The Providence City Council will begin discussing the following agenda items at 6:00 p.m. Anyone interested is invited to attend.

Call to Order: Mayor Simmons

Roll Call of City Council Members: Mayor Simmons

Attendance: Mayor Simmons, Kathy Baker, Stacie Gomm, Deon Johnson, Ron Liechty, Trent Rasmussen, Randy Eck – Public Works Director, Skarlet Bankhead – City Recorder, Becky Turley – Office Assistant, Tara Bankhead - Public Works Office Specialist, Bill Bagley – Planning Commission

Pledge of Allegiance: Kathy Baker

Opening: Trent Rasmussen

Presentations and Proclamations:
There are no presentations or proclamations scheduled for tonight’s meeting.

Consent Calendar: All matters listed under the Consent Calendar are considered to be routine and all will be enacted by one roll call vote. There will be no separate discussion of these items unless members of the City Council, the public, or staff request specific items be removed from the Consent Calendar for separate action.

Item No. 1. Approval of the minutes for the August 22, 2006 City Council meeting:
K Baker made a motion to not approve the minutes until they were amended and summarized. The amendment was denied for lack of a second.

• R Liechty stated that he prefers to have the exact statement written.

Motion to have the minutes for August 22, 2006, corrected, summarized, and presented at the next council meeting for approval – R Liechty, second – D Johnson.

Vote: Yea: K Baker, S Gomm D Johnson, R Liechty, T Rasmussen
Nay: None
Abstained: None
Excused: None

Item No. 2. Approval of the minutes for the August 29, 2006, City Council special
Minutes will be presented at the next City Council meeting.

Public Comments: The City Council will hear comments from the public. There will be a three-minute time limit per person and an overall time limit of fifteen minutes for the Public Comments portion of the agenda. All comments are to be directed to the City Council. State law prohibits the City Council from taking action on a specific item unless it appears on the posted Agenda.

• Sharell Eames stated that she and the group she is affiliated with are not anti-growth. She asked if Providence City is solvent enough to meet problems that arise if no more subdivisions are approved or building permits issued, resulting in no more impact fees.

• Mayor Simmons stated that impact fees are for the cost of growth only. If there is no growth, there are no impact fees, although impact fees do help Providence City. He also stated that with no more
growth, the city could function.

- S Gomm commented that what Mayor Simmons said is true if the fees stay as they are now. If costs rise due to inflation, costs or fees to maintain the City will increase.

**Unfinished Business:**

Item No. 1. Discussion. The Providence City Council will discuss nominees and monthly compensation for Planning Commission members and alternates.

- Mayor Simmons stated that Christina Eborn has resigned and that Lance Campbell has been acting in her place.
- Mayor Simmons suggested calling an alternate from the west or northwest side of town, and he has asked Michael Christiansen to consider the position. If the ethics committee deems he is available, Mayor Simmons will nominate him. Dale Astle has also been nominated as well as neighbors of Bill Bagley. Blaine Sorensen has asked to not be reappointed. Jim Beazer has not filled his five-year term and Mayor Simmons noted that the web page needs to be corrected.

Motion to approve Mike Christiansen as a Planning Commission member assuming his job will allow him to do it – D Johnson, Second – died from lack of second.

- Mayor Simmons introduced the topic of monthly compensation for Planning Commissioners.
- Deon Johnson asked if Providence is the only city who does not pay compensation.
- S Bankhead will find out tomorrow during her meeting with the city managers.
- T Rasmussen stated that he would like to compensate Providence City’s members as well. K Baker agreed.
- R Liechty recommended waiting until next term to start compensation.
- S Gomm would like to see something presented first. She believes that because of the amount of preparation required, everyone should get paid the same.
- R Simmons stated that he will see what can and cannot be done in planning commissions.

**Public Hearings:**

Item No. 1. Providence City Council will hold a public hearing on Tuesday, September 26, 2006, at 6:30 p.m. to open and adjust the Providence City 2007 Budgets for all Funds.

S Bankhead presented the four funds that operate the city. They are: general, capital, water, and sewer.

- Water and sewer are enterprise funds to make a profit in holding accounts so that when capital projects come up, the money will be there.
- General fund revenue comes from property tax, sales tax, building permits, etc., and must be on a balanced budget with 5 to 18 percent excess. Adjustments and actuals from last year were taken into consideration. Adjustments will be proposed.
- Sales and Use Tax budget was put together with the figure totals as in the end of May. The General Fund revenue budget for Taxes will be increased by $136,700; the revenue budget for Intergovernmental will be increased by $14,500; the revenue budget for Charges for Services will be increased by $95,000; the revenue budget for Miscellaneous shall be increased by $1,700, for a General Fund Revenue Budget increase of $248,000. The City should have the same amount as received last year. It reflects the year-end totals. The water department is allowed to make a profit, which was done, and operating money for general purposes is to be brought forward into the budget year, increasing the balance by $248,800, but will also increase the expense budget by $248,800 as well. The water revenue budget has prior year service fees and was substantially higher. Projections are for the same amount as last year, and would like to increase the budget by $315,000 for water.
- More is not being asked in impact fees, but operating fees left over from last year will be used, and last year’s revenues are being projected.

Motion to approve the public hearing and adjust the budget for the Providence City 2007 Budget for all
Mayor Simmons explained that the budget is being adjusted for twelve months. Since there is left-over money, the State will probably be unhappy, and Providence City may be written up.

**Item No. 2. Ordinance Modification 010-2006.** The Providence City Council will consider for adoption a request by Justin Pope for an ordinance changing the zone of a one-acre parcel of property described as Property Tax ID. No. 02-096-0063, more commonly known as 560 West 100 South, from Agricultural to Commercial General District.

- S Bankhead stated that the general plan is adopted by resolution; therefore, it may be more appropriate to move this to an action item.
- Mayor Simmons asked to have this modification moved after the general plan action item.

Motion to move Item No. 2. Ordinance Modification 010-2006 considering for adoption a request by Justin Pope for an ordinance changing the zone of a one-acre parcel of property described as Property Tax ID. No. 02-096-0063, more commonly known as 560 West 100 South, from Agricultural to Commercial General District - S Gomm, second - T Rasmussen.

**New Business:**

**Item No. 1. Discussion.** Randy Young, Young Electric Sign, and Jeff Ballard, owner of the building located at 585 West 100 North, will discuss the possibility of replacing a portion of the Stadium 8 Theatre sign with the electronic sign originally attached to the building at 585 West 100 North.

- Randy Bitton, sales representative for Young Electric Sign, and Jeff Ballard, the new owner, asked for a conditional use permit for a L.E.D. sign and provided drawings.
- Jeff Ballard presented drawings with the sign taken away. He would like to transfer the square footage to the pole sign for better visibility. The sign will be for all tenants to use, although they have not been contacted. The cost will be part of their rental agreement. R Bitton said the sign will be used as written in the ordinance. It will be a plus-plus for everyone and will be previewed from both sides of the street.
- S Bankhead stated that this item will have to come back for action, and that she will check into it.
- B Bagley stated that it should come back for Planning Commission approval.
- S Gomm said it is important that everyone understands that this is the only electric sign possible. R Liechty stated that if all of the shop owners will have to use the same sign, and no more signs will be permitted.
- K Baker stated that the old dimensions are square whereas the new dimensions are rectangle, and asked if they have the same square footage.
- R Bitton noted that two examples can be approved. They prefer the 32-square foot sign. A 28-foot square sign is currently on the building. He is not asking for more square footage, just reposition.
- D Johnson stated that the square footage on a special use permit is less.
- T Rasmussen asked if the sign is shut down at particular time of night by the ordinance.
- R Bitton said that turning it off it is part of the conditional use now.
- Mayor Simmons said he will find out if this should go to the planning commission.
Item No. 2. Discussion. Representatives of the Providence Historic Preservation Commission will discuss their recommendations for volume two of “Providence and Her People.”

- Karl Seethaler presented the overview of what the commission is and where it is heading. He presented the mission statement, general statement, what has been done before, and what may be done in the future. He then turned time over to Jay Hicken.
- Jay Hicken suggested a look be taken to see how to commemorate the historical part of Providence with the 150th celebration of Providence in 2009. He asked the Council to be involved and gave suggestions.
- He suggested that a reprint the 1974 volume of Providence and Her People be made available to sell in 2009 without changes. He added that with so much growth in Providence the last 20 years, something should be written about it.
- He would like to see research on the special sesquicentennial from the years 2004 to 2009 and be printed with the date of 2009 since it is a hallmark year. He asked the City Council to establish a budget to prepare both books.
- He asked that the City select a committee to research and prepare the book who shares the same vision as soon as possible. He would like to have citizen input in preparation of the book.
- He would like to see both books for sale in commemoration in 2009.
- Section 1 will be on the Providence Historic Preservation. It will have an overview of 1974 through 2009 and any history that may have been omitted from the 1974 publication.
- Section 2 will contain the history of Providence from 1974 to 2009 as well as interesting statistics and growth situations. There will be a clip on the mayors and the city councils.
- Section 3 will include edited portions of oral histories.
- Section 4 could have a collage of pictures or pictures could be placed throughout the book. Credits and articles could also be included.
- D Johnson asked if the original books are available for sale now.
- R Simmons said the City has about 10 copies left of Clyde Bragger’s history. He also gave other suggestions that could be included in the book.
- Jay Hicken suggested that someone should get together and make a budget. A notice could be included with the water bill asking for help or submit historical articles that now exist.
- Mayor Simmons stated that Jay wants the City to be in charge.
- D Johnson exclaimed that the previous mayors would make a tremendous committee. He said he would ask them.
- Mayor Simmons asked S Bankhead to add this to the newsletter, and it will be discussed at the next meeting.
- T Rasmussen stated that the 150-year celebration should go all year long.
- K Baker suggested that a budget for the new edition be separate than the budget to reprint the old one. Keith Watkins has recommended to use an old copy and to make it digitally. That way copies could be ordered as needed.
- Jay said it would be nice to know of any errors were made in the old book.
- K Baker stated that they have not had complaints about errors.

Item No. 3. Resolution 06-061. The Providence City Council will consider for adoption a resolution approving participation in a Cooperative Agreement between the Utah Department of Transportation “UDOT” and Cache Metropolitan Planning Organization “CMPO” to conduct a traffic study to be known as the SR-165 Cache County Transportation Study.

Mayor Simmons presented this resolution to establish rules for this highway. This study will take one year to complete and will cost $2,000. It will be brought back to the councils.
Motion for adoption a resolution approving participation in a Cooperative Agreement between the Utah Department of Transportation “UDOT” and Cache Metropolitan Planning Organization “CMPO” to conduct a traffic study to be known as the SR-165 Cache County Transportation Study – R. Liechty, S Gomm - second

Vote: Yea: Unanimous
Nay: None
Abstained: None
Excused: None

Mayor Simmons stated that we do not meet the requirements for a traffic light on 300 South. There will be a light by Zollinger Cold Storage and it will probably be installed this fall.

Item No. 4. Resolution 06-059. The Providence City Council will consider for adoption a resolution approving a general plan modification changing the Providence City Master Plan Sheet 5-B Future Re-Zone of Existing Districts map for a one acre parcel of property described as Property Tax ID No. 02-096-0063, more commonly known as 560 West 100 South, from Single Family Residential to Commercial General District.

- Mayor Simmons presented the public hearing for a general plan amendment, held on August 1, 2006, by the Planning Commission.
- S Bankhead asked that a map be amended in the general plan.
- R Liechty asked if the zone will change if the map is amended.
- S Bankhead said no. Unless the map is amended, the ordinance cannot be changed. The future zone map will be changed, not the existing map.
- D Johnson asked about stipulations on the property.
- S Bankhead stated that the entire tax ID number is listed in the stipulation.

Motion for adoption a resolution approving a general plan modification changing the Providence City Master Plan Sheet 5-B Future Re-Zone of Existing Districts map for a one acre parcel of property described as Property Tax ID No. 02-096-0063, more commonly known as 560 West 100 South, from Single Family Residential to Commercial General District – K Baker, T Rasmussen - second

Vote: Yea: Unanimous
Nay: None
Abstained: None
Excused: None

Motion to approve Item No. 2. Ordinance Modification 010-2006 for adoption a request by Justin Pope for an ordinance changing the zone of a one-acre parcel of property described as Property Tax ID. No. 02-096-0063, more commonly known as 560 West 100 South, from Agricultural to Commercial General District – R Liechty, second - D Johnson.

Vote: Yea: Unanimous.
Nay: None
Abstained: None
Excused: None

Item No. 5. Resolution 06-060. The Providence City Council will consider for adoption a resolution adjusting the Providence City 2007 Budgets for all Funds.

Motion to approve for adoption a resolution adjusting the Providence City 2007 Budgets for all Funds - R Liechty – S Gomm second. Vote, Unanimous

Vote: Yea: Unanimous
Nay: None
Abstained: None
Excused: None

Break for 5 minutes.
Meeting adjourned at 7:35

Staff Reports: Items presented by Providence City Staff will be presented as informational only.
Skarlet Bankhead will report on the Administrative, Community Development, and Finance & Records Departments.

- S Bankhead stated that the adjustment for the community development into records is moving records from one department to another. Dave Williams is no longer with us. Dennis Giles has all of the residential certifications for inspectors. Logan and Cache County are helping with commercial inspections. She requested to continue that venue for six months so Dennis can get his commercial certification.
- K. Baker asked why this necessitates changing funds.
- S Bankhead said that changing funds make it possible to hire another person in a different area.
- S Bankhead reported that the Cache County Sheriff’s Office will help with animal control. First violations of the code will receive a notice. Weed problems will be sent to the Fire Department. Other nuisance problems will have letter sent stating the complaint, giving time to respond, and a copy will be sent to the prosecuting attorney. If the problem is not resolved, the prosecuting attorney will send it on to the judge. Because this action will cause increases in Court, the City would like to hire an office specialist to help the Justice Court Clerk better serve the community as well. Previously, salaries came from Administration. With the new budget, departments are responsible for their own salaries.
- S Bankhead stated that the sauerkraut dinner bids are back. Due to federal and state and health regulations, it is not possible for Providence City to can or prepare the sauerkraut. Caterers have been asked to provide a bid for sauerkraut with their meal. Their resources get lower prices than what the City can. The dinner will be held on October 27 at 6:00 p.m. Information will be given in the newsletter.
- Trunk-or-treat participation is encouraged.
- T-ball for 3- and 4-year-olds was held in August. The kids were excited with the opportunity and would like to continue this program in the future.
- Fall soccer is on schedule again after rain delays. A new referee is there to assist the youth with refereeing problems.
- As far as timing on the audit, the City is ready to go. Part of June’s information disappeared when the reports were run. County software people restored and re-entered some of the information. Because of that, Peterson-Allred decided to wait until October 10, 2006, to do the audit.
- S Bankhead reported that Destry contacted caterers for the sauerkraut dinner and four responded. Culinary Concepts came in with best pricing. She will contact them to make sure the bid is interpreted properly. If they are, the City will use them. Whole turkeys are used and will be carved at the time of the dinner.
- K Baker asked if a fair is still being planned. She thought it would be nice for some of the small businesses in town to have displays.
- S Bankhead said that T Rasmussen was not successful in finding someone to help. She will have Destry put something together for booth displays.
- S Bankhead stated that the youth council notice has been put out again this year, and only one application has been turned in. Destry will put it in the October newsletter with an October 13 deadline.

Randy Eck will report on the Public Works, Water, and Sewer Departments.
Center Street water project is moving along and Phase I should be complete before bad weather hits.

Fifth South asphalt was replaced last week and fits the specifications.

Snow removal preparation has been started. Letters have sent to those who are impeding the removal.

On 100 East Andrews Lane, traffic will start going north and south, and east and west traffic will yield. Signs will be put up by the end of this week.

Leaf bags will be passed out in the middle of October for the citizens. The new truck should be here Monday, and it will help with cleanup.

Citizens have been asking if trees on City property can be removed. Mark Malmstrom, a tree professional, can give insight. Someone would like to have the trees removed across from the school on Center Street because they are dangerous. The trees to the north by the school are getting so low that they are scraping the buses. Since the road is not closed at noon, the school has asked to have them trimmed. He said that the trees by the street are getting diseased. They can be trimmed, but in the future, the trees should be removed. Leaves from these trees cannot be removed until spring. Mark Malmstrom only gave recommendations to the north side of the street. The homeowner on the south side of the street stated that he will not do a 50/50 cost of the sidewalk with the roots where they are.

T Rasmussen asked if disease can jump to other trees. R Eck said he does not know.

Mayor Simmons stated that some kind of policy concerning trees should be made. He also stated that the sidewalks are a hazard problem and asked for suggestions to correct them.

T Rasmussen asked if the trees can be recycled if taken down.

D Johnson questioned the safety issue of keeping the sidewalk passable. T Rasmussen stated that the sidewalk by school is in desperate need for repair and asked if the sidewalk on south is as bad.

R Eck said that he is receiving flack on the recycling situation. A large cardboard bin will be placed back by Von’s Park.

Council Reports: Items presented by the City Council members will be presented as informational only; no formal action will be taken. The City Council may act on an item, if it arose subsequent to the posting of this agenda and the City Council determines that an emergency exists.

S Gomm

S Gomm commented on funding issues with the library. It has been requested that a raise be given to the librarians and that the library be open longer. City money has been requested even though it is a county library. The county hired who they wanted, set the hours, and Providence City had no say. The county was told that when the City has more control, the City will give more money. If they come up with an agreement, the City will listen. She will also talk with Logan about their library and can see if she can get Logan library cards at a reduced rate. S Bankhead and S Gomm stated that Providence City owns the library building.

S Gomm stated that Providence library does get used, but the numbers of those who use it include the book mobile. She questioned if the City is happy with the library, or should a library agreement with Logan be pursued. She stated that it costs $50 now to go to Logan. If Providence City gives their library money to Logan City, library cards will be reduced for Providence citizens. Library cards at Hyrum are $32.

K Baker asked how much Logan pays to go to the Logan library.

S Gomm said Logan’s funding is part of a tax. On a $100,000 home, the tax is about $75.

S Bankhead stated that River Heights is concerned with how much money is being sent to the County. They are not willing to give more at this point. It is a great service, but without any say, it is probably not the best thing to increase the amount.

S Gomm stated that Providence did not talk to the County about options with Logan.

S Gomm stated that clientele comes quite regularly except in the winter.
• D Johnson said citizens have commented that they probably would not go to Logan Library.

• S Gomm said citizens of Providence can get a library card if they own property in Logan. Logan is concerned that they may have many customers and deal with many books, and it may cost more than they can handle. Hyrum’s library is not as big as Logan’s, but it is better than Providence’s. The only way to get better control of the Providence library is to buy the County out. The State and County each control half of the library.

• R Liechty stated that the citizens will be unhappy if Providence library is closed, and the City should try to get more control.

• S Gomm will bring back more data, but will miss next council meeting.

D Johnson
• D Johnson brought up the subject of walkways. A new plat map surfaced and he wants the Council to see it before any action is taken. Bill Bertolio and engineers have signed a legal document.

• Mayor Simmons has a document saying the property in question is City property.

K Baker has nothing to report.

T Rasmussen
• T Rasmussen reported that on October 5, 2006, at 10:30 a.m., a meeting will be held to polish off ideas for the sauerkraut festival.

• T Rasmussen stated that he would like to get some feedback on what should happen with the Von’s Park Trail System.

• S Gomm mentioned that it was a well-done presentation. She does think there are concerns with 300 South. She does not want to see the trail go through Von’s Park. T Rasmussen said the trail would go to the east of the park.

• Mayor Simmons said could be designed to go further north of the existing park.

• Mayor Simmons stated that citizens are concerned about putting sidewalks or trail asphalt trails on Spring Creek Road. The City owns 14 feet back from the curb. A petition with signatures and has been entered at the City offices. The City does not own any right-of-way from Grand View to mouth of the canyon. Residents have contacted him and suggested making the existing gravel pit at the mouth of the canyon a parking lot. It would help create a trail to the quarry. K Baker stated that DWR owns the land and that she has heard the same comment.

• S Gomm said that we have beautiful trail system that was convoluted. She prefers that they not become connected with a sidewalk. It is bringing negative energy to this trail. The trail should end at 300 South. She said lets talk about that park system.

Mayor Simmons:
• Mayor Simmons asked if there were fireworks at Trenton Feed last year. S Bankhead answered no. Mayor Simmons suggested spending that money on Christmas decorations and asked if anyone objected to not spending money at the trunk-or-treat activity. T Rasmussen asked how the City usually provides for the trunk-or-treat activity. S Bankhead explained the organization of cars and trunk-or-treaters. Donuts and hot chocolate have been provided in the past, but trinkets and candy have been passed out for the last two years.

• Mayor Simmons stated that the next newsletter will discuss the parkway ordinance passed in 2005. One option is to have the City Council change the ordinance. He stated that our ordinance does not allow for the ‘Rip Your Strip’ landscaping. He is encouraging citizens to talk to the City Council members if they think it should be changed or whether to enforce ordinance that has already exists.
• Mayor Simmons said that the Logan City Sewer system is out of date because of EPA rules. Our share to fix it will be $6,000,000. The price can be dropped dramatically. The City spends $25,000 per month. A new sewer system would cost between $8,000,000 and $12,000,000. The City could operate the system at $100,000 a year. He stated that the plant would probably be in College Ward. Wellsville will be looking into the feasibility of going to a regional facility in the south end of the valley. Mendon could be interested. Hyrum has its own plant. He thinks this idea is much better than going with Logan. New technology has come on line that makes Hyrum’s plant out of date. He asked if he should pursue the possibility of a feasibility study or have Logan justify their cost. The cost to go with Logan will probably be much greater than $6,000,000.

• S Gomm asked if it is possible to go with Hyrum. Mayor Simmons stated that Hyrum is up hill.

• D Johnson said about a year ago they toured Hyrum plant and decided that it was not feasible for Providence to build one at that time. He believes the City should look into it for now and see if Millville will go in on that option.

• Mayor Simmons said S Bankhead and he will be in a meeting where this will come up and asked whether or not to tell them that Providence is interested.

Motion was made to adjourn this meeting and to discuss the acquisition of property in an Executive Session by R Liechty, second – D Johnson

Vote:  Yea:  Unanimous
       Nay:  None
       Abstained:  None
       Excused:  None

Meeting adjourned at approximately 9:00 p.m.

Minutes taken and prepared by B Turley.