

**APPROVED**

**CACHE COUNTY  
COUNCIL MEETING  
MINUTES  
JULY 23, 2013**

# CACHE COUNTY COUNCIL

## JULY 23, 2013

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**CACHE COUNTY COUNCIL MEETING**  
**July 23, 2013**

The Cache County Council convened in a regular session on July 23, 2013 at 5:00 p.m. in the Cache County Council Chamber at 199 North Main, Logan, Utah.

**ATTENDANCE:**

**Chairman:** Val Potter  
**Vice Chairman:** H. Craig Petersen  
**Council Members:** Craig "W" Buttars, Kathy Robison, Jon White, Cory Yeates & Gordon Zilles.  
**County Executive:** M. Lynn Lemon  
**County Clerk:** **Jill N. Zollinger absent.**  
**County Attorney:** James Swink

**The following individuals were also in attendance:** Janeen Allen, Jack Buttars, Jake Buttars, Jeannie Buttars, Jerry Buttars, Mary Kate Buttars, Megan Buttars, Rebecca Buttars, Susanne Buttars, Steven Hall, Chief Rod Hammer, Sharon L. Hoth, Dave Nielsen, Director Josh Runhaar.  
**Media:** Shannon Nielsen (Herald Journal).

**OPENING REMARKS AND PLEDGE OF ALLEGIANCE**

Council member Yeates gave the opening remarks and led those present in the Pledge of Allegiance.

**REVIEW AND APPROVAL OF AGENDA**

**ACTION:** Motion by Council member Yeates to approve the agenda as written. Robison seconded the motion. The vote was unanimous, 6-0. Buttars absent.

**REVIEW AND APPROVAL OF MINUTES**

**ACTION:** Motion by Council member Robison to approve the minutes of the July 09, 2013 Council Meeting as written. Yeates seconded the motion. The vote was unanimous, 6-0. Buttars absent.

**REPORT OF THE COUNTY EXECUTIVE: M. LYNN LEMON**

<b><u>APPOINTMENTS:</u></b>	Kaylen Rhett Garr	Cache County Deputy Sheriff
	Michael W. Hepworth	Cache County Deputy Sheriff
	Kent A. Stephens	Cache County Deputy Sheriff
	Phillip L. Yahne	Cache County Deputy Sheriff

**ACTION:** Motion by Council member Zilles to approve the recommended appointments. White seconded the Motion. The vote was unanimous, 6-0. Buttars absent.

**WARRANTS:** There were no warrants.

**OTHER ITEMS:**

- ❑ **Governor's Town Hall Meeting** – Executive Lemon announced that one in a series of Governor's Town Hall Meetings will be held August 15, 2013 at 7:00 p.m. at the Mount Logan Middle School in Logan and encouraged Council members to attend.
- ❑ **Utah Airport Operators Association Meeting** will be held at the Logan-Cache Airport September 5, 2013 at 6:00 p.m. There will be a dinner and program featuring Senator Jake Garn. Council members and their spouses are invited.

**Council member Buttars joined the meeting.**

- ❑ **Summer Employee Picnic** – Executive Lemon reported the picnic was very successful and thanked all who helped, especially Janeen Allen and Dennis Gardner.

**ITEMS OF SPECIAL INTEREST**

- **Presentation of Cache Valley Century Farms** – Clark Israelsen remarked that agriculture is still a very important industry in Cache County. The latest statistics state there is \$132 billion in agriculture related sales every year in Cache County. Israelsen thanked the Council for their support of agriculture. Israelsen said the completed canal project has been a godsend this summer for agriculture and stated the emissions testing exemption for agricultural vehicles is greatly appreciated by local farmers.

Israelsen explained that the definition of a Century Farm is a farm that has been in continuous ownership and operation by the family for at least 100 years. Except for the original owner, lineal descent must be traced through either a son, daughter, grandson or granddaughter, including in-laws, from the previous owner/operator. There are sixty-eight farms that have received the designation in Cache County. The following were presented Century Farm awards which included presentation of a certificate, name plaque and sign:

Parley G. Hall Farm – Wellsville  
Betty Riggs Bankhead Farm – Wellsville  
H. B. Anderson Farm – College Ward  
Wes Roundy Farm – Cache Junction  
D & S Dairy, Inc. (Stephen Griffin) – Newton  
Buttars Properties LLC – Clarkston

**UNIT OR COMMITTEE REPORTS**

- ★ **Summerfest Report – Debbie Ditton** reported on the 2013 Summerfest including:
  - A new printed program
  - 139 artists and 25 food vendors
  - Over 30 performing groups on two stages

- Cooperation of LDS Church – owner of the property used by Summerfest
- Possible future participants
- Awarding of two scholarships

Council member Yeates asked how the new parking lot configuration worked and Ditton said it was great – all the heavy food vendor vehicles were located there.

In response to a question about attendance Ditton estimates about 70,000 people attended over the three days and the average sales for an artist was about \$3,000.00. Last year \$307,000.00 of products were sold and Ditton will have the breakdown of food and art sales for this year at a later time.

### **PUBLIC HEARINGS, APPEALS AND BOARD OF EQUALIZATION MATTERS**

#### **PUBLIC HEARING SET: AUGUST 13, 2013 – 6:00 P.M. – OPEN 2013 BUDGET**

**ACTION: Motion by Council member Yeates to set a Public Hearing – August 13, 2013 at 6:00 p.m. – Open 2013 Budget. Robison seconded the motion. The vote was unanimous, 7-0.**

#### **PENDING ACTION**

- **Resolution No. 2013-14 – Supporting an Increase in the Emergency Communication Charge as Part of the Refuse Collection Fee** – Chairman Potter asked the Council if they have any questions about the proposed fee after the discussion at the last Council meeting.

Executive Lemon said the county was fortunate that it originally received a grant for the radio equipment and five years of maintenance. The communications system has been improved greatly and this fee is the fairest way to raise the money to support the system.

Chief Hammer observed that the cities in the county have been given the same resolution and he has been to several cities to explain it. Logan is waiting for the other cities to approve the resolution. The Council's approval is for the unincorporated portions of the county.

Chairman Potter asked if the one dollar fee will be sufficient? Hammer believes it is.

Attorney Swink said there is about \$90,000.00 in reserve to replace equipment and asked how much equipment will need to be replaced in the next five to ten years. Hammer said radios have a 10-year life cycle and they will need replacing in about five more years. Equipment and tower maintenance issues are constant as is the need to keep up with rapidly changing technologies.

Vice Chairman Petersen again questioned why a satellite system would not be better? Hammer said the individual phone plans are \$59.00 a month and

the volunteer radios are just under \$12.00 a month. Emergency communications require the ability to talk to a lot of people simultaneously and immediately and other services are not robust enough. Petersen asked if there are government satellite systems that can be tapped. Hammer said he is not aware of any. Hammer is not concerned with issues related to towers going down because they are independent sites with back-up power and, if one goes, the signal is bounced to another and it is highly unlikely the entire system would be lost.

Hammer urged the Council to establish a committee or board to determine how the funds are expended before the collection process begins. Council member Buttars asked if there is a committee already in place that could assume the responsibility. Hammer replied the only one might be the CCEMS (Cache County Emergency Medical Services) Board.

**(Attachment 1)**

**ACTION: Motion by Council member White to approve Resolution No. 2013-14 – Supporting an Increase in the Emergency Communication Charge as Part of the Refuse Collection Fee. Petersen seconded the motion. The vote was unanimous, 7-0.**

Council member Zilles asked if a fee of less than a dollar is feasible. Hammer indicated the one dollar is supported, but presently, the board will only collect 75 cents, but will have the option of using the full \$1.00 if needed.

**OTHER BUSINESS**

- ✓ **CCCOG 200 East Project** – Chairman Potter reminded the Council that the CCCOG recommended 200 East Street project was not approved by the Council with the stipulation that more information and discussion was needed. Potter asked Executive Lemon if this meeting or a workshop is the better forum for that discussion.

Executive Lemon stated his annoyance because North Logan and Hyde Park asked the county to not approve the de minimis request from the federal government. City administrators changed and so did the city's viewpoints. The proposed high school must now be taken into consideration in any decision.

Council members would like a map to review at a discussion with representatives from the Cache School District, Hyde Park, North Logan and the CMPO. The discussion should include a history of the issue and the cost to the county. This discussion will be on the August 13, 2013 Council agenda at 5:30 p.m.

- ✓ **Executive Session** – Chairman Potter asked for an Executive Session at the August 13, 2013 Council meeting to discuss personnel issues.
- ✓ **Litigation Update** – Attorney Swink reviewed the status of the canal project lawsuit. Some of the plaintiffs have tried to be removed from the suit, but

were unsuccessful. The current attorney for the plaintiffs has tried to back out of the case and Arden Lauritzen and David Daines have expressed interest in the case. Swink said he views this as a nuisance lawsuit and the claims are not justified. Swink will forward the complaint and the answer to the Council.

- ✓ **Logan Pioneer Day Parade** – Lemon, Petersen and Yeates will attend the noon parade; however, Petersen may participate as a candidate for Logan Mayor and not has a County Council member.
- ✓ **North Logan Pioneer Day Parade** – Yeates, Robison and Lemon will attend the 10:00 a.m. parade.

### **COUNCIL MEMBER REPORTS**

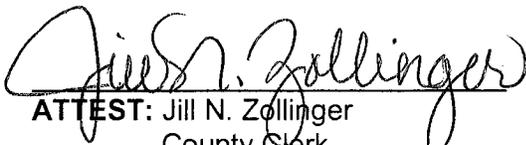
**Gordon Zilles** informed the Council that the County Clerk's mother-in-law passed away this morning.

Zilles asked if the earlier reported problems with the intersection in Petersboro have been addressed. Lemon will check up on it.

Zilles asked Attorney Swink if there is anything new on the Davenport Road issue. Swink responded that no trial date has been set.

### **ADJOURNMENT**

The Council meeting adjourned at 6:09 p.m.

  
ATTEST: Jill N. Zollinger  
County Clerk

  
APPROVAL: Val Potter  
Chairman

**CACHE COUNTY, UTAH  
RESOLUTION NO. 2013-14**

**A RESOLUTION SUPPORTING AN INCREASE IN THE EMERGENCY  
COMMUNICATION CHARGE AS PART OF THE REFUSE COLLECTION FEE**

WHEREAS, the Cache County Council recognizes the need for high quality interoperable radio service for the citizens of Cache County

WHEREAS, the Logan Police Department provides dispatch service, commonly referred to as "911 Service" for all emergency services in Cache County per existing interlocal agreement and is willing to also provide the additional service of managing a countywide radio system because of its nexus to 911 Services; and

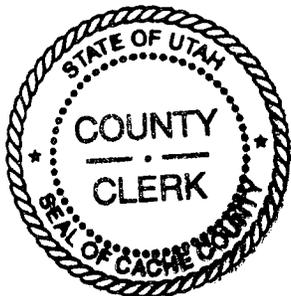
WHEREAS, there is a need to provide for the funding to pay for the ongoing cost of a countywide radio system; and

WHEREAS, increasing the existing emergency communication charge assessed to all customers in Cache County receiving refuse collection services is an equitable way to provide the additional funding needed to cover the cost of an interoperable countywide radio system.

NOW THEREFORE, BE IT RESOLVED that the Cache County Council hereby supports an increase in the emergency communication charge that is a part of the Cache County Refuse Collection Fee in the amount of \$1.00 (one dollar) per month.

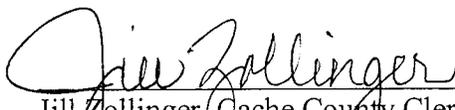
Adopted by the County Council of Cache County, Utah, this 23rd day of July, 2013.

CACHE COUNTY COUNCIL



  
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Val K. Potter, Chairman

ATTEST:

  
\_\_\_\_\_  
Jill Zollinger, Cache County Clerk