

APPROVED

**CACHE COUNTY
COUNCIL MEETING
MINUTES
JANUARY 12, 2016**

COUNTY COUNCIL MEETING

January 12, 2016

<u>NATURE OR ORDER OF PROCEEDING</u>	<u>PAGE</u>
APPOINTMENT – Brown Jack-Cache County Weed Control Board.....	1
APPOINTMENTS TO UAC GOVERNING BOARD.....	4
ATTORNEY GENERAL SEAN REYES – February 17, 2016 Meeting	6
BROWN, JACK – Appointment-Cache County Weed Control Board	1
CACHE COUNTY SERVICE AREA NO. 1 – Resolution No. 2016-01-Amending Resolution No. 91-01- Changing the Makeup of the Solid Waste Advisory Board.....	4
CAUCUS MEETINGS – Discussion: March 22, 2016 Council Meeting Conflict with	5
CLOUD SEEDING REPORT.....	2
COUNCIL MEETING CONFLICT WITH CAUCUS MEETINGS – Discussion: March 22, 2016.....	5
COUNCIL MEMBER BOARDS AND COMMITTEE ASSIGNMENTS – 2016.....	5
COUNCIL MEMBER GOALS – 2016.....	5
COUNCIL WINTER SOCIAL.....	5
COUNTY GOALS OVERVIEW	3
COUNTY LEGISLATURE DAY – January 29, 2016.....	5
EAST FORK OF THE LITTLE BEAR RIVER WILDLIFE MANAGEMENT AREA HABITAT MANAGEMENT PLAN.....	3
GOALS – Council Member, 2016.....	5
HABITAT MANAGEMENT PLAN – East Fork of the Little Bear River Wildlife Management Area.....	3
HILLYARD, SENATOR LYLE – Upcoming Legislation Session Issues.....	2
LEAGUE OF CITIES AND TOWNS.....	2
LEGISLATOR MEETINGS – Saturday mornings-7:30 a.am.-during session-County Admin Building.....	6
PILT PAYMENT – Presentation of	2
PROCLAMATION – National School Choice Week	3
PROPERTY TAX RELIEF REQUESTS	4

PUBLIC HEARING SET – January 26, 2016-5:30 p.m.-Resolution No. 2016-01-Declaration and Disposition of Surplus Property.....	3
RESOLUTION NO. 2016-01 – <u>Cache County Service Area No. 1</u>-Amending Resolution No. 91-01- Changing the Makeup of the Solid Waste Advisory Board.....	4
RESOLUTION NO. 2016-01 – Declaration and Disposition of Surplus Property-Public Hearing Set- January 26, 2016-5:30 p.m.	3
REYES, ATTORNEY GENERAL SEAN – February 17, 2016 Meeting	6
ROBERTS RULES OF ORDER – Review of.....	5
SOLID WASTE ADVISORY BOARD – Cache County Service Area No. 1-Resolution No. 2016-01- Amending Resolution No. 91-01-Changing the Makeup of the	4
SURPLUS PROPERTY – Public Hearing Set-January 26, 2016-5:30 p.m.-Resolution No. 2016-01- Declaration and Disposition of.....	3
UAC GOVERNING BOARD – Appointments to.....	4
UPCOMING LEGISLATION SESSION ISSUES – Senator Lyle Hillyard.....	2
WARRANTS – 11-26-2015 to 12-04-2015, 12-05-2015 to 12-11-2015, 12-12-2015 to 12-18-2015, 12-19-2015 to 12-23-2015	1
WATER CONSERVANCY DISTRICT PROCESS MANAGEMENT SCHEDULE.....	2

**CACHE COUNTY COUNCIL MEETING
January 12, 2016**

The Cache County Council convened in a regular session on January 12, 2016 at 5:00 p.m. in the Cache County Council Chamber at 199 North Main, Logan, Utah.

ATTENDANCE:

Chairman: G. Gregory Merrill
Vice Chairman: David Erickson
Council Members: Val Potter, Kathy Robison, Jon White, Cory Yeates, & Gordon Zilles.
County Executive: Craig "W" Buttars
County Clerk/Auditor: Jill N. Zollinger
County Attorney: James Swink

The following individuals were also in attendance: Janeen Allen, Jodie Anderson, Justin Dolling, Attorney Lee Edwards, Callie Erickson, Bob Fotheringham, Sandi Goodlander, Senator Lyle Hillyard, Sheriff Chad Jensen, Pam Kramer, Treasurer Craig McAllister, Director Bartt Nelson, Dave Nielsen, Director Josh Runhaar, Barbara Tidwell, Director Cory Wood, **Media:** Clayton Gefre (Herald Journal), Jennie Christensen (KVNU).

OPENING REMARKS AND PLEDGE OF ALLEGIANCE

Council member White 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, 7-0.

REVIEW AND APPROVAL OF MINUTES

ACTION: Motion by Council member Yeates to approve the minutes of the December 08, 2015 Council Meeting. Erickson seconded the motion. The vote was unanimous, 7-0.

REPORT OF THE COUNTY EXECUTIVE: CRAIG "W" BUTTARS

APPOINTMENTS: Jack Brown Cache County Weed Control Board

ACTION: Motion by Council member Yeates to approve the recommended appointment. White seconded the motion. The vote was unanimous, 7-0.

WARRANTS: Warrants for the periods 11-26-2015 to 12-04-2015, 12-05-2015 to 12-11-2015, 12-12-2015 to 12-18-2015 and 12-19-2015 to 12-23-2015 were given to the Clerk for filing.

ITEMS OF SPECIAL INTEREST

➤ **Water Conservancy District Process Management Schedule** – Executive Buttars referred Council members to the Schedule and the list of members of the Water Conservancy Working Group. Nine individuals have agreed to serve and there are only a couple of vacancies left to fill. Buttars asked Council members to submit names to him of individuals who may be willing to serve with the Working Group. Executive Buttars will meet with Logan City January 26, 2016 to present the Schedule. Buttars invited Chairman Merrill to attend the meeting with Logan City.

(Attachment 1)

➤ **League of Cities and Towns** – Executive Buttars met with the League's Legislative Policy Review Committee and addressed Representative Draxler's bill concerning amending sales tax distribution.

➤ **Cloud Seeding Report** – The Bear River Basin as of January 1, 2016 had about 97% of the median snowpack and 88% of the mean precipitation.

ITEMS OF SPECIAL INTEREST

➤ **Upcoming Legislation Session Issues** – Senator Lyle Hillyard reviewed:

- Senate Republican Caucus – January 13, 2016
- Gas Tax Change
- Roads
- Revenue Shortfalls
- Sales Tax Problems
- Public Defense Funding
- Jail Reimbursement
- Federally Owned Lands

Senator Hillyard urged Council members and others to attend the Saturday morning sessions with Cache County legislators held on Saturday mornings in the County Administration Building during the legislative session. The public session will be from 7:30 – 8:30 a.m. and a meeting with elected officials will follow at 8:30 – 9:30 a.m.

➤ **Presentation of PILT Payment – Justin Dolling, Division of Wildlife Resources (DWR) Northern Region Supervisor** – Dolling presented Cache County a check for \$9,053.23 as payment in lieu of taxes for the approximately 21,000 acres it owns and manages in Cache County. Revenue generated from hunting and fishing licenses funds the payment. The DWR has four chapters for county resource plans – wildlife, aquatics, current endangered species and predators.

Vice Chair Erickson and Council member White asked how the turkey problem is being addressed in Cache County. Dolling replied baiting and trapping is going on, but there needs to be more hunting pressure applied to turkeys.

Council member Zilles asked if the \$50.00 bounty on coyotes is still in effect. Dolling said it is and DWR is working with Wildlife Services for helicopter removal of coyotes as well.

Vice Chair Erickson noted there is a large herd of over 140 elk at the base of Crow Mountain that may move closer to the highway. Dolling said landowners in the area have permits to take cow elk and DWR is monitoring the herd.

Council member White said the Conservation Districts are doing resource assessments also and asked who he should contact. Dolling responded it will probably be the Natural Resources Conservation Service and he will email White the contact information.

- **Presentation: East Fork of the Little Bear River Wildlife Management Area Habitat Management Plan – Pam Kramer, DWR Habitat Biologist** – Kramer stated that Utah State Code 23-21 requires the DWR to prepare habitat management plans for all their wildlife management areas in the state and reviewed the Management Plan process via a power point presentation.
- **Proclamation: National School Choice Week** – Vice Chair Erickson read the proclamation designating the week of January 24-30, 2016 as School Choice Week in Cache County.

(Attachment 2)

ACTION: Motion by Council member Yeates to accept *A Proclamation Commemorating Cache County School Choice Week*. Robison seconded the motion. The vote was unanimous, 7-0.

- **County Goals Overview – Chairman Gregory Merrill** presented the following as his goals for the year:
 - Work closely with Executive
 - Public Relations Committee
 - Internal Auditor
 - Council members to meet with Department Heads/Elected Officials
 - Outreach Program with Sheriff's office in the community-Council members attend also
 - Quarterly Budget Workshops – 1st Council meeting date after each quarter
 - Minutes – follow up
 - Water Conservancy District – legal guidelines
 - Public's access to County roads
 - Development Services
 - Fees, grants & revenue sources – Analysis of fees being charged – first part of June
 - Internships – helpful
 - Health insurance analysis
 - Cache County – Service organization – “a half-day off each quarter to volunteer for a non-profit organization of their choice” with goal of 1,000 hours of service

PUBLIC HEARINGS, APPEALS AND BOARD OF EQUALIZATION MATTERS

PUBLIC HEARING SET: January 26, 2016-5:30 p.m.-Resolution No. 2016-01-Declaration and Disposition of Surplus Property – Executive Buttars explained this is a 16 ½ x 300 feet property that was deeded to the county years ago. Buttars proposes deeding it back to the landowner who has agreed to take it back.

ACTION: Motion by Council member Yeates to set a Public Hearing January 26 at 5:30 p.m.-Resolution No. 2016-01-Declaration and Disposition of Surplus Property. White seconded the motion. The vote was unanimous, 7-0.

INITIAL PROPOSAL FOR CONSIDERATION OF ACTION

- **Cache County Service Area No. 1 – Resolution No. 2016-01-Amending Resolution No. 91-01-Changing the Makeup of the Solid Waste Advisory Board** – Executive Buttars indicated that the way the Board is presently functioning is not in line with the governing resolution. This resolution validates the current operations of the Board.

Executive Buttars and Council member Potter voiced their commitment to regular quarterly meetings of the Board. Buttars said he will have names for the Board for the Council to approve at the January 26, 2016 Council meeting.

(Attachment 3)

ACTION: Motion by Council member Potter to waive the rules and approve Cache County Service Area No. 1 – Resolution No. 2016-01-Amending Resolution No. 91-01- Changing the Makeup of the Solid Waste Advisory Board. Yeates seconded the motion. The vote was unanimous, 7-0.

- **Property Tax Relief Requests**
 - 0007 – Property settlement request. The taxpayer was not notified of 2004 roll back taxes due to problems in the tax roll program. *(Details are on file in the Cache County Clerk/Auditor's Office.)*

ACTION: Motion by Council member Yeates to waive the penalties and interest as requested. Potter seconded the motion. The vote was unanimous, 7-0.

- 0059 – Hardship abatement request *(Details are on file in the Cache County Clerk/Auditor's Office.)*

Council members asked that future applications have a notation on them if they have been approved in previous years.

ACTION: Motion by Council member Yeates to approve the property tax hardship request. White seconded the motion. The vote was unanimous, 7-0.

- **Discussion: Appointments to UAC Governing Board** – Attorney Swink (in his role as UAC Secretary) discovered that once a county's population is over 100,000 people, the bylaws provide for two automatic appointments to the UAC Board. The Board meets quarterly and Swink asked who the Council would recommend for the appointments.

ACTION: Motion by Council member White recommending Council member Zilles and Vice Chair Erickson as Cache County members of the UAC Governing Board. Yeates seconded the motion. The vote was unanimous, 7-0.

- **Discussion: March 22, 2016 Council Meeting Conflict with Caucus Meetings** – Chairman Merrill noted that the 2016 political party caucuses are scheduled for March 22, 2016 and suggested moving the Cache County Council meeting to another date.

ACTION: Motion by Council member White to reschedule the March 22, 2016 Council meeting to March 29, 2016. Erickson seconded the motion. The vote was unanimous, 7-0.

OTHER BUSINESS

- ✓ **Review of Roberts Rules of Order – Vice Chair David Erickson** briefly reviewed Roberts Rules and commended the Council on their usually proper decorum and distributed written copies of Roberts Rules to the Council. Erickson reminded the Council that any suspension of the rules requires a two thirds approval and any time a Council member leaves the meeting, permission should be asked of the Chair before leaving.

Executive Buttars mentioned that when he or Council members have a question for a speaker, they should ask the Chair's permission to address the individual.

- ✓ **Council Members' Goals for 2016** – Chairman Merrill asked for the Council's goals and they concurred that Merrill's listed goals are theirs. Zilles asked for clarification on building requests on gravel roads. Chairman Merrill asked Director Runhaar to summarize what the Council decided on new building requests/roads and present it at the January 26, 2016 Council meeting.
- ✓ **2016 Council Member Boards and Committees Assignments** – Chairman Merrill emailed Council members their assignments earlier and asked for feedback. Council member Robison has asked to be on the Public Relations Committee. Merrill asked if there were any other requests.

Merrill suggested that the internal auditor serve on the Policy and Procedures Committee. Clerk/Auditor Zollinger will speak with the internal auditor about that possibility.

Zollinger noted that the new Cache County UAC Board members should be added to the assignments list.

Council member Zilles asked about the Road Committee and Attorney Swink discussed the Ordinance Review Committee.

Chairman Merrill recommended a new shuffling of assignments next year.

- ✓ **County Council Winter Social – January 19, 2016 – Bluebird Restaurant – 6:00 p.m.**
- ✓ **County Legislature Day – January 29, 2016** – Council member Potter said there will be a 10:00 a.m. meeting with the Governor for Rich, Box Elder and Cache County Commissioners and Council members. Potter, Buttars and Yeates will attend.

- ✓ **Attorney General Sean Reyes** Meeting – Attorney Swink announced that Attorney General Sean Reyes will be in Cache County on February 17, 2016 and wants to meet around 1:00 p.m. with the Executive and Council in the Cache County Historic Courthouse.
- ✓ **Meetings with Legislators during 2016 Legislative Session** – Saturdays from 7:30 a.m.-9:30 a.m. beginning January 30, 2016 and running through March 5, 2016-Cache County Administration Building Multipurpose Room.

COUNCIL MEMBER REPORTS

There were no reports.

ACTION: Motion by Council member Yeates to adjourn. Potter seconded the motion. The vote was unanimous, 7-0.

ADJOURNMENT

The Council meeting adjourned at 7:15 p.m.

ATTEST: Jill N. Zollinger
County Clerk

APPROVAL: G. Gregory Merrill
Chair

Process Management Schedule

Period Highlight: 44-66

Plan
2016 Election

PLAN PLAN
START DURATION
(week) (weeks)
Weeks from Notice to Proceed

ACTIVITY

Process Management & Facilitation

Steps	Resolution Process	18	7
1	Adoption of Resolution	25	7
2	Public Hearing (45 days)	32	9
3	Protest Period (60 Days)	41	4
4	Election		

Creation Methods (Not included in scope)

Steps	Resolution Process	18	7
1	Adoption of Resolution	25	7
2	Public Hearing (45 days)	32	9
3	Protest Period (60 Days)	41	4
4	Election		

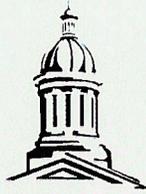
Steps	Resolution Process	18	7
1	file a Request for Services	9	5
2	Request Certification (30 days)	14	9
3	Public Hearings (Within 45 days. Must publish notice for 5 weeks)	21	9
4	Individual Legislative Resolutions (60 Days)	30	8
5	Filing of Petition	38	7
6	Petition Certification (45 days)	45	7
6a	45 Day Period Before Election (If Election Needed) Prepare ballots etc.	0	0
7	Election (if less than 2/3 of voters sign petition)	0	0

WATER CONSERVANCY WORKING GROUP

Dave Rayfield - 435-757-9120 - drayfield@gmail.com
 Clark Israelson - 435-770-3456 - Clark.Israelson@usu.edu
 James Huppi - 435-797-3758 - jim.huppi@usu.edu
 David L. Erickson - 435-770-0283 - crowmtn59@gmail.com
 Jon White - 435-770-1411 - brookeranch@aol.com
 M. Robert Smith - 435-752-1100 - rob@dtorneys.com
 Mike Gibbons - 435-760-8652 - mkgibbons@cv-w.com
 Ruth P. Maughan - 435-245-6075 - rmaughan@comcast.net
 Barbara Tid - 435-757-3524 - gbtidwell@comcast.net

CRAIG W BUTTARS
COUNTY EXECUTIVE / SURVEYOR

199 NORTH MAIN
LOGAN, UTAH 84321
TEL: 435-755-1850
FAX: 435-755-1981



Cache
County
1857

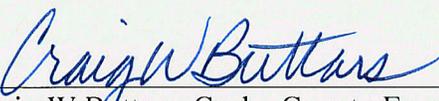
COUNTY COUNCIL
GREGORY MERRILL, CHAIR
DAVID L. ERICKSON, VICE CHAIR
VAL K. POTTER
KATHY ROBISON
JON WHITE
CORY YEATES
GORDON A. ZILLES

PROCLAMATION

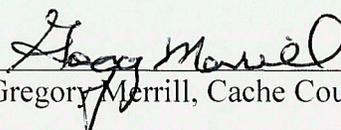
A PROCLAMATION COMMEMORATING CACHE COUNTY SCHOOL CHOICE WEEK

- WHEREAS, all children in Cache County should have access to the highest quality education possible; and,
- WHEREAS, Cache County recognizes the important role that an effective education plays in preparing all students in Cache County to be successful adults; and,
- WHEREAS, quality education is critically important to the economic vitality of Cache County; and
- WHEREAS, Cache County is home to a multitude of high-quality traditional public schools, public charter schools, and nonpublic schools from which parents can choose for their children; and,
- WHEREAS, educational variety not only helps to diversify our economy, but also enhances the vibrancy of our community; and,
- WHEREAS, Cache County has many high-quality teaching professionals in traditional public schools, public charter schools, and nonpublic schools who are committed to educating our children; and,
- WHEREAS, School Choice Week is celebrated across the country by millions of students, parents, educators, schools and organizations to raise awareness of the need for effective educational options;
- NOW THEREFORE, We, the Cache County Executive and Cache County Council do hereby recognize January 24-30, 2016 as **SCHOOL CHOICE WEEK** in Cache County, and we call this observance to the attention of all our citizens.

In witness thereof, as Cache County Executive and Chair of the Cache County Council, we have hereunto set our hand this 12th day of January, 2016.



Craig W Buttars, Cache County Executive



Gregory Merrill, Cache County Council Chair

RESOLUTION NO. 2016-01
CACHE COUNTY SERVICE AREA NO. 1
BOARD OF TRUSTEES

A RESOLUTION AMENDING RESOLUTION NO. 91-01

The Board of Trustees of Cache County Service Area No. 1, in a public meeting, lawful notice of which has been given, finds that it is reasonable to change the Solid Waste Advisory Board makeup and the number of board members from 9 to 13. The Board of Trustees considered the following:

1. The current makeup of the Solid Waste Advisory Board which was changed in the early 2000s to solicit more input for the new landfill siting process
2. The location of the new landfill
3. The Solid Waste Program objectives and management program
4. The need to receive more input from all members of the community to create an effective Solid Waste Management Program
5. The Advisory Board Duties, Service Terms, and Procedures and Officers as established in Resolution No. 91-01, in August 13, 1991
6. Support from Logan City Mayor and members of the Logan City administration

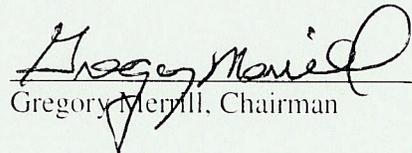
THEREFORE, the Solid Waste Advisory Board shall consist of the following 13 members who shall be appointed by the Board of Trustees and in the composition outlined below:

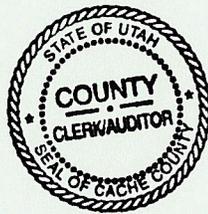
1. Cache County Executive or his/her designee
2. Mayor of the City of Logan or his/her designee
3. Three Mayors from the communities South of Logan City or their designees
4. Three Mayors from the communities North of Logan City or their designees
5. The Director of Bear River District Health Department or his/her designee
6. The Director of the City of Logan Environmental Department
7. A citizen of Cache County who is deemed to have an expertise in the field of environmental health and/or groundwater and/or solid waste collection and disposal. Recommended by the County Executive
8. A citizen from Cache County who is deemed to have an expertise in the field of agricultural waste. Recommended by the County Executive
9. A citizen from Logan City who is deemed to have an expertise in the field of solid waste. Recommended by the Mayor of Logan City

NOW THEREFORE, BE IT RESOLVED by the BOARD OF TRUSTEES OF CACHE COUNTY SERVICE AREA NO.1 that the Solid Waste Advisory Board makeup and number of members is approved as set forth herein.

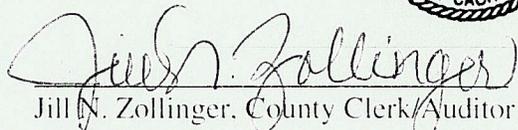
This resolution shall become effective immediately upon signing.

This resolution was duly adopted by the Cache County Service Area No. 1 Board of Trustees, State of Utah this 12th day of January 2016.


Gregory Merrill, Chairman



ATTEST:


Jill N. Zollinger, County Clerk/Auditor