APPROVED

CACHE COUNTY
COUNCIL MEETING
MINUTES
JULY 12, 2016

COUNTY COUNCIL MEETING
July 12, 2016

NATURE OR ORDER OF PROCEEDING PAGE

APPOINTMENT – Atwood, Cody Lee-Cache County Deputy Sheriff 1

APPOINTMENT – Bennett, Kevin William-Cache County Deputy Sheriff 1

APPOINTMENT – Hawkins, Hunter Bryce-Cache County Deputy Sheriff 1

APPOINTMENT – Priest, Aaron Stott-Cache County Deputy Sheriff 1

ATWOOD, CODY LEE – Appointment-Cache County Deputy Sheriff 1

BENNETT, KEVIN WILLIAM – Appointment-Cache County Deputy Sheriff 1

BUDGET WORKSHOP 1

CACHE COUNTY FIRE DISTRICT – Report 2

COUNCIL SUMMER SOCIAL 4

COUNTY SUMMER PARTY 3

DEPARTMENT FEES 3

ELECTION REPORT – June 28, 2016 Primary Election 2

EMPLOYEES' DAY OF SERVICE – Friday, July 22, 2016-The Family Place 3

FEE SCHEDULE FOR COUNTY DEPARTMENTS – Discussion 3

FIRE DISTRICT – Cache County-Report 2

HB362 & HB60 2

HANSEN REZONE – Record of Decision to Deny-Tabled 3

HAWKINS, HUNTER BRYCE – Appointment-Cache County Deputy Sheriff 1

LEGISLATIVE TOWN HALL MEETING – July 14, 2016 4

LOGAN CITY PIONEER DAY PARADE – Monday, July 25th-noon 3

MORLEY REZONE – Record of Decision to Deny 2

NORTH LOGAN PIONEER DAY PARADE – Monday, July 25th-10:00 a.m. 3

PRIEST, AARON STOTT – Appointment-Cache County Deputy Sheriff 1

REZONE – Hansen-Record of Decision to Deny-Tabled 3
REZONE – Morley-Record of Decision to Deny 2

WARRANTS – 06-25-2016 to 07-01-2016, 07-02-2016 to 07-08-2016 2

WATER CONSERVANCY DISTRICT 2

CACHE COUNTY COUNCIL MEETING
July 12, 2016

The Cache County Council convened in a regular session on July 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 absent.**
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:	Lee Edwards

The following individuals were also in attendance: Janeen Allen, Ray Clawson, Chief Rod Hammer, Danny Hansen, Sharon L. Hoth, Ken Morley, Vic Little, Director Bartt Nelson, Dave Nielsen, Zan Summer **Media:** Clayton Gefre (Herald Journal), Jennie Christensen (KVNU).

OPENING REMARKS AND PLEDGE OF ALLEGIANCE

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

REVIEW AND APPROVAL OF AGENDA

Council member Potter asked that the agenda be amended to include an election report from Clerk/Auditor Zollinger.

ACTION: Motion by Council member Yeates to approve the amended agenda including Item 8a – *Election Report-Clerk/Auditor Zollinger*. Zilles seconded the motion. The vote was unanimous, 6-0. Erickson absent.

REVIEW AND APPROVAL OF MINUTES

ACTION: Motion by Council member Yeates to approve the minutes of the June 28, 2016 Council Meeting as written. White seconded the motion. The vote was unanimous, 6-0. Erickson absent.

MINUTES FOLLOW-UP:

1. Chairman Merrill reminded Council members to forward budget items they want addressed at the July 26, 2016 Budget Workshop.

REPORT OF THE COUNTY EXECUTIVE: CRAIG "W" BUTTARS

APPOINTMENTS:	Cody Lee Atwood	Cache County Deputy Sheriff
	Kevin William Bennett	Cache County Deputy Sheriff
	Hunter Bryce Hawkins	Cache County Deputy Sheriff
	Aaron Stott Priest	Cache County Deputy Sheriff

ACTION: Motion by Council member Yeates to approve the recommended appointments. Robison seconded the motion. The vote was unanimous, 6-0. Erickson absent.

WARRANTS: Warrants for the periods 06-25-2016 to 07-01-2016 and 07-02-2016 to 07-08-2016 were given to the Clerk for filing.

OTHER ITEMS:

- **Water Conservancy District** – Executive Buttars stated there are two public hearings tonight – River Heights and Richmond. After Amalga, Hyde Park and Smithfield hold their public hearings the 60-day protest period will begin.

- **HB362 and HB60** – Director Josh Runhaar explained that because of HB60, which held eleven counties harmless regarding HB362 (gas tax), the percent of road fund increase to cities and towns dropped from 17.25% to 8.63%. The increase to the 11 counties held harmless increased from 15.53% to 81.75%. This change drastically impacted the projected budgets of cities and towns and the other Utah counties including Cache County. The Utah League of Cities and Towns is working with stakeholders and the legislature to resolve HB60 problems and honor the HB362 commitment. Runhaar said Cache County will not change its revenue projections while awaiting corrections to the problem.

ITEMS OF SPECIAL INTEREST

- **Election Report – June 28, 2016 Primary Election** – Clerk/Auditor Zollinger reported the turnout for the by-mail Primary was 39.11% which is an "awesome" number for a Primary Election. Three Council members participated in the canvass of the election today. Clerk/Auditor Zollinger thanked her office staff for their work.

- **Cache County Fire District –** Chief Rod Hammer reported on the following:
  - Staffing
  - Call volume
  - Structure fires
  - Wild land season
  - Fire suppression fund changes
  - Fire inspections for home businesses
  - Firefighter training
  - Current worries – daytime staffing of volunteer fire departments, cancer risk reduction, replacement of three engines and a tender.
  - Firefighting changes/challenges – hotter, faster fires

  Chairman Merrill expressed appreciation for the fire departments' and police departments' services to the community.

INITIAL PROPOSAL FOR CONSIDERATION OF ACTION

- **Record of Decision – Morley Rezone – Request to rezone 9.09 acres from the Agricultural (A10) Zone to the Rural 2 (RU2) Zone located at 686 East 10850 South, Avon –** Chris Harrild said because of the Council's direction at the

June 28, 2016 Council meeting, his office prepared a Record of Decision for denial. Harrild reminded Council members they need to decide if the property qualifies for the rezone. Is this where the RU2 Zone should be?

Council member White said this area does not meet the criteria for the RU2 Zone.

(Attachment 1)

ACTION: Motion by Council member White to approve the Record of Decision to deny the Morley Rezone request. Zilles seconded the motion. The vote was unanimous, 6-0. Erickson absent.

- **Record of Decision – Hansen Rezone – Request to rezone 8.76 acres from the Agricultural (A10) Zone to Rural 2 (RU2) Zone located at approximately 6500 North 400 West, north of Smithfield –** Executive Buttars stated he drove to view the area in question and feels it is compatible with the RU2 Zone because it is on the outskirts of Smithfield and there are homes already on the road. Council member Zilles was contacted by a neighbor of the proposed rezone area who stated the same feelings. Buttars added the utilities are there and the road is maintained by the county.

  Chris Harrild observed the Planning Commission had the same information as the Council and recommended approval, 6-0.

ACTION: Motion by Council member Potter to table the Hansen Rezone Record of Decision to deny until the July 26, 2016 Council meeting. White seconded the motion. The vote was unanimous, 6-0. Erickson absent.

- **Discussion – Fee Schedule for County Departments** – Executive Buttars indicated the Clerk/Auditor's Office has submitted its fee changes and he will contact the other departments for suggestions on their fees. This will be a follow-up item on the July 26, 2016 Council agenda.

OTHER BUSINESS

✓ **County Summer Party – Thursday, July 14, 2016-6:00 p.m.-Fairgrounds and Aquatic Center**

✓ **County Employees' Day of Service – Friday, July 22nd, 8:00 a.m.-noon-The Family Place**

✓ **North Logan Pioneer Day Parade – Monday, July 25th at 10:00 a.m.** – Buttars and Merrill will attend.

✓ **Logan City Pioneer Day Parade – Monday, July 25th at noon.** – Potter will attend.

COUNCIL MEMBER REPORTS

Gordon Zilles said the next step to move the Davenport Road issue along is to notice a meeting.

Val Potter will attend the landfill tour on Friday.

Potter announced a Legislative Town Hall Meeting will be held on Thursday, July 14, 2016 on the topic of Bear Lake.

Cory Yeates said he will contact Council members to sign up to work the Fair booth.

Executive Craig "W" Buttars remarked Hyde Park will have a parade on July 23rd; however, Cache County has not received an invitation. If the Council is interested, he will check into the requirements

Buttars also reported that Rocky Mountain Power has contributed $2,000.00 to the Water Conservancy District promotion and he has received $1,000.00 from an individual citizen.

Council Summer Social date changed to Monday, August 22, 2016 – 6:00 p.m.- Zilles residence.

ADJOURNMENT

The Council meeting adjourned at 6:25 p.m.

ATTEST: Jill N. Zollinger
County Clerk

APPROVAL: G. Gregory Merrill
Chairman

Cache County
1857

RECORD OF DECISION
MORLEY REZONE

WHEREAS, the "County Land Use Development and Management Act," Utah Code Ann. §17-27a-101 *et seq.*, as amended (the "Act"), provides that each county may enact a land use ordinance and a zoning map establishing regulations for land use and development, and;

WHEREAS, pursuant to the Act, the County's Planning Commission (the "Planning Commission") shall prepare and recommend to the County's legislative body, following a public hearing, a proposal that represents the Planning Commission's recommendations for zoning the area within the county, and;

WHEREAS, on June 2, 2016 at 5:45 P.M. the Planning Commission held a public hearing for a request to rezone parcel 16-046-0031, 9.09 acres of property, from the Agricultural (A-10) Zone to the Rural 2 (RU2) Zone, which meeting was preceded by all required legal notice and at which time all interested parties were given the opportunity to provide written or oral comment concerning the proposed rezone, and at which meeting a recommendation of approval (6-0) was provided to the County Council for final action, and;

WHEREAS, on June 28, 2016 at 5:40 P.M., the County Council held a public hearing to consider any comments regarding the proposed rezone. The County Council accepted all comments, and;

WHEREAS, after careful consideration of the recommendation of the Planning Commission, comments at the public hearing and other public meetings where such proposed rezone was discussed, and the information provided by county staff, the Council has determined that it is not in the best interest of the citizens of Cache County to approve said rezone;

NOW THEREFORE, on this the 12th of July, 2016, the Cache County Council denies the Morley Rezone based on the following finding of fact:

1. The location of the subject property is not compatible with the purpose of the Rural (RU2) Zone as identified under §17.08.030[A] of the Cache County Code.

	In Favor	Against	Abstained	Absent
Potter	X			
Erickson				X
White	X			
Merrill	X			
Robison	X			
Yeates	X			
Zilles	X			
Total	6	0	0	1

CACHE COUNTY COUNCIL

Gregory Merrill, Chair
Cache County Council

ATTEST:

Jill Zollinger
Cache County Clerk

STATE OF UTAH COUNTY CLERK/AUDITOR SEAL OF CACHE COUNTY