

2

3 Minutes of the meeting of the Logan Municipal Council convened in regular session on
4 Tuesday, January 17, 2023, in the Logan Municipal Council Chambers located at 290
5 North 100 West, Logan, Utah 84321 at 5:30 pm. Logan Municipal Council Meetings are
6 televised live as a public service on Channel 17 and the City of Logan YouTube channel
7 at: https://www.youtube.com/channel/UCFLPAOK5eawKS_RDBU0stRQ

8

9 Council Members present at the beginning of the meeting: Chairman Ernesto López, Vice
10 Chair Amy Z. Anderson, Councilmember Jeannie F. Simmonds, Councilmember Mark
11 Anderson, and Councilmember Tom Jensen. Administration present: Mayor Holly H.
12 Daines, City Attorney Craig Carlston, Finance Director Richard Anderson, City Recorder
13 Teresa Harris, and Deputy Recorder Esli Morales.

14 Chairman Ernesto López welcomed those present. There were approximately 14 in
15 attendance at the beginning of the meeting.

16 **OPENING CEREMONY:**

17 Isaiah Jones, USU Senior Director for Diversity, Equity & Inclusion gave the opening
18 remarks and led the audience in the pledge of allegiance.

19 Mr. Jones reminded the audience of the importance of Martin Luther King Jr. (a day that
20 had just passed). The holiday was first proposed in 1968 but did not come into effect until
21 1983 by President Ronald Regan. Not until 2000 was the holiday observed in all 50
22 states.

23 Martin Luther King Jr. writes a series of sermons, the titled sermon is “A Tough Mind
24 and A Tender Heart.”

25 *“Be ye therefore wise as serpents, and harmless as doves. Matthew 10:16.”*

26 Martin Luther King Jr. is grappling with the tension that existed in the South. It could be
27 between religion and science, universities vs. communities, race, etc. Because the
28 community had not learned to live with these tensions it manifested itself as violence. He
29 believed that a tough mind and a tender heart would lead to a better community.

30 *“There is little hope for us until we become toughminded enough to break loose from the
31 shackles of prejudice, half-truths, and downright ignorance. The shape of the world today
32 does not permit us the luxury of softmindedness. A nation or a civilization that continues
33 to produce softminded men purchases its own spiritual death on an installment plan.”*

34 Mr. Jones asked those in attendance to focus on what Martin Luther King Jr. said
35 happens when we become toughminded and have conversations about our common
36 values, a tender heart. For King, he called it "*Misericordia* meaning mercy.” In Latin,
37 mercy means sharing the heart with another. As a community, our sense of university and
38 forge together. Let us look around and open ourselves and how we might go about
39 connecting.

40 **Meeting Minutes.** Minutes of the Council meeting held on January 3, 2023, were
41 approved with no corrections.

42 **Meeting Agenda.** Chairman Ernesto López announced there are two public hearings
43 scheduled for tonight’s Council meeting.
44

45 **ACTION. Motion by Vice Chair A. Anderson seconded by Councilmember M.**
46 **Anderson to approve the January 3, 2023, minutes and approve tonight’s agenda.**
47 **Motion carried unanimously.**

48 **A. Anderson: Aye**
49 **M. Anderson: Aye**
50 **Jensen: Aye**
51 **López: Aye**
52 **Simmonds: Aye**
53

54 **Meeting Schedule.** Chairman Ernesto López announced that regular Council meetings
55 are held on the first and third Tuesdays of the month at 5:30 pm. The next regular
56 Council meeting is Tuesday, February 7, 2023.
57

58 **QUESTIONS AND COMMENTS FOR MAYOR AND COUNCIL:**
59

60 Chairman Ernesto López explained that any person wishing to comment on any item not
61 otherwise on the agenda may address the City Council at this point by stepping to the
62 microphone and giving his or her name and address for the record. Comments should be
63 limited to not more than three (3) minutes unless additional time is authorized by the
64 Council Chair. Citizen groups will be asked to appoint a spokesperson. This is the time and
65 place for any person who wishes to comment on non-agenda items. Some items brought
66 forward to the attention of the City Council will be turned over to staff to respond to outside
67 of the City Council meeting.

68 Mathew, a resident of Logan asked what ads and publications mean in terms of elections
69 and the budget.

70 Richard Anderson, Finance Director responded every other year is an election year. There
71 will be a budget presented for elections every other year. The budget is for performing the
72 elections, not for advertisement itself. The budget would be postage, buying envelopes, etc.
73 We have since contracted with Cache County to run elections.

74 Teresa Harris, City Recorder clarified this is an election year, but there is no information
75 available as of yet. Once there is information available it will be posted on the city website.

76 Mr. Gardner, a resident of Logan indicated that the accessibility access in the area of 500
77 West 255 South becomes unusable in the snow because there is no curb and gutter in a
78 six-foot area. During spring, the same occurs only when silty sand gathers in this area. He
79 requested that something more be done to alleviate this problem area.
80

81 There were no further comments or questions for the Mayor or Council.
82
83
84
85

86 **MAYOR/STAFF REPORTS:**

87

88 **Board Reappointment (Airport Authority Board) – Mayor Daines**

89

90 Mayor Daines asked the Council for ratification to reappoint Brett Hugie to serve on the
91 Airport Authority Board.

92

93 **ACTION. Motion by Councilmember Simmonds seconded by Councilmember**
94 **Jensen to approve ratification of Brett Hugie as presented. Motion carried**
95 **unanimously.**

96 **A. Anderson: Aye**

97 **M. Anderson: Aye**

98 **Jensen: Aye**

99 **López: Aye**

100 **Simmonds: Aye**

101

102 No further Mayor/Staff Reports were presented.

103

104 **COUNCIL BUSINESS:**

105

106 **Planning Commission Update – Councilmember Simmonds**

107

108 Councilmember Simmonds reported that the Black Rifle Coffee Company has requested
109 a continuance. Two wireless towers have been approved; they are 120 feet high. Both of
110 them are connected to the Sheriff's office. One of the towers is at the fairgrounds and the
111 other is behind the Sheriff's office. The towers will need blinkers so they will be visible
112 for aircraft. A rezone on Canyon Road from MR-6 to MR-12 mixed residential was
113 presented. This will come to the Council with a recommendation from the Planning
114 Commission. The old Institute of Religion building located on campus will be torn down
115 and replaced with a new building with underground parking. There was concern with the
116 fire-access and everything going out to Darwin Avenue. There will be no left-turns onto
117 800 East 700 North, there will be barriers put in place to prevent exactly that. Altitude
118 requested a subdivision permit to add 3 new building lots for 751 multi-family units on
119 2100 South 800 West. There are several land development code amendments that will
120 come to the Council. A request from a developer to do a workshop on the new mixed-use
121 ordinance will also come before the Council. The developer has a piece of property they
122 want rezoned to Mixed-Use, but they are unsure how to develop it going forward.

123

124 Chairman López inquired as to the reason for the height of the wireless towers.

125

126 Councilmember Simmonds replied the wireless towers were needed for line-of-sight
127 communications. They did not want any interruptions.

128

129 Vice Chair A. Anderson asked if the landfill is prepared for the demolition of the Institute
130 building

131

132 Mayor Daines answered she would confirm with Issa Hamud, Environmental Director
133 and inquire if demolition permits are in place.

134

135 Paul Lindhardt, Public Works Director replied he cannot confirm at this time.

136 No further Council Business items were presented.

137

138 **ACTION ITEMS:**

139

140 **PUBLIC HEARING – CDBG 2023 Annual Action Plan Initiation – Amanda Pearce,**
141 **CDBG Coordinator**

142

143 CDBG Coordinator Amanda Pearce addressed the Council regarding the 2023 CDBG
144 Annual Action Plan Initiation. Ms. Pearce explained that tonight’s public hearing is to
145 initiate the CDBG Annual Action Plan cycle for 2023. This hearing does not require
146 formal action by the Council.

147

148 The purpose of the public hearing is to help inform the CDBG Steering Committee when
149 they start meeting on determining what areas of the City should be emphasized, the types
150 of projects that should be accomplished this year, what services or programs may be
151 lacking, what particular groups of people may be in need of services, and what specific
152 planning projects the City may consider.

153

154 The 2023 AAP will define the funding priorities for 2023. This will be the fifth and final
155 year of the 2019 - 2023 Consolidated plan and we anticipate receiving approximately
156 \$550,000 in CDBG funding. Based on the Con Plan's priorities, the funding outcome
157 should approximate 50% to provide a suitable living environment (40% for infrastructure
158 and 10% for access and mobility), 30% to improve the capacity of public service
159 providers that serve LMI residents (20% for public facilities and 10% for service
160 improvements), and 20% to invest in CDBG planning and administration (5% for
161 planning and 15% for admin).

162

163 **Considerations**

164 Public Infrastructure and Facilities

165

- What areas of the city should be emphasized?
- What type of projects would the city like to accomplish?

166

167

168 Nonprofit service support

169

- Are there specific services that are lacking that CDBG could help?
- Are there programs that need support?
- Are there particular groups of people who are in need of service?

170

171

172

173 Planning

174

- Are there planning projects that should be given consideration?

175

176

177

178 **Priority 1 – Contribute to Infrastructure or facility Improvements**

179

180 Funding goals is 505 over five years (40% infrastructure & 10% access/mobility)

181

- Sidewalks, curb and gutter

182

- Park improvements, community gardening, or gathering areas

183

- Improved lighting

184

- Traffic calming measures

185

- Remediation of access/mobility barriers

186

Estimated 4-years total is at 56.78% (68.39% infrastructure & 9.38% access/mobility)

187

188 **Priority 2 – Support Social Services, Nonprofits, or Neighborhood Initiatives that**
189 **address community needs for Low/Moderate Income Residents**

190

191 Funding goals is 30% over five years (20% facility & 10% service)

192

- Domestic abuse programs

193

- Volunteerism programs

194

- Integration of the immigrant community

195

- Senior home care programs

196

- Job training initiatives

197

- Transitional housing units

198

- Public transit services

199

- Affordable programming for kids

200

- Basic financial management classes

201

Estimated 4-year total is at 17.62% (16.23% facility & 7.91% service)

202

203 **Priority 3 – Administration and Planning**

204

205 Funding goal is 20% over five years (15% administration & 5% planning)

206

- Basic grant administration (1FTE-salary, benefits, operational expenses, training, supplies, etc.

207

208

- Planning documents

209

Estimated 4-year total is at 16.92% (16.39% administration & 53% planning)

210

211 **Timeline**

212 January 18 – February 16: Application Period

213

January 23 & 27: Application Workshop

214

March 7: Steering Committee Meeting

215

April 15 – May 16: Public Comment Period

216

May 16: Public Hearing Adoption of the 2023 Annual Action Plan

217

218

Councilmember Simmonds asked regarding Priority 1 is this our funding goal or the reality of where we are at.

219

220

221

Ms. Pearce replied it is the estimate of where we will be to comply with the 5-year goal.

222

223 Councilmember Jensen inquired if the application workshop held on January 23 & 27 is
224 only for the applicants or can anyone attend with questions.

225

226 Ms. Pearce responded the Council does not need to be present, the workshop is only for
227 the applicants.

228

229 Chairman López asked how organizations are finding out about the application
230 workshop.

231

232 Ms. Pearce answered there is a contact list provided by CFS (Cache Regency Council) of
233 registered non-profit organizations.

234

235 Chairman López opened the meeting to a public hearing.

236

237 Susie Larsen, representative of Senior Companionship Services addressed the Council.
238 She stated their organization would like to apply for funds to purchase a wheelchair
239 accessible van. It is a non-profit providing assistance for the senior community. Many of
240 their services are after-hours and on holidays. Safe and reliable transportation is difficult,
241 especially for the senior community. Logan has great transportation service, but if they
242 need to leave the city it is difficult to travel be it medical or for personal reasons and that
243 is where her services can help.

244

245 Dr. Gail B. Yost, a resident of Logan inquired about how new non-profit organizations
246 are contacted or if they are not yet listed with CFS.

247

248 Ms. Pearce responded as long as they are a registered non-profit, they would be on the
249 contact list provided by CFS.

250

251 Vice Chair A. Anderson added that is correct.

252

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

254

255 **PUBLIC HEARING - BUDGET ADJUSTMENTS FY 2022-2023 appropriating:**
256 **\$20,000 EMS reserves toward EMS inventory equipment; \$14,179 State grant funds**
257 **for the purchase of police body cameras; \$151,800 funds the Fire Department**
258 **received from the State of Utah to provide first responders with mental health**
259 **support and resources; \$145,001 a grant Parks & Recreation received from the**
260 **State of Utah to be used for improvements at the Willow Park Sports Complex;**
261 **\$53,433 a grant Parks & Recreation received from the Cache County Trails**
262 **Department to be used to create a pedestrian crossing on 1400 North to access the**
263 **Middle Canal Trail; \$3,318 funds to be received from the US Department of Justice**
264 **for federal cases worked by police officers; \$21,418 funds received for police**
265 **overtime shift reimbursements; \$185,525 wildland fire reimbursements – Resolution**
266 **23-01 – Richard Anderson, Finance Director**

267

268 At the January 3, 2023, Council meeting, Finance Director Richard Anderson addressed
269 the Council regarding the proposed budget adjustments.

270

271 Councilmember Jensen asked what improvements at the Willow Park Sports Complex
272 will be completed with the funding.

273

274 Russ Akina, Parks & Recreation Director replied the funding is for the
275 improvement/replacement of two in-fields. And if there is enough funding, they will also
276 replace the asphalt.

277

278 Chairman López opened the meeting to a public hearing.

279

280 There were no comments and Chairman López closed the public hearing.

281

282 **ACTION. Motion by Councilmember Jensen seconded by Councilmember**
283 **Simmonds to approve Resolution 23-01 as presented. Motion carried unanimously.**

284 **A. Anderson: Aye**

285 **M. Anderson: Aye**

286 **Jensen: Aye**

287 **López: Aye**

288 **Simmonds: Aye**

289

290 **PUBLIC HEARING - Consideration of a proposed ordinance amending Section**
291 **2.02.390 of the Logan Municipal Code Regulating Council Regular Meetings –**
292 **Ordinance 23-01 – Craig Carlston, City Attorney**

293

294 At the January 3, 2023 Council meeting, City Attorney Craig Carlston addressed the
295 Council regarding the proposed code amendment. The ordinance needs to be changed
296 since the rules and procedures were changed to match the code amendment to the council
297 meeting.

298

299 Chairman López opened the meeting to a public hearing.

300

301 There were no comments and Chairman López closed the public hearing.

302

303 **ACTION. Motion by Councilmember Simmonds seconded by Vice Chair A.**
304 **Anderson to adopt Ordinance 23-01 as presented. Motion carried unanimously.**

305 **A. Anderson: Aye**

306 **M. Anderson: Aye**

307 **Jensen: Aye**

308 **López: Aye**

309 **Simmonds: Aye**

310

311

312

313

314 **WORKSHOP ITEM:**

315

316 **BUDGET ADJUSTMENTS FY 2022-2023 appropriating: \$75,977 funds for a**
317 **SBITA Contract for ESRI Services; \$1,000,000 electric fund reserves toward**
318 **sediment removal at Second Dam – Resolution 23-02 – Richard Anderson, Finance**
319 **Director**

320

321 Finance Director Richard Anderson addressed the Council regarding the proposed budget
322 adjustments. The State has requested that any web-based subscription be accumulated
323 into one transaction. An example is if the 1st year is \$35,000 and the 2nd & 3rd is \$40,000,
324 the subscription amount must be shown as a (total) or rather one single transaction. In this
325 example, it would be \$115,000. The subscription must be capitalized and advertised each
326 year. It is similar to leasing.

327

328 Budgeting-wise, normally, we would budget for just the amount of the subscription.
329 Using the example, the first year would be \$35,000, etc. However, now the total amount
330 must be held for the full contract (which in the example would be) \$115,000. We
331 presently will appropriate it, capitalize it, and then advertise it.

332

333 Mr. Anderson clarified, Council can still set a budget, but will not be bound to this
334 agreement.

335

336 Mayor Daines remarked this would make budgeting more difficult.

337

338 The Council agreed with the sentiment.

339

340 Mark Montgomery, Light & Power Director addressed the \$1,000,000 electric fund
341 reserves towards sediment removal at Second Dam. It is to generate more power, but last
342 year it was a struggle to keep them running. If the sediment gets into the equipment, it
343 will ruin them.

344

345 Councilmember Simmonds commented that Federal permits were needed for Third Dam.

346

347 Mr. Montgomery said that is correct and is indeed part of the process.

348

349 Councilmember Jensen inquired about the depth of the pond.

350

351 Mr. Montgomery cannot remember exactly the cubic yards, but roughly 60 cubic yards.

352

353 Councilmember M. Anderson asked what the estimated power generation will be once
354 Second Dam is cleaned out.

355

356 Mr. Montgomery responded it will be sufficient if the runoff goes well.

357

358 Councilmember Jensen inquired if there is a payback on this.

359

360 Mr. Montgomery responded it will help once megawatts are in the thousands of dollars.
361 Hydro drills are a relatively cheap power source.

362
363 Chairman López remarked that a similar process occurred with Third Dam.

364
365 Mr. Montgomery answered it is currently in the process, but it is only for one 1 cubic
366 yard. To remove more would cost \$20 million, and the payoff for Third Dam is the same
367 as for Second Dam.

368
369 The proposed resolution will be an action item and public hearing at the February 7,
370 2023, Council meeting.

371
372 **OTHER CONSIDERATIONS:**

373
374 Vice Chair A. Anderson announced there is a warming center available at St. John's
375 Episcopal Church (located at 85 E. 100 N.). It is available from 7 p.m. to 8 a.m.

376
377 Councilmember Jensen asked regarding the usage of the warming center.

378
379 Vice Chair A. Anderson replied in the time the warming center has been open, it has
380 served 30 individuals (with families and pets). It depends on the night.

381
382 Councilmember Simmonds said the report presented recently stated 27 adults and 3
383 children, but there were 45 stay days.

384
385 Vice Chair A. Anderson explained the report is taking the number of nights, each night,
386 and the total number of people. There could be 30 individuals but if some stay for more
387 days, this will create a higher number of stay days.

388
389 **ADJOURNED.** There being no further business, the Logan Municipal Council adjourned
390 at 6:27 pm.

391
392
393
394 Esli Morales, Deputy City Recorder