employees, and said that is the only reason he would support this; otherwise, he said he doesn't "buy into the mask thing as saving us all". He said he doesn't want to extend it, and that it definitely has to have an end date; and reiterated that the only reason he could even think about supporting this is if the employees are wanting it around them, otherwise he can't support it beyond that.

The discussion continued and Mayor Cann recommended continuing it until May 5, as that is the first council meeting in May, and they can revisit the circumstances again at that time. Mayor Cann asked for the general support of the council on setting a date. Per a question from Bruce Lee, Mayor Cann explained that May 5th would be the last date of the mandate.

Vaccine availability for the employees was discussed; and Alan said that Chief Hannig did

mention that they may have a few extra doses of the vaccine at the end of each day. Alan said Chief Hannig is looking into other options, but said he would stay in contact with Chief Hannig.

The discussion continued.

Mayor Cann discussed the vaccine roll-out and availability and the issues of people in Utah having trouble getting a first dose of the vaccine. He said there has been a projection that in late March or early April, the amount of vaccines would increase dramatically. He also said there have been issues of locations receiving a much lower quantity of vaccine doses than they were promised, which continues every week. He said at some point, vaccine availability is predicted to increase, and explained further. He discussed and explained the potential for opening a North Logan Vaccination clinic with a staff of volunteers, particularly with people with medical credentials who could actually administer the vaccine, and continued to detail this further. He asked the council what their level of support would be for something like this. Bruce Lee asked about the issue of liability, which Mayor Cann addressed. Alan Luce said the CERT volunteers could also be utilized. Mayor Cann said this is hypothetical at this point, and commented further.

Buzzy Mullahkhel asked if there are any Rescue Plan or CARES Act funds available to go towards reimbursement for salaries for people who are offering to do that, and commented further. Mayor Cann said the CARES Act funds are spent at this point, and explained briefly how the Recovery Act works.

Alan said we've been working with the Bear River Health Department in relation to opening up our Parks Facilities reservations and explained the situation further. He said the Library room is not yet open for reservations. Mayor Cann said this policy keeps us in line with the change for where the state requirements will be on April 10th.

Reports from city officers, boards, and committees

01:24:49

Scott Bennett said filing declarations get pushed to August if they go with Ranked Choice Voting. This was discussed further, briefly.

Spencer Burt reminded the group that the City Council and Planning Commission have their joint meeting on May 20th; and asked the City Council to let him know if there are any items they want to specifically discuss, in order to give him time put the information together [before the meeting].

Alan Luce told the council that they still have time to register for the April 21-23 Utah League of Cities and Towns conference in St. George; and to let him know in the next few days if they'd like to go.

Alan said he wanted to thank the Safety Department, including Jordan Oldham, Jarod Berrett, Karen Jewkes, and especially Kris Yelderman. Alan said our current EMOD score is .71. He said 1 is average; and said four years ago we were at 1.3, therefore we are approximately 60% better than we were. He said the lowest he's ever seen it is about .65. He said this calculates our staff injuries, worker's comp claims, lost time at work, etc., and explained further, and said this saves us approximately \$10K-\$15K per year on our insurance. He said "hats off" to those individuals for working so hard to create a culture of safety.

Mayor Cann commented on this and said that Zac Root won an award a few years ago from the Trust as part of the efforts that we did on Safety, and thanked Alan for recognizing those individuals.

Executive Session to discuss items related to real property, and items related to pending litigation.

01:29:12 Motion

Bruce Lee made a motion to close the meeting and move into Executive (Closed) Session for the purpose of discussing items related to real property, and items related to pending litigation. Craig Humphreys seconded the motion. A vote was called and the motion passed unanimously with Buzzy Mullahkhel, Roger Anderson, Bruce Lee, Craig Humphreys and Brad Crookston voting in favor. This occurred at 7:59 p.m.

Minutes for this portion of the meeting are written under separate cover.

278
279 *Bruce Lee made a motion to open the meeting and move out of Executive Session and return to*
280 *the regular City Council meeting. Buzzy Mullahkhel seconded the motion. A vote was called and*
281 *the motion passed unanimously with Buzzy Mullahkhel, Roger Anderson, Bruce Lee, Craig*
282 *Humphreys and Brad Crookston voting in favor. This occurred at 9:07 p.m.*
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285 *Buzzy Mullahkhel made a motion to adjourn the meeting. Bruce Lee seconded the motion. A*
286 *vote was called and the motion passed unanimously with Buzzy Mullahkhel, Roger Anderson,*
287 *Bruce Lee, Craig Humphreys and Brad Crookston voting in favor.*
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290 The meeting adjourned at: 9:07 p.m.

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292 Approved by City Council: April 14, 2021

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294 Transcribed by Marie Henchman

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296 Recorded by



Scott Bennett/City Recorder