

1 **Minutes of the North Logan City**
2 **City Council**
3 **Held on November 22, 2011**
4 **At the North Logan City Library, North Logan, Utah**
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7 The meeting was called to order by Mayor Berentzen at 7:01 p.m.

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

11
12 Others present were: Clyde Bartlett, Marie Bartlett, Bob Oaks, Kirt Hoggan, Jon Keller, Roger
13 Anderson, Jason Killinen, Denise Ciebien (Deputy Cache County Atty), Bob Fotheringham,
14 Kristen Anderson, Russell Goodwin, Alan Luce, Kim Hawkes, Jeff Jorgensen and Marie Wilhelm.

15
16 The Pledge of Allegiance was led by Nancy Potter.
17 An invocation was given by Kevin Dustin.

18
19 **Adoption of Agenda**

20 *Nancy Potter made a motion to adopt the agenda as presented. Kevin Dustin seconded the*
21 *motion. A vote was called and the motion passed unanimously with Kevin Dustin, Nancy Potter,*
22 *Al Moser, Allen Kartchner and John Bailey voting in favor.*

23
24 **New Business**

25 Consider resolution authorizing the city to enter in to an agreement with Cache County and the
26 two upper canal companies setting forth the city's financial participation in the emergency repair
27 project for the Logan & Northern Canal. #1

28 Mayor Berentzen introduced the item briefly.

29
30 *Kevin Dustin made a motion to approve the resolution. Nancy Potter seconded the motion.*

31
32 The council discussed this at length. Allen Kartchner discussed the need for this, particularly for
33 the future of our City as it continues to grow; and also mentioned the money already set aside to
34 fund this type of item. He referred to the issue that the flow of our stormwater has been done
35 only on a historical basis, and there is not an agreement in place to ensure our right to do this,
36 which participating in this will accomplish.

37 Nancy Potter said she feels [participating in the agreement] is the right thing to do, and
38 commented further.

39 John Bailey commented and discussed the issue of North Logan City not having the assurance
40 we need to continue to be able to put stormwater into the canal, which was addressed by Denise
41 Ciebien.

42 Bob Fotheringham explained that we have been operating on an emergency basis for the last few
43 years, and that we need to get back to the "status quo", and then we would have better
44 assurance in relation to stormwater conveyance. He said if we do not participate, legal issues
45 would certainly arise in allowing us to put stormwater into the canal. He said there is joint use of
46 the ditches, and we need to pay our fair share. He said just trying to get to the status quo is
47 going to cost some money to get there. He further discussed the scientific research and work the
48 engineers performed to determine what the needs were how they arrived at their determination of
49 the final alternative.

50 The council discussed the situation further with Mr. Fotheringham and with Jeff Jorgensen. The
51 ramifications for not participating were discussed, as well as the various financial aspects of the
52 situation.

53 Kevin Dustin said he likes that this is not coming out of the general fund, that there is money set
54 aside for it. He also said he thinks this is better than just getting to a point of "status quo"; that we

55 are actually getting a better product, ultimately.

56 Al Moser said he has been a pretty good supporter of this all long, but did not like the way things
57 went towards the end of the process. He said initially, North Logan City was going to get some
58 real benefits from this, but that has changed now, and said we are not going to be able to put as
59 much stormwater in now that we could have initially. He also said he does not see that there is
60 verbiage in the agreement that specifically states how much stormwater can go into the canals.

61 Jeff said Bruce Jorgensen has been part of this and that each community has a certain amount of
62 acreage that drains into the canals and this information was used to determine the relative costs
63 for the various communities.

64 Al Moser continued to comment and said he did not think this agreement has been thought
65 through well enough.

66 Denise Ciebien explained how hard they have worked on this and that they had to fight hard for
67 the extension, and that it has been a very difficult and arduous process.

68 Al Moser said he would like to see more "teeth" put into the agreement.

69 The council continued their discussion.

70 Mayor Berentzen asked if the council would consider a friendly amendment to include a cap for
71 North Logan City's participation at \$645K. Mayor Berentzen asked a question about property
72 access, which Jeff explained.

73 Jeff further discussed various issues with Ms. Ciebien and Mr. Fotheringham.

74
75 *Kevin Dustin agreed to include a friendly amendment to his motion to include a condition that*
76 *North Logan City's financial participation does not exceed \$645K. Nancy Potter agreed to the*
77 *amendment.*

78
79 *A vote was called and the motion passed with Kevin Dustin, John Bailey, Allen Kartchner and*
80 *Nancy Potter voting in favor, and Al Moser voting against.*

81
82 Mayor Berentzen thanked the council for attending this "special" council meeting; and also
83 thanked Bob Fotheringham and Denise Ciebien for all of their hard work and efforts on this. He
84 said he wanted to formally state that he wholeheartedly supports the council's decision.

85
86 **Reports from city officers, boards, and committees**

87 Jon Keller presented a proposal to the council regarding the Fire Department's need to replace
88 their old fire engine, and asked for the council's approval for the Fire Department to sell their old
89 engine, in part to get funds to finance the new engine. He explained the problems with the old
90 engine and said it is costing the City money every day.

91 The council discussed various issues with Jon, and gave him their support for him to try to find a
92 buyer for the old engine. Jon reiterated that he would get approval from Jeff Jorgensen before
93 the engine is actually sold.

94
95 Alan Luce discussed creating a City run soccer recreation program, and explained the various
96 related details, including the revenue the City could capture with this kind of situation. The City
97 Council gave their approval to Alan to investigate this further.

98
99 Jeff pointed out that the council would be considering an operating agreement between the City
100 and each of the two upper canals. These agreements would relate to and support the cost share
101 agreement approved by the council tonight.

102
103 Nancy Potter asked if the roads crew could make sure to clear the area on 2200 North above
104 1200 East, to ensure that there is not the ice situation that typically gets created every year at that
105 intersection.

106
107 Mayor Berentzen said he spoke to Scott Gilgen, and wanted to mention how incredibly hard the
108 road crews are working on the snow removal, and wants to make sure that they knew he was

109 aware of that.

110

111 *John Bailey made a motion to adjourn the meeting. Nancy Potter seconded the motion. A vote*
112 *was called and the motion passed unanimously with Kevin Dustin, Nancy Potter, Al Moser, Allen*
113 *Kartchner and John Bailey voting in favor.*

114

115

116 The meeting adjourned at: 7:55 p.m.

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119 Approved by City Council:

December 21, 2011

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121

122 Transcribed by Marie Wilhelm

123

124 Recorded by



Scott Bennett/City Recorder

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

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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
4. Subdivision Folders in the Office in the City Engineer