

1 **Minutes of the North Logan City**
2 **City Council**
3 **Held on November 16, 2011**
4 **At the North Logan City Library, North Logan, Utah**

5
6
7
8 The meeting was called to order by Mayor Lloyd Berentzen at 6:30 p.m.

9
10 Council members present were: Al Moser, Allen Kartchner and John Bailey. (Kevin Dustin and
11 Nancy Potter were excused).

12
13 Others present were: Easton Brown, Ari T. Sluiter, Marie Bartlett, Clyde Bartlett, Josh Lockhart,
14 Dustin Hawkes, Seth Bennion, D _____ C _____ (illegible), Kendall Perkes, Kayden Lamb,
15 Lucy Watkins, Jon Keller, Damon Cann, Richard Stevens, Robyn Patterson, Paden Farmer, Kirk
16 Farmer, Nancy Jensen, Ron Jensen, Kristen Anderson, Jon Keller, Alan Luce, Lydia Embry,
17 Cordell Batt, Jeff Jorgensen and Marie Wilhelm.

18
19 The Pledge of Allegiance was led by Local Boy Scout Troop 360, led by Scout Easton Brown.
20 An invocation was given by Al Moser.

21
22 **Adoption of Agenda**

23 Mayor Lloyd Berentzen asked to add a closed session item regarding the discussion of a
24 personnel item.

25
26 *Al Moser made a motion to adopt the agenda as amended. John Bailey seconded the motion. A*
27 *vote was called and the motion passed unanimously with Al Moser, Allen Kartchner and John*
28 *Bailey voting in favor.*

29
30 **Approval and Follow-up of Minutes of November 2, 2011**

31 *Allen Kartchner made a motion to approve the minutes as amended. Al Moser seconded the*
32 *motion. A vote was called and the motion passed unanimously with Al Moser, Allen Kartchner*
33 *and John Bailey voting in favor.*

34
35 Mayor Berentzen explained that because there were only three council members in attendance at
36 the meeting, any actions taken would have to be unanimous, and would therefore require three
37 votes, in order for it to pass.

38
39 **Follow-up**

40 Nothing at this time.

41
42 **Review of Action Items**

43 Jeff Jorgensen reviewed the action items list with the council.

44 The council discussed the boundary adjustment with Logan City and potential terms of an
45 agreement. Jeff said the City Council will receive more information before any final decisions will
46 be made.

47 Jeff continued to review the list.

48
49 **New Business**

50 Consider final version of an agreement setting forth the city's financial participation in the
51 emergency repair project for the Logan & Northern Canal.^{#1}

52 Mayor Berentzen explained that Lucy Watkins called and asked if she could make some
53 comments, which he invited her to do.

54
55 Lucy Watkins expressed her comments regarding the City's participation in the cost share
56 agreement for the upper canals. She said it is important that the council let the taxpayers of
57 North Logan City, who are going to foot this bill, know where their money is going and why it is

58 being spent. She said she feels that the stormwater benefits to the participating cities have been
59 overplayed, to the point of almost being fabricated, which she went on to explain. She said the
60 benefits that were presented at the meeting were done in a way to indicate that North Logan City
61 would not have to put in a hard pipe system; and asked if the City would ever really spend the
62 money to do that. She said in effect, the "cost savings" that were presented at the meeting, don't
63 exist. She discussed her conversation with engineer Bronson Smart. She said she asked him
64 what the stormwater benefit would be to North Logan City; and said that he explained to her that
65 a weather-sensitive device would be located in the canyon, which would shut down the upper
66 canal in the case of a weather event, which she said he explained would be of benefit to North
67 Logan City, Hyde Park and Smithfield. She said she searched the final EIS and did not find any
68 information on this included. She explained this further. She asked North Logan City to think
69 carefully about why they are spending the money, and what it is for. She also said that she feels
70 that the funding between the communities should be fair; and asked why North Logan City is
71 paying \$647K; and Smithfield, who she said has supported this plan from the beginning and has
72 stated that they need this, is only paying \$315K, which is even less than Hyde Park's portion.
73 She said she encourages North Logan City to ask why it is split up this way. She also cautioned
74 the council not to agree to a percentage and should be "strong with a dollar amount", because
75 she said projects like this typically go over budget by 20%, which she explained further.

76 Mayor Berentzen said that he spoke to Val Potter from the Cache County Council that day about
77 whether or not they could delay a vote until the first North Logan City council meeting in
78 December, when a full quorum would be present. He said Val explained that the timing is still
79 critical, but thought it would still be okay.

80 The council discussed this issue at length, including the cost sharing amongst the cities, placing a
81 dollar "cap" to protect the City in the event of a project overrun, the benefits of this project to the
82 City, and the need to move forward with this in a timely manner. Jeff explained the logistics and
83 layout of the project, as well as the potential benefits. Per a question regarding "ownership", Jeff
84 said his understanding is that the cities will own the right to put storm water into that canal and 20
85 cfs was a number that had been discussed.

86 John Bailey mentioned he would be out of town for the first City Council meeting in December.

87 Allen Kartchner discussed with Jeff what would occur if any of the valley cities chose not to
88 participate in this project. Jeff explained the potential legal problems that could occur in the
89 future, including the canal company not allowing North Logan City to put stormwater into their
90 canal, which they have thus far allowed based only on a historical precedent. Jeff and Allen
91 discussed this further. Jeff also explained that this agreement gives North Logan City a
92 maintenance easement. Jeff discussed trails along the canal, and Al Moser said including trails
93 as part of this agreement would complicate the deal. Jeff further explained the easement
94 situation and pointed out that the agreement did nothing for establishing trails along the canals;
95 that was not intended to be part of this or any agreement currently being worked on.

96 John Bailey discussed the gap in the financial participation between the various cities; and said
97 while it seems like a big gap by itself, it does not actually seem that way considering the length of
98 time in which it will be paid off; and said it has become less of an issue for him. He discussed the
99 layout and condition of the canal, particularly in one section, which he said is in bad shape, and
100 further commented that he is surprised that there has not already been a major breach in that
101 section. John further discussed what could happen in various scenarios, including what might
102 occur if a breach took place and how that would affect the community, and the stress that would
103 have on the City's culinary water system. He said the City might, at that point, regret not
104 participating in this.

105 Jeff explained the gap in the cities' financial participation and said the amounts were based on
106 what it would cost each city to build each of their own infrastructures, individually.

107 The council continued to discuss the financial aspects of the agreement and how they would be
108 willing to agree to North Logan City's participation in the agreement if there was some kind of cap
109 on the amount.

110 Jeff said the motion could be passed with a condition including a cap of what North Logan was
111 willing to pay but he explained that the agreement already had a 'cap' in it.

112 Jeff suggested the possibility of the council holding a special meeting to discuss the points of this
113 before they take a final vote.

114 Allen Kartchner discussed stormwater further, and the Federal requirements of the City to
115 manage it, and asked whether *not* participating in this now would end up causing problems for the
116 City in the future. Jeff agreed that it would indeed cause issues, and said he sees a time in the
117 future when the City is not going to be able to mix stormwater with irrigation water. He explained
118 this further.

119 The council further discussed with Jeff when a meeting could occur when all five council
120 members would be present; and Jeff mentioned that Logan City and Hyde Park City are passing
121 their agreements this week.

122 The council agreed to meet on Tuesday, November 22nd in order to discuss this, specifically.

123

124 Consider appointment to replace a member of the North Logan Planning Commission. #1

125 Mayor Berentzen recommended appointing Brad Crookston to the Planning Commission to
126 replace Bob Balling, who is stepping down.

127

128 *Al Moser made a motion to approve Mayor Berentzen's recommendation. John Bailey seconded*
129 *the motion. A vote was called and the motion passed unanimously with John Bailey, Al Moser*
130 *and Allen Kartchner voting in favor.*

131

132 Update on traffic safety issues on 800 East, particularly at 2500 North. #1

133 Mayor Berentzen briefly introduced the item and referred to the preliminary engineering study
134 being done on this; and said he is in support of moving ahead now with lowering the speed limit
135 to 30 miles per hour (mph) on 800 East. He discussed the possibility of gradually increasing the
136 speed back up to 45 mph as it goes into Logan City. He mentioned that he spoke to the Hyde
137 Park Mayor who said Hyde Park does not intend to lower the speed limit [on the section of that
138 road located in their city limits].

139 The council discussed this further. Al Moser said the recommendation should be made to the
140 City Council from the Mayor and Police Department; that the City Council does not set speed
141 limits. Per a question from council, Mayor Berentzen said Chief Kim Hawkes is aware of Mayor
142 Berentzen's position. Mayor Berentzen also said that Alan Luce has signs ready to have installed
143 where appropriate.

144 Mayor Berentzen mentioned the gradual speed increase into Logan; and Jeff said that the
145 engineer recommended not making a leap from 30 to 40 mph, but rather to have the speed
146 increase gradually, i.e., from 30 to 35, and then to 40, which he explained further.

147 North Park Police Department Sergeant John Seamons highly recommended doing education for
148 the public to give them plenty of forewarning about the change in the speed limit, so that they are
149 not caught unaware. He suggested putting the information in the City newsletter, and perhaps in
150 the newspaper and on radio, as well.

151 The council further discussed public awareness and other efforts which could be used to deal
152 with the speed on 800 East; including using "traffic calming" techniques such as narrowing the
153 lines on the road. Placement of the signs was also discussed.

154 Mayor Berentzen mentioned other residential areas in which the speed limit is set at 30 mph.

155 The council gave Mayor Lloyd Berentzen their official support to reduce the speed limit to 30
156 mph.

157 Jeff briefly reviewed some of the preliminary information he received from the engineer
158 commissioned to perform the traffic study at this intersection.

159

160 **Reports from city officers, boards, and committees**

161 Robyn Patterson mentioned the Food for Fines program currently going on at the library. She
162 said one can equals \$1.00 in fees; and said they have already taken 300 cans to the Cache
163 Community Food Pantry.

164

165 Mayor Berentzen gave an update on the interview process going on for the replacement of the
166 Library Director position.

167

168 Conduct the official canvass of the Nov. 8 municipal election. #3

169 Jeff reviewed the canvass of the November 8, 2011 municipal election.

170 John Bailey stated that after canvassing the absentee votes, there was no change in the order of
171 the ranking of the candidates. He said the votes were as follows: Damon Cann went from 608 to
172 613; Roger Anderson went from 587 to 592; Kristen Anderson went from 566 to 569; Brad
173 Crookston went from 542 to 546; Chris Nelson went from 426 to 428; and, Allan Collins went from
174 387 to 389.

175

176 *John Bailey made a motion that as a result of the canvas, the numbers detailed above are the*
177 *official numbers. Allen Kartchner seconded the motion. A vote was called and the motion*
178 *passed unanimously with John Bailey, Al Moser and Allen Kartchner voting in favor.*

179

180 Executive (Closed) Session to Discuss Personnel Issue

181 *Allen Kartchner made a motion to go into Executive (Closed) Session for the purpose of*
182 *discussing a personnel issue. John Bailey seconded the motion. A vote was called and the*
183 *motion passed unanimously with John Bailey, Al Moser and Allen Kartchner voting in favor.*

184

185 The Mayor, by signing below, certifies that the only issues discussed during the Executive
186 (Closed) Session was the health of an individual City employee; and therefore no written minutes
187 were kept.

188

189

190

191 _____
Certification by Mayor Lloyd Berentzen

192

193

194 *Allen Kartchner made a motion to move back into regular session. John Bailey seconded the*
195 *motion. A vote was called and the motion passed unanimously with John Bailey, Al Moser and*
196 *Allen Kartchner voting in favor. This occurred at 8:07 p.m.*

197

198 *Allen Kartchner made a motion to adjourn the meeting. John Bailey seconded the motion. A vote*
199 *was called and the motion passed unanimously with John Bailey, Al Moser and Allen Kartchner*
200 *voting in favor.*

201

202

203 The meeting adjourned at: 8:07 p.m.

204

205

206 Approved by City Council:

December 21, 2011

207

208

209 Transcribed by Marie Wilhelm

210

211 Recorded by

212

213

214

215

216 * Due to the fact that there is other documentation related to this agenda item that may not be included in the official
217 minutes of this meeting, the following repositories, cross referenced to applicable agenda items within these minutes, shall
218 indicate where additional documentation can be found for future reference for that agenda item:

219

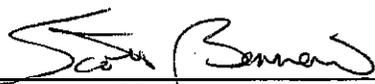
220

221

222

223

1. Annual City Council meeting binders in the Office of the City Recorder
2. Budget folders in the Office of the City Recorder
3. Special Project folders in the Office of the City Administrator or City Recorder
4. Subdivision Folders in the Office in the City Engineer



Scott Bennett/City Recorder