

Minutes of the meeting of the Logan Municipal Council convened in regular session on Tuesday, September 5, 2017 at 5:30 p.m. in the Logan City Municipal Council Chamber, 290 North 100 West, Logan, Utah. Chairman Holly H. Daines conducting.

Councilmember's present at the beginning of the meeting: Chairman Holly H. Daines, Vice Chairman Tom Jensen, Councilmember Herm Olsen, Councilmember S. Gene Needham and Councilmember Jeannie F. Simmonds. Administration present: Mayor H. Craig Petersen, Finance Director Richard Anderson, Assistant City Attorney Craig Carlston and City Recorder Teresa Harris. Excused: City Attorney Kymber Housley.

Chairman Daines welcomed those present. There were approximately 26 citizens in the audience at the beginning of the meeting. She also welcomed a local scout group that were in attendance.

### **OPENING CEREMONY:**

Council Candidate Jess Bradfield gave the opening prayer and led the audience in the pledge of allegiance.

**Meeting Minutes.** Minutes of the Council meeting from August 15, 2017 were reviewed and approved with no changes.

**ACTION.** Motion by Councilmember Olsen seconded by Councilmember Simmonds to **approve the August 15, 2017 minutes and approve tonight's agenda.** Motion carried unanimously.

**Meeting Agenda.** Chairman Daines announced there are eight public hearings scheduled for tonight's Council meeting.

**Meeting Schedule.** Chairman Daines announced that regular Council meetings are held the first and third Tuesdays of the month at 5:30 p.m. The next regular Council meeting is Tuesday, September 19, 2017.

### **QUESTIONS AND COMMENTS FOR MAYOR AND COUNCIL:**

Logan resident Keith Schnare addressed the Council and suggested to Mayor Petersen that the name of the library be changed to civic center as it's promoted which he feels will gain more support for the project. He said the location of the new library/civic center is critical since it will be the jewel of the town center for a very long time. He also said the City has two parking companies that provide booting services. In the first week, one company booted 350 cars mainly around the USU area. He feels that Logan City needs to do more when it comes to parking problems and asked the Council to find a way for Logan and USU to work together to resolve the parking problem and one that does not financially impact the students.

There were no further questions or comments for the Mayor or Council.

## **MAYOR/STAFF REPORTS:**

### **Updates on Projects/Issues – Mayor Craig Petersen**

Mayor Petersen addressed the Council regarding the following Projects/Issues:

1. Construction:

The area of 1000 North from 600 East to 850 East will be closed until mid-September for repairs on a damaged storm drain. There will be some inconvenience (no left turn at 1000 North and 800 East into the West side of the Stadium parking lot) for the USU football game this Thursday. This will not be the case for the September 29 BYU game.

2. After months of delay and frustration, the pickleball court specialists arrived today to complete the courts. The cement work should be finished by next week.

### **Ratification of new Logan City Fire Chief – Mayor Petersen**

Mayor Petersen presented the name of Brad Hannig as the new Logan City Fire Chief and asked the Council for ratification of Chief Hannig.

**ACTION.** Motion by Councilmember Simmonds seconded by Vice Chairman Jensen to **approve ratification of Logan City Fire Chief Brad Hannig**. Motion carried unanimously.

### **Architects Library Recommendation – Mayor Petersen**

Mayor Petersen gave some background on the Library/Community Center and the firms selected are Design West, Hacker Associates and Todd Johnson. The first step is to determine a location and two meetings were held including a public meeting to talk about the proposed library locations. Members of the Council were given a final report with the recommendation of the library site being the V1 location located next to Logan High at the corner of 100 West 100 South.

Todd Johnson, a practitioner in residence at USU and member of the architectural team, addressed the Council and said they concluded that keeping the existing library as is or remodeling the current library are not viable options. The preferred location includes a canal with a waterfall, mature trees and the ruins of an old mill that the architects said this area will provide opportunities for historical perspective and outdoor features. The building and the site are not designed, but the architects developed a basic idea of a rhombus-shaped library of two of three stories between the canal and the corner of the block. An amphitheater might be located just east of the canal and the library and the old Wonder Bread building to the south would become a parking lot.

Mayor Petersen concurred with the recommendation of the library location of V1.

Councilmember Olsen said he feels the library location should be an anchor and the Emporium location would be that anchor and the V1 location is outside of the commercial zone. He asked if the Chamber of Commerce, Downtown Alliance and the downtown.

Mr. Johnson responded there is a close proximity to the downtown businesses from the V1 location and there is a mid-block connection to the downtown commercial businesses.

Mayor Petersen said he doesn't want to speak for the Downtown Alliance, but he does know there was hesitancy from the Alliance about the library being located at the Emporium site because of parking and taking away the opportunity for commercial space.

Vice Chairman Jensen also said there should be an anchor on one side of downtown and the other and an avenue between the two anchors. With the proposed V1 library location there is also the opportunity for development where the Baugh Motel is located which will draw a lot of attention to this area.

Councilmember Olsen asked that before anything is decided that the Chamber of Commerce, Downtown Alliance and businesses are contacted and given an opportunity to comment.

Vice Chairman Jensen asked about the traffic conflict with Logan High School and said this is something that needs to be addressed.

Mr. Johnson agreed and said parking and traffic would be taken into consideration.

Logan Library Director Karen Clark said the Library opens at 10:00 a.m. so there won't be a conflict in the morning and in the afternoon there is more foot traffic so the library usually doesn't see an influx of cars. Monday through Thursday, the library closes at 9:00 p.m. and on Friday and Saturday it closes at 6:00 p.m. allowing for night parking for high school events. She was encouraged when Logan City School District Superintendent Frank Schofield spoke at the public meeting last month and expressed support for a safe, well-designed environment for students and teens. She feels that the library and high school will partner well together to make things work.

Vice Chairman Jensen said he has been in contact with a developer who is working with the owners of the Baugh property and they are very interested in what happens at the V1 location and it could become the catalyst for other retail and commercial development in the future.

Mayor Petersen said the next step is to gather input on programming and what people want to see in the library then the architects would develop schematics. He said it's possible this could be completed by January, at which point he will be out of office and a new mayor would take over.

Councilmember Simmonds said if after the design of the library has been presented and we find that the cost is more than anticipated where do we go from there.

Mr. Johnson responded the schematics will provide an idea of the costs involved and then it will be a choice by the Council and others as to the direction the library should go.

Councilmember Needham disclosed that he owns the land at the V1 location and the Wonder Bread building. He said he would recuse himself from any decisions related to a new library. He said he doesn't agree with "the way things are going" and would rather remodel the current library instead of building a new one.

**COUNCIL BUSINESS:**

**Planning Commission Update – Councilmember Simmonds**

Councilmember Simmonds announced the next Planning Commission meeting will be held on September 14, 2017.

**Board Appointments (Renewable Energy Conservation Advisory Board RECAB) – Chairman Daines**

Chairman Daines asked for ratification of Zachary Cook, and Tyson Godfrey (new appointments) to serve on RECAB which is a four year term.

**ACTION.** Motion by Councilmember Olsen seconded by Councilmember Simmonds to **approve ratification of Zachary Cook and Tyson Godfrey** as presented. Motion carried unanimously.

**Report on the 2017 Freedom Fire Event – Russ Akina, Parks & Recreation Director**

Parks & Recreation Director Russ Akina addressed the Council and reported on the 2017 Freedom Fire Event.

<b>Revenue:</b>	<b><u>2017 Actual</u></b>	<b><u>2017 Projected</u></b>	<b><u>2016 Actual</u></b>
Ticket Sales	\$49,592	\$48,000	\$46,680
RAPZ	\$45,000	\$45,000	\$40,000
Sponsorships	\$34,000	\$40,000	\$39,000
Donations	\$504	\$500	\$578
RAPZ Pop Split	\$52,982	\$46,360	\$44,520
<b>TOTAL REVENUE</b>	<b>\$182,078</b>	<b>\$179,860</b>	<b>\$170,778</b>

**Expenses:**

Professional Services	\$18,000
Production Services	\$3,476.72
Staging, Light, Sound	\$30,750
Facilities Fee	\$11,943
Ticket Printing	\$472.08
Print Advertising	\$2,219.02
Entertainment	\$99,500
Radio Advertising	\$2,589
Social Media Promo	\$30

Signs	\$135
Event Insurance	\$5,000
Master of Ceremonies	\$200
Stage Handling	\$2,250
Live Camera	\$2,000
Sales Tax Expense	\$3,262.67
<u>Sign Lamination</u>	<u>\$250</u>
<b>TOTAL EXPENSES</b>	<b>\$182,077.49</b>

Mr. Akina said it was a fantastic firework show although there was a concern that it might rain at one point just before the fireworks started but it did not rain and the fireworks started on time.

Mr. Akina regretfully reported there were fewer sponsors this year in the amount of \$6,000 from what was originally projected. Recommendations for 2018 are to look closely at what sponsorships can do and how that amount can be increased. Getting sponsors for the event is the responsibility of Executive Director Holly Fjeldsted.

He also reported that the total budget for the July 24<sup>th</sup> Pioneer Day event at Willow Park is \$15,000 which does not include staff time. The cost of the fireworks for Pioneer Day is \$5,000.

Chairman Daines said the RAPZ population split money is the only RAPZ money that can be used for anything we want in the City where other RAPZ money is tied to a specific project. If we weren't using that RAPZ money on fireworks, it could be used on another project in the City.

Mr. Akina stated that is correct.

Councilmember Simmonds asked if there were any areas that went over budget?

Mr. Akina said the one item that was not on budget was the population split of the 2017 projected amount.

Chairman Daines said the question the Council needs to think about and answer, do we want to continue spending this large amount of money on a one-time event.

Councilmember Olsen said this is a signature event for the community. His concern is the air quality of the fireworks event and he referred to several other communities who have ceased providing fireworks.

Councilmember Needham said a lot of people attend and will be disappointed if we no longer have this event.

Chairman Daines asked the Council to think about the funding for this event before RAPZ applications are due in February 2018. She would also like to hear from the public regarding the fireworks program and if it should continue at the USU stadium or should it be a smaller event at Willow Park.

Vice Chairman Jensen said we should look at reducing costs but he also feels this is a signature event for our community and brings everyone together each year.

No further Council business items discussed at this time.

### **ACTION ITEMS:**

#### **PUBLIC HEARING - CODE AMENDMENT - Logan City requests an amendment to update Table 17.17.030 (Allowed Uses) in Land Development Code Chapter 17-17 District & Corridor Uses. Ordinance 17-19**

At the Council workshop on August 1, 2017, there was discussion on the residential use wording. Staff reviewed options for rewording “*The residential units shall be accessory to the primary commercial uses(s) and shall be contained within the walls of the primary structure (e.g., mixture of uses within the same building).*” Staff recommends leaving the current language as a footnote. There is ongoing discussion on the Town Center zone and how residential and commercial uses will be addressed. Staff will continue to work on how to address mixed use and intent language with specific allowances in the use table with a future Land Development Code amendment.

Staff is recommending the Council review the 12 proposed modifications to the land use allowance categories. The Ordinance has been updated to remove the residential unit footnote. remove the proposed change of the “Studio, photographer, artist, music, dance, and drama” from not permitted (“N”) in the Industrial Park zone to permitted (“P”). The Planning Commission did not want to see uses, such as a dance studio, where parents would be dropping off children in a parking lot that may be adjacent to where heavy equipment would be operating.

The Planning Commission was concerned with the change of the land uses “Warehouse, Freight Movement” and “Contractors storage yard of heavy equipment” from not permitted (“N”) in the Commercial Services (CS) zone to allowed as a Conditional Use (“C”). They felt there may be areas where it would not be appropriate. Staff believes a Conditional Use would allow for mitigating conditions to be added and the uses are appropriate for the zone.

Chairman Daines opened the meeting to a public hearing.

There were no comments and Chairman Daines closed the public hearing.

**ACTION.** Motion by Councilmember Simmonds seconded by Councilmember Needham to **adopt Ordinance 17-19** as presented. Motion carried unanimously.

#### ***(Continued from July 18, 2017)* – PUBLIC HEARING – CODE AMENDMENT – Consideration of a proposed code amendment to the Logan Municipal Code Section 5.20 regarding Mobile Food Vendors – Ordinance 17-09**

Community Development Director Mike DeSimone addressed the Council regarding the proposed code amendment. He stated the State Legislature adopted new rules regarding

how local municipalities may regulate and license mobile food vendors (food trucks) through S.B. 250. The Council initially workshopped this in June, and at that time, directed staff to notify all of the food trucks currently licensed in Logan of the pending changes. He presented the proposed changes:

- Distinguishes between a food truck and ice cream truck. Ice cream trucks drive around the neighborhoods selling prepackaged frozen product while food trucks move around to private property (and even public) selling made to order food.
- Changes the nature of the license from licensing a specific location to licensing a specific food truck/vehicle. This gives a food truck the flexibility to move around the City wherever they perceive a market to exist, provided they are licensed and have permission from the property owner. Also eliminates the maximum time to operate on one parcel per calendar year.
- Eliminates the requirement to provide a BCI background check when obtaining a license.
- Allows for the flexibility of licensing and inspections between jurisdictions. A food truck can be licensed in one jurisdiction and operate in another, provided it submits proof of licensing, health inspection and fire life/safety inspections.
- Clarifies the expectation that a mobile food vendor/food truck is temporary in nature and not a permanent fixture. The current Code (LMC 5.20) requires that a mobile food vendor shall not remain on-site overnight. The proposed Ordinance adds additional specificity to this requirement. We have not rigidly enforced this provision unless we receive complaints on a specific food truck or specific location.

The one issue that was raised during the June workshop revolved around whether we should require that food trucks be removed every night, or should they be allowed to remain parked onsite overnight. The Logan Municipal Code 5.20 was amended in July of 2013, and it already contains the requirement that food trucks are temporary in nature, and are not to remain overnight. We have merely included additional provisions into this proposed amendment that requires a food truck operator to inform the City on where the food truck would be moved to and where it would be cleaned, refueled, restocked and the waste water dumped.

Chairman Daines opened the meeting to a public hearing.

Logan resident and business owner Garth Barker addressed the Council and stated that moving a mobile truck every night is not reasonable and is a concern to him. The food vendor on his property pays a certain percentage of the power and water bill. The food vendor also pays for a separate dumpster located on his property. He said it's amazing to see the amount of customers that come to this location because the food is really good.

Logan resident Paul Borup commented that if Logan wants to be business friendly, they should look at food trucks in other communities which is a great way for a business to develop and potentially have a brick and mortar location. He referred to the shaved snow

shack locations throughout the City and asked would they need to move every night. He also commented that it's a hardship for business owners when the proposed ordinance refers to sales on private property, restrooms within 300 feet and locating on a vacant or undeveloped property.

Community Development Mike DeSimone addressed the comments made by Mr. Borup and stated the intent years ago was not to allow mobile food trucks on vacant property. The 300 feet restroom requirement doesn't seem like a long distance but we need to make sure there is access for employees to wash their hands, etc. We license the shaved snow shacks under a temporary business license. He feels it comes down to aesthetics and do we want to allow mobile food trucks anywhere in the City. Business owners invest in a brick and mortar store because it adds value to a community. They pay property taxes, they have a steady stream of customers and employees and they also meet the standards in regards to landscaping, lighting, etc. We want to see a temporary business move to something more permanent. If the Council wants temporary businesses then it should be temporary throughout the entire City and not just in one location. We are business friendly because of the fact we have gone from licensing the location, to allowing the mobile vendor to operate freely in the City and get permission to operate on private property.

Councilmember Simmonds said in many cities, mobile food trucks move from location to location.

There were no further comments and Chairman Daines closed the public hearing.

Mayor Petersen commented that Sweeto Burrito was a mobile food vendor and they are now in the process of opening a permanent brick and mortar location.

Assistant City Attorney Craig Carlston stated the ice cream truck definition is taken directly from the State Code provision.

Mr. DeSimone clarified that the current code requires the mobile food vendor to move and if the Council adopts the proposed ordinance it still requires the vendor to move off the site and locate somewhere else. The basic premise of a mobile food vendor is a food truck on wheels that moves around the city. The current code requires the mobile food vendor to move every night and it has not been enforced.

**ACTION.** Motion by Councilmember Olsen seconded by Vice Chairman Jensen to **continue Ordinance 17-09 to the September 19, 2017 Council meeting** as presented. Motion to continue carried 3-2 (Needham and Simmonds voted nay to continue).

**PUBLIC HEARING - Budget Adjustment FY 2017-2018 appropriating: \$1,000 donated funds toward the Poet Laureate Program; \$700,000 Storm Water Reserves for the 1000 North storm water infrastructure; \$3,000,000 Electric Fund Reserves to upgrade Substation 7 interconnect transformers and switchgear at Substation 6; \$110,000 additional funding the Parks & Rec After School Program was awarded this fiscal year. The funds will be used to support After School Programs in the**



**Logan City School District; \$300,721 funds received in FY 2017 for the 700 North Well Chlorinator project in FY 2018 - Resolution 17-39**

At the August 15, 2017 Council meeting, Finance Director Richard Anderson addressed regarding the proposed budget adjustments.

Chairman Daines opened the meeting to a public hearing.

There were no comments and Chairman Daines closed the public hearing.

**ACTION.** Motion by Councilmember Simmonds seconded by Councilmember Olsen to **approve Resolution 17-39** as presented. Motion carried unanimously.

**PUBLIC HEARING - Unspent Appropriations FY 2017 – Carry Forwards:**

**ADMINISTRATION - \$30,000 for the Elections Budget; FIRE DEPARTMENT - \$39,510 for Emergency Generator Installation at Station 71; PUBLIC WORKS - \$10,469 Public Works revision of Engineering Design Standards; \$903,697 Public Works Infrastructure Projects (roads, curbs, gutters & sidewalks; PARKS & RECREATION - \$2,956 for Canal Irrigation Engineering; \$104,624 for Bridger Park Pickleball Inspections and Testing; WATER & SEWER - \$297,531 for 700 North Well; \$103,103 for Hillcrest Castle Hills Pressure Zone Connection & Bluff Water Storage Tank; \$315,792 for 600 East Sewer replacement, 100 West Sewer Line, Country Club Drive Sewer Line; SEWER TREATMENT – \$4,416,616 for Wastewater Treatment Facility final engineering; ELECTRIC - \$23,250 for Vesta Test Board; \$60,000 for Nighthawk Meters; \$11,126 for Decorative Lighting; \$44,363 for Hydro II PLC Hardware Upgrade; \$9,782,450 for 3<sup>rd</sup> Dam Hydro Project; ENVIRONMENTAL - \$2,920,106 for North Valley Landfill; \$106,065 for 2018 Rotobec Grapple Lift with 50 yard body; \$404,238 for 2018 Peterbuilt 520 Cab-Over Chassis; \$229,796 for Labrie Automizer Side-Load Refuse Body; \$106,907 for McNeilus Contender Front-Load Refuse Body; \$138,791 for 2018 Freightliner 122SD Transfer Truck Tractor/2018 Freightliner 122SD Transfer Truck Tractors – Increase to wet kit cost; \$96,184 for 2018 Mac Refuse Transfer Trailer with Keith Walking Floor; \$223,811 for Automated Cans; STORM WATER - \$275,523 for River Restoration Projects; Unspent Appropriations FY 2017 – Restricted: POLICE ALCOHOL ENFORCEMENT - \$80,177 for Police Department Alcohol Enforcement; Carry Forward of Capital Projects PARKS & RECREATION TRAILS PROJECTS - \$839,979 (Consider \$30,000 for BMX Park Design); PUBLIC WORKS STREET PROJECTS - \$977,489; Carry Forward of Reimbursement Grants: FEDERAL GRANTS - \$692,572 CDBG; \$8,910 Bullet Proof Vests; STATE GRANTS - \$200,000 Canyon Connector Trail on US-89 Project, UDOT; \$50,000 Utah Outdoor Recreation Grant LRTRP; \$17,054 Stewart Nature Park NPS Grant; MISC GRANTS - \$200,000 Country Road Grant Tax 1400 North 600 West Signal; \$1,456,000 Country Road Grant Tax – 3200 South Intersection; \$294,977 Willard Bay Mitigation Funding Grant; \$67,898; ULCT Active and Healthy Communities Grant; RAPZ GRANTS - \$502,689 - Resolution 17-40**

At the August 15, 2017 Council meeting, Mr. Anderson addressed the Council regarding the proposed carry forwards. He said many of these that were proposed at the August 15 Council meeting have since changed and he noted those have been updated on the proposed resolution. There is also a request as part of the carry forwards and consideration of the Parks and Recreation Trails Budget, there is a proposal to use \$30,000 towards a BMX Park Design.

Chairman Daines asked that the proposed \$30,000 for the BMX Park Design be continued to the September 19, 2017 Council agenda for further discussion.

Chairman Daines opened the meeting to a public hearing.

There were no comments and Chairman Daines closed the public hearing.

**ACTION.** Motion by Councilmember Simmonds seconded by Vice Chairman Jensen to approve Resolution 17-40 as presented and further discuss consideration for the \$30,000 BMX Park Design at the September 19, 2017 Council meeting. Motion carried unanimously.

**PUBLIC HEARING - Consideration of a proposed ordinance vacating a right-of-way recorded with the Hillcrest Heights Subdivision Phase 5, on parcels 07-198-0202 and 07-198-0203 – Ordinance 17-18**

At the August 15, 2017 Council meeting, Public Works Director Mark Nielsen addressed the Council regarding the proposed vacation. He explained that Logan City received a petition to vacate a portion of public right-of-way, recorded with Hillcrest Heights Subdivision Phase 5 on parcel 07-198-0202 at 1351 Box Elder Circle, and parcel 07-198-0203 at 1376 Box Elder Circle. The existing right-of-way was required for corridor preservation of 1300 North with the recordation of Hillcrest Heights Phase 5 Subdivision; however, it is no longer required based on the Planning Commission's approval of the Bernston Estates Subdivision (PC 16-032) and the Logan Station Subdivision (PC 17-028).

Mr. Nielsen advised that the 307' property would go back to the owners of the adjoining properties. The geography does not lend itself to ever putting in a road at that location.

Chairman Daines opened the meeting to a public hearing.

There were no comments and Chairman Daines closed the public hearing.

Councilmember Olsen asked are we sure there is no fair market value to the right-of-way itself and that the City will never need this property for a future trail or walkway.

Mr. Nielsen responded this area cannot connect to a future trail without involving several property owners.

**ACTION.** Motion by Vice Chairman Jensen seconded by Councilmember Needham to adopt Ordinance 17-18 as presented. Motion carried unanimously.

**PUBLIC HEARING - Consideration of a proposed ordinance vacating a right-of-way at 305 West 500 North recorded as parcel 05-066-0025 – Ordinance 17-21**

At the August 15, 2017 Council meeting, Public Works Director Mark Nielsen addressed the Council regarding the proposed vacation. He explained that Logan City has determined to vacate a section of right-of-way located at 305 West 500 North, identified as parcel 05-066-0025. This area was part of the original City-platted 99' right-of-way, which is no longer required due to portions of 500 North being vacated along the north side of 500 North (now a 66' right-of-way).

Chairman Daines opened the meeting to a public hearing.

There were no comments and Chairman Daines closed the public hearing.

**ACTION.** Motion by Councilmember Simmonds seconded by Councilmember Olsen to **adopt Ordinance 17-21** as presented. Motion carried unanimously.

**PUBLIC HEARING - Consideration of a proposed ordinance vacating the 1150 North right-of-way recorded with the Van Noy Subdivision - Ordinance 17-22**

At the August 15, 2017 Council meeting, Public Works Director Mark Nielsen addressed the Council regarding the proposed vacation. He explained that Logan City has received a petition to vacate a portion of public right-of-way recorded with Van Noy Heights Subdivision, further identified as 1150 North. The existing right-of-way is no longer needed to support the development plans of the current owner and does not provide any through connectivity to any adjacent streets.

Chairman Daines opened the meeting to a public hearing.

There were no comments and Chairman Daines closed the public hearing.

**ACTION.** Motion by Councilmember Simmonds seconded by Vice Chairman Jensen to **adopt Ordinance 17-22** as presented. Motion carried unanimously.

**PUBLIC HEARING - Consideration of a proposed ordinance vacating a right-of-way recorded as a right-of-way on County Plat 06-026 – Ordinance 17-23**

At the August 15, 2017 Council meeting, Public Works Director Mark Nielsen addressed the Council regarding the proposed vacation. He explained that Logan City has received a petition to vacate a public right-of-way on County Plat 06-026 (the alleyway between Anderson Seed & Garden and the Bluebird Candy Factory) which is no longer used by the City. The existing right-of-way provides no through connectivity to other streets or properties owned by the City. The property owners are planning to improve the alleyway and drainage.

Chairman Daines opened the meeting to a public hearing.

There were no comments and Chairman Daines closed the public hearing.

Chairman Daines recused herself from commenting and voting on Ordinance 17-23 due to her association with the two business owners of Anderson Seed & Garden and the Bluebird Candy Factory.

**ACTION.** Motion by Councilmember Needham seconded by Councilmember Simmonds to **adopt Ordinance 17-23** as presented. Motion carried 4-1 (Daines recused).

**WORKSHOP ITEMS:**

**Budget Adjustment FY 2017-2018 appropriating: \$180 for donations received toward the Bridger Pickleball Project; \$78,836 for the State Task Force Grant the police department received to be used to reduce, prevent, and investigate drug use; \$2,984 for a grant the Communications Center was awarded for this fiscal year from the State of Utah. These funds will be used for certification, training, and continuing medical education for the Communication Center; \$5,000 funds HUD reallocated back to Logan City's CDBG Program – Resolution 17-42 – Richard Anderson, Finance Director**

Finance Director Richard Anderson addressed the Council regarding the proposed budget adjustments.

The proposed resolution will be an action item and public hearing at the September 19, 2017 Council meeting.

**Consideration of a proposed resolution of the City of Logan approving the Program Year (PY2016) Consolidated Annual Performance and Evaluation Report (CAPER) in accordance with the entitlement community requirements of the U.S. Department of Housing and Urban Development (HUD) for the receipt of Community Development Block Grant (CDBG) Funds – Resolution 17-41 – Aaron Smith, CDBG Coordinator**

CDBG Coordination Aaron Smith addressed the Council regarding the proposed resolution.

Infrastructure Projects during PY2016

- 1800 South Sidewalk - \$57,949.50
- Rendezvous Park Railroad Crossing - \$30,000
- 300 South Sidewalk - \$494,474 (awaiting final drawdown) Completed 9/1/2017

PY2016 Amendment 1

- Cancelled 400 North Median, 200 West 1700 North Sidewalk
- Applied funding to 300 South Sidewalk

PY2016 CAPER

Service Provide Projects during PY2016

- Whittier Center Windows Phase 1 - \$20,000
- Common Ground Roof - \$14,047
- Bridgerland Literacy - \$2,200

- The Logan Family Center (Family Information & Resource Center) - \$15,556.59

#### PY2016 Planning Projects

- Woodruff Plan – Ongoing, anticipated completion winter/spring 2018
- Access Mobility Plan – Ongoing, anticipated completion fall/winter 2017

#### Funding and Resources

##### PY2016 projects expenses to date

- \$103,631

##### PY2016 Projects Remaining

- \$170,749 – 300 South Sidewalk (Finished)
- \$48,000 – 400 East Center Sidewalk (Being October 1)

##### Other Program Year expenses during PY2016

- \$8,575 – PY2014 Neighborhood Infrastructure (500 North Sidewalk)
- \$57,949.50 – PY2015 1800 South Sidewalk
- \$30,000 – PY2015 Rendezvous Park Railroad Crossing

Councilmember Olsen said the projects look good and he hopes our congressional delegation will jump in and protect the CDBG Program in the future.

The proposed resolution will be an action item and public hearing at the September 19, 2017 Council meeting.

### **Consideration of a proposed amendment to Subsection (C) to 8.04.045 of the Logan Municipal Code Regulating Recreational Fires – Ordinance 17-24 – Craig Humphreys, Acting Fire Chief**

Acting Fire Chief Craig Humphreys addressed the Council regarding the proposed code amendment. He stated a discussion regarding recreational fires came about when a resident complained about their neighbor having recreational fires and felt it was harmful to the health of their children and other concerns. In 2010, the Council added Subsection (C) to Logan Municipal Code 8.04.045 Regulating Recreational Fires. He proposed the Council consider changing the Code to reference the Utah Division of Air Quality Index when determining whether a property owner is allowed to have a recreational fire.

- A. Recreational fires, as defined by the International Fire Code and adopted by this Chapter, are prohibited when the Utah Clearing Index for Airshed #4 is below 500 or when the Utah Division of Air Quality air quality index (AQI) is other than “Good” for Cache County.
- B. A property owner may not have or allow on their property more than 2 recreational fires per week.

The proposed ordinance will be an action item and public hearing at the September 19, 2017 Council meeting.

**OTHER CONSIDERATIONS:**

**ADJOURNED.** There being no further business to come before the Council, the meeting of the Logan Municipal Council adjourned at 7:35 p.m.

Teresa Harris, City Recorder