

1 **PROVIDENCE CITY COUNCIL MEETING**
2 **Tuesday, October 14, 2008**
3 **Providence City Office Building**
4 **15 South Main, Providence UT**

5
6 Attendance:

7 Mayor: Randy Simmons (excused during the first portion of the meeting, arrived
8 during the discussion on the pioneer monument)

9 Council: Dale Astle, Kathy Baker, Ron Liechty, Dave Low, John Russell

10
11 Call to Order: Ron Liechty

12 Roll Call of City Council Members: Ron Liechty

13 Pledge of Allegiance: Boy Scout Troop 60

14
15 **Approval of the minutes**

16 **Item No. 1. Approval of minutes for the September 23, 2008 City Council meeting.**

- 17 • R. Liechty was not here for the previous City Council meeting but the minutes
18 looked good to him.
- 19 • D. Low page 6 of 6 line 25 in past discussions because of the confusion the
20 citizens want to know where the City Council stands, D. Lowe suggested going
21 back to the audio.
- 22 • Page 6 of 6 line 29 D. Astle suggested amending the minutes to state that there
23 has been no money for a walking trail or sidewalk.
- 24 • D. Astle page 4 of 6 line 54 why was ours left open? He wants Logan in place of
25 ours.
- 26 • D. Astle line 56 pick for Logan.
- 27 • D. Astle page 5 of 6 line 3 Logan has their own rules.
- 28 • D. Astle asked about the curb and gutter requirements talked about on page 5 line
29 21, Skarlet explained the City is not requiring curb & gutter on either side of 400
30 east for this development. If someone develops on the east side, they would be
31 required to install curb and gutter. This development being talked about is on the
32 west side, therefore no curb, gutter, or sidewalk will be required.
- 33 • D. Low page 6 line 10, why do the top of the cul-de-sacs look like they are redone
34 instead of chipped. This was a question that he was bringing forward from a
35 citizen. S. Bankhead explained that a slurry seal had been used in some of the
36 cul-de-sacs since we were unable to get the asphalt for chips this year.
- 37 • D. Astle page 6 line 4 historical tour was successful, take out board meeting

38 Motion to approve the City Council minutes with these changes - D. Astle, second - D.
39 Low,

40 Vote: Yea: D Astle, K Baker, R Liechty, D Low, J Russell

41 Nay: None

42 Excused: None

43 Abstained: None

44
45 **Public Comments: Citizens may appear before the City Council to express their**
46 **views on issues within the City's jurisdiction. Comments will be addressed to the**
47 **Council. Remarks are limited to 3 minutes per person. The total time allotted to**
48 **public comment is 15 minutes. State law prohibits the City Council from taking**

1 **action on a specific item unless it appears on the posted Agenda.**

- 2 • No public comment received.

3
4 **Report: A representative from the Critical Lands Committee will present a report**
5 **to the City Council.**

- 6 • Christopher Sands introduced himself as a member of the Cache County
7 Agricultural Board, and a Cache County Planning Commissioner. He is here to
8 get support for Proposition 1 that will be on the upcoming November 4 ballot; and
9 to specifically educate people about Proposition 1.
- 10 • C. Sands said the question for the citizens is, do they want to tax themselves for
11 conservation easement projects in both the cities and unincorporated areas of
12 Cache County. He explained there are many examples; he used Zollinger Tree
13 Farm and Joe Fuhriman's property along the west side of Highway 165.
- 14 • C. Sands explained the measure would generate funds from property tax dollars to
15 match federal and state dollars that could come to the County, if they knew there
16 was a local match.
- 17 • The proposed conservation easement bond is 10 million dollars, to be paid back
18 over 20 years. C. Sands said the amount of money that will be generated is more
19 than quadruple what the actual bond is.
- 20 • C. Sands explained the purpose of these easements is to conserve air, property and
21 water. He stated that citizens feel pretty good about the government and that they
22 are guiding the County in the right direction. Agriculture is nearly 1/3 of the
23 economy in Cache County, with over a billion dollars. The County's population
24 has increased by 45% since 1990. C. Sands said that citizens are concerned about
25 rapid population growth in the valley and subsequent development that threatens
26 critical lands and agricultural land.
- 27 • C. Sands read a question from his presentation that is almost the exact verbiage on
28 the ballot. He explained that over 70% of the people that responded to this
29 question in surveys were in support. The County Council has seen the surveys
30 and approved ballot wording, but reduced the bond amount they are asking for
31 from 20 million, which was suggested by the Agricultural Board, to 10 million
32 dollars, which the County Council felt was more appropriate for the County.
- 33 • C. Sands explained water quality, working farms/ranches, wildlife, scenic views
34 and vistas, walking/biking trails, example Bonneville shoreline trail would all be
35 supported.
- 36 • R. Liechty asked how working farms would be helped by this. C. Sands
37 explained that these are only conservation easements and that no one is forced to
38 participate; in fact, the landowner applies to be in the program. The willing land
39 owner sells his development rights and a conservation easement is placed on the
40 property. The property is appraised as it is and also how much it would be worth
41 if it was developed; and then the development rights are purchased.
- 42 • S. Bankhead asked what happens when the owner dies or can't farm anymore. C.
43 Sands said that the land is still owned by property owner and can be bought and
44 sold as a private owner can do that doesn't have this conservation easement, but
45 that the easement stays with the property. C. Sands also said that the land would
46 stay affordable.

- 1 • S. Bankhead asked if the assumption is that someone would always want to farm
2 the property. C Sands said it is a fact that people will want to continue to farm,
3 and there are not as many challenges being seen for farmers as there have been in
4 the past due to the economy. This gives land owners another choice other than
5 selling land to a developer or a family member taking over the farming.
- 6 • D. Astle asked if the easement was permanent. C. Sands confirmed that it
7 depended on which type of easement went with the property, D. Astle stated that
8 it pretty much restricts the land, C. Sands agreed. C. Sands said the easement can
9 be tailored for the specific property and owner; the easement language will
10 include provisions.
- 11 • D. Astle asked if the payment for the easement was a lump sum. C. Sands thought
12 that it was. D. Astle pointed out this will become a heavy tax burden to the
13 landowner. C. Sands said that a portion of value is donated to the project to help
14 with the taxes.
- 15 • R. Liechty said in simple terms, the landowner comes to the Board to apply for
16 the program. C. Sands confirmed and said that more people are interested than
17 there are funds, usually 1-3 projects are funded and 4-6 apply.
- 18 • C. Sands said that the money the applicant receives generally stays within the
19 County. The money is usually invested back into the farm land so that they can
20 continue to farm. D. Astle did point out that once they are given their money, they
21 can really do anything they want with it. C. Sands agreed.
- 22 • S. Bankhead asked if the landowner could borrow against the land. D. Astle
23 stated that this does put restrictions on the property. D. Astle said that lenders
24 would look very closely due to the restrictions and that it diminishes the value for
25 collateral.
- 26 • D. Astle asked if there was a rating system that was used to decide the value of
27 the land. C Sands explained the Agricultural Board started using LESA (Land
28 Evaluation Site Assessment) in 2003. The Board came up with their own criteria;
29 quality of soil is looked at, if property can be irrigated, designated wildlife habitat,
30 does a stream or river flow, is the property along the gateway, if the property is
31 located in a flood plain. There are different criteria for different uses of land.
32 Points are given based on criteria. C Sands reported McAllister Fund uses a
33 similar scoring system.
- 34 • Russell asked who the “we” is that C. Sands keeps referencing. C. Sands said up
35 to this point, it is the Agricultural Advisory Board.
- 36 • C Sands reported average County resident would see a \$16.50 per year tax
37 increase which is about \$1.37 per month, on a \$170,000 residence. If Proposition
38 1 passes everyone will be taxed, there is no way to segregate. There will be a
39 \$12.03 increase per year for farmers who own 100 acres of irrigated land or 1000
40 acres grazing land, commercial property will see a \$30.00 increase per business
41 which is \$2.50 per month. A citizen advisory committee does not currently exist;
42 if the Proposition passes the Board would create the advisory committee that
43 would recommend allocation of funds. The County Council would make the final
44 fund allocation decision and they are subject to an annual audit. C. Sands felt this
45 program is similar to RAPZ.
- 46 • S. Bankhead expressed concern if any owner after the first doesn't receive funding

1 and can't borrow against the land; they really aren't gaining anything and won't
2 be able to get necessary operating capital. C. Sands said he may not be the best
3 person to answer this and suggested talking to Joe Fuhrman who is participating
4 in the program. C. Sands suggested talking to him about the benefits of this
5 project. C. Sands said that if the original property is prosperous, then the next
6 owner would be prosperous as well. C. Sands said that the population will
7 continue to grow, so farming will not go out of business or style and that
8 commodity prices should only increase. J. Russell pointed out this is not the
9 nature of farming but that we aren't here to debate that.

- 10 • C. Sands explained the easement is not just about farming. D. Low agreed that it
11 is not only a program for farming and that it is not fair to pitch it solely as a
12 farming program.
- 13 • D. Low asked what happens if more people want to do this than money allowed,
14 how this would be handled and what the intent was. C. Sands said that the intent
15 is to look at land that is most important to the Board and the goals of preserving
16 the land.
- 17 • J. Russell asked where the money went and if there were administrative costs. As
18 far as C. Sands knew it all went to projects. He does not know of any money
19 going to administrative costs.
- 20 • Keith Thompson asked if the public can steal the land with the easements. C.
21 Sands explained that the land still stays private property but each easement can
22 establish its own criteria. Trail easements would allow use by the public, but it
23 totally depends on the language of the easement, which is the decision of the
24 landowner.
- 25 • Conservationcampaign.org/cachecountylands is the website for more information.
- 26 • R. Liechty stated that the farmer, making money off the easement, is being taxed
27 less than a resident – that doesn't seem fair. C. Sands felt that currently farmers
28 are being taxed more than they receive in services.
- 29 • C. Sands said that example resolutions are available if the Council wants to
30 endorse this program.
- 31 • Deon Johnson asked when the landowner is hampered by the development rights
32 being purchased, if this takes away the owners ability to develop property for his
33 family. C. Sands said that owners usually keep a portion of the property for
34 themselves later on.
- 35 • Jay Hicken asked if the easements are forever and ever. C. Sands stated that they
36 are but that there are projects that can have time stipulations on the easements and
37 that he has heard of those before.

38
39 **Report: Deon Johnson will report on the Mosquito Abatement District**

- 40 • D. Johnson explained he represents Providence on the Cache Mosquito
41 Abatement District Board. He stated he is glad to represent Providence and has
42 learned a lot. Utah has the largest ponds for mosquitoes in the western United
43 States. The biggest problem with the abatement is the effect on the bees and other
44 insects, which Brian Cox, the first representative from Providence, was been able
45 to point out to the Board.
- 46 • D. Johnson stated they have a budget and are working within that budget.

- 1 • As part of a three year contract, 95% of the program has been turned over to the
2 Bear River Health Department. This contract expires next year. D. Johnson
3 reported the Health Department is willing to continue with yearly contracts.
- 4 • D. Johnson reported killing the larva is 70% of the program's effectiveness, which
5 is done through the fogging. The chemical being used does the job, but it does
6 take a few days. There is another chemical that kills immediately but it costs
7 more than they can afford right now. They would like to keep the budget the
8 same for next year as it is this year.
- 9 • D. Johnson explained when the District started, only about half of the
10 communities in the county joined; now most of the communities have joined the
11 organization. The District is trying to get Logan City to join. Currently Logan
12 City is paying the least but receiving the most benefit, due to the effectiveness of
13 the County's program in addition to their own program that they run. Logan is
14 considering joining the abatement program rather than continue with their own.
- 15 • When the District met with the State, the State recommended a county wide
16 abatement district which would provide a larger tax base to operate the program.
17 D. Astle questioned if the State thought that the Abatement District should be
18 county wide, then why wasn't the State trying to pass legislation for it. D.
19 Johnson explained there have been meetings with Mayor Watts from Logan City
20 and the District, but he doesn't know the outcome of those meetings. He does not
21 know why the State doesn't try to pass legislation.
- 22 • D. Johnson reported manmade storm water ponds are becoming the biggest
23 problem areas for mosquitoes. They attribute to mosquitoes more than natural
24 ponds.
- 25 • D. Johnson explained the District does honor the "no spray policy" or extra spray
26 if requested by a citizen. If someone requests "no spray", the District does not
27 spray within 300' of the citizen's property. Because of these requests, there are
28 some areas that are not sprayed that need to be sprayed. If West Nile virus is
29 detected then the District can spray even if there is a "no spray" request in the
30 area. During the summer when there are mosquito problems, the District is willing
31 to spray extra with the fogger for events, like an activity at Von's Park, or a
32 personal home if requested. The fogging stops about the last week of September.
- 33 • D. Johnson explained traps are also being used, but there are none being used in
34 Providence. The mosquitoes caught in the traps are tested at the Health
35 Department.
- 36 • The District meets monthly and D. Johnson thinks that the budget hearing is next
37 month. He does not think that they will be able to move to the new chemical next
38 year, possibly the year after.
- 39 • D. Johnson would like to get more information to the Mayor and Council after the
40 budget hearing so that they can notify the citizens, if they would like.
- 41 • D. Johnson mentioned that there was one case of West Nile Virus; the man lives
42 in Providence, but he had been working in the College Young Ward area and they
43 think that is where he contracted the virus. There was one other instance that was
44 identified through a blood drive. There was no virus detected in any animals this
45 year and the virus usually hits animals the hardest.
- 46

1 **New Business:**

2 **Item No. 1. Ordinance No. 010-2008. The Providence City Council will consider for**
3 **adoption an ordinance amending Providence City Code 10-1-4 Definitions, by**
4 **adding a definition for adult oriented business; 10-3-5 Conditional use Permits, by**
5 **adding standards; and 10-6-1 Use Chart by adding Adult Oriented Business as a**
6 **conditional use in the Commercial General District Zone.**

7 Motion to approve Ordinance No. 010-2008 - D.Astle, second - K Baker.

- 8 • S. Bankhead pointed out that no one has applied for an adult oriented business;
9 the City is taking preemptive measures for when someone does apply. D. Astle
10 mentioned that if there is no ordinance in place then someone could theoretically
11 come in and apply for this type of business in any zone.
- 12 • Keith Thompson asked if these conditions were for any business. S. Bankhead
13 stated the standards being added to the Conditional Use Permits can go toward
14 any business. Conditional Use can apply in residential or commercial.
- 15 • D. Astle asked if there was a catch all phrase that if a use was not listed in any
16 zone, it was not permitted. Skarlet will check our ordinances.
- 17 • D. Low asked how this applied to home business. S Bankhead explained
18 conditions can be applied to the business allowed by conditional use to mitigate
19 negative impacts the business may have on the area. D. Low clarified that the
20 conditions will occur as the businesses come. S. Bankhead said yes.

21 Vote: Yea: D Astle, K Baker, R Liechty, D Low, J Russell

22 Nay: None

23 Excused: None

24 Abstained: None

25
26 **Item No. 2. Resolution 08-042. The Providence City Council will consider for**
27 **adoption a resolution agreeing to the site and acceptance of the proposed pioneer**
28 **monument.**

29 Motion to approve Resolution 08-042 – D Low, second - D. Astle.

- 30 • D. Astle disclosed that he may have a conflict of interest; he is the president of a
31 nonprofit organization to help restore this monument. That is why he hesitated to
32 second the motion.
- 33 • D. Astle reported in 1947 a monument was erected across the street on the Old
34 Rock Church's northwest corner. The monument was dedicated to the early
35 settlers of Providence. Sometime during the late 70's or early 80's the monument
36 was torn down and a sidewalk was installed. Their organization would like to
37 erect a new monument as part of the sesquicentennial celebration. Karl Seethaler,
38 owner of the Old Rock Church, has agreed to donate part of the northwest corner
39 of his property for the monument. The property is currently mortgaged but K.
40 Seethaler will be given a reconveyance from the bank for the property where the
41 monument will be located.
- 42 • D. Astle explained the organization is not proposing that any City money be used;
43 the money is being raised or donated. They have already received donations of
44 \$5000.00 which is in an account and have pledges for another \$10,000.00. From
45 their meeting today they are looking at about \$35,000.00 for the project. The
46 plaque and the pavers are the most expensive portion. D. Astle handed out a flyer

1 showing the monument. D. Astle said they have gone through DRC and have met
2 zoning requirements.

- 3 • K. Baker asked if it would be better to put it across the street at the City Office. D.
4 Astle said there is not as much room on this side and there is the question as to
5 how long this will be a city office. R. Liechty asked if it could be made so that it
6 could be moveable if the City office moved. D. Astle said this will add \$15,000 -
7 \$20,000.
- 8 • D Astle explained the monument and pavers should be waterproof, landscaping
9 will basically be shrubbery, there will be some electricity for a light, there won't
10 be much ground maintenance, there is no irrigation for the monument, the water
11 will be stubbed into the Old Rock Church's irrigation system, the biggest
12 maintenance issue for the City will be snow removal.
- 13 • Jay Hicken said that he thought it was fitting that it be at the Old Rock Church
14 because the pioneers built the Old Rock Church and this is a monument to that.
15 He mentioned that there is the concern that the City will have a monument that
16 may promote the Old Rock Church which is Karl's business. He thinks that it
17 may increase Karl's business some but not much.
- 18 • D. Low said he felt this was a good location and that the intent is not to help the
19 Old Rock Church.
- 20 • J. Russell asked if construction would start before the money was in the bank. D.
21 Astle said no. Construction should begin in April 2009 and be dedicated in
22 conjunction with the celebration in June 2009.
- 23 • R. Liechty asked what the City's liability would be if people went from the City
24 property that the monument is on to the property belonging to the Old Rock
25 Church. D. Astle said it would be just like someone leaving Zollinger Park and
26 going onto Jim Lindley's property.
- 27 • S. Bankhead stated that if the City Council does approve this, staff recommends
28 that the monument have its own water system and not be tied to the Old Rock
29 Church property. She also pointed out that this sidewalk is not currently taken
30 care of by the City, it is taken care of by the property owner, so there would be
31 added maintenance for the City to take care of this.

32 Vote: Yea: D Astle, D Low, J Russell
33 Nay: K Baker, R Liechty
34 Excused: None
35 Abstained: None

36 **Item No. 3. Resolution 08-039: The Providence City Council will consider for**
37 **adoption a resolution approving the Cooperative Corridor Agreement for SR-165.**

38 Motion to approve Resolution 08-039 – R Liechty, second – J Russell.

- 39 • The Mayor explained that this corridor agreement is from the "Y" light in Logan
40 to the light in Hyrum. As part of this agreement the Providence City segment will
41 change from a classification of Category 3 to a Category 4, which allows access
42 onto the highway every 500 feet. The new Category 4 will start at Providence
43 City's 100 north and continue south to the light in Hyrum. Logan is a Category 5
44 from Maverick (Providence City 100 North) north to the light at the "Y".
- 45 • On the west side of the road from Seth Alders property heading north there is
46 room for 2 accesses at the current level. The Mayor felt like the City had pushed

1 as hard as possible for Category 5, which allows access every 350 feet. In a
2 previous discussion with Darin Duersch of UDOT, Duersch said to ask for a
3 variance instead of pushing for a Category 5. Mayor Simmons and S. Bankhead
4 asked D. Duersch what happens if the City didn't sign the agreement and he
5 stated that the City would stay a Category 3. Mayor Simmons reported
6 Representative Curt Webb is meeting with State representatives later this week to
7 explain that the City does not like being held hostage. Mayor Simmons doesn't
8 know if it will do any good but at least UDOT will know we are not happy with
9 the decision.

- 10 • Mayor Simmons reported he and S Bankhead met with the Logan City Engineer
11 and Public Works Director to discuss development on the west side of SR-165.
12 There is a developer that has purchased property in Logan City and Logan City
13 will be requiring cross access easements as development occurs on the west side
14 of SR-165. The problem with Providence City requiring a frontage road rather
15 than access easements is that we are not very deep on the west side. D. Astle
16 asked how deep our property was. S. Bankhead thought about 350', R. Liechty
17 thought not much more than that, maybe 400'.
- 18 • S. Bankhead also pointed out if 100 East is developed then there is the potential
19 for 100 South SR-165 to be a very busy intersection. Her concern is that we
20 would be stuck with a horrible intersection and not allowed to have a light, she
21 said that she and the Mayor have been told there is a way to amend the agreement
22 if the City signs it, but that an amendment requires a 2/3 vote and UDOT is one of
23 the voters. D. Astle thought that was correct.
- 24 • D. Astle reported he met with Jeff Gilbert and he got the same impression, we can
25 sign the agreement and hopefully improve, or not sign the agreement and stay a
26 Category 3. D. Astle brought up there was an application for a car wash to Logan
27 City on the southwest corner of 100 North and SR-165. D. Astle feels like the
28 City is between a rock and a hard spot; he does not like the idea of no light and no
29 accesses and 55 mph along SR-165 and he is also upset that Logan City does not
30 have any restrictions. Jeff Gilbert told him he figured that Logan City was
31 grandfathered in and that is why they did not have restrictions on their portion of
32 the corridor.

33 Vote: Yea: D Astle, K Baker, R Liechty, D Low, J Russell
34 Nay: None
35 Excused: None
36 Abstained: None
37

- 38 • Mayor Simmons reported Charley Fullmer wants us to de-annex a small portion
39 on our northwest boundary to Logan. In an earlier meeting, Mark Nielsen, Logan
40 City Public Works Director, told Mayor Simmons this was not necessary. M.
41 Nielsen also asked Mayor Simmons what Providence City would want in return if
42 we did allow the de-annexation. Mayor Simmons told him the northeast corner of
43 the intersection where Maverick is. M Nielsen didn't think that was very funny.
- 44 • Mayor Simmons reported Barbara Rinderknecht owns the property that C.
45 Fullmer is buying. D. Astle suggested that if we de-annexed this portion then that
46 could possibly guarantee access to 1200 South from Providence City on the west

1 side of Highway 165.

2
3 **Staff Reports: Items presented by Providence City Staff will be presented as**
4 **informational only.**

- 5 • S. Bankhead introduced Deputy Keller as part of her report. He has been with the
6 Cache County Sheriffs Office for 11 years and has been assigned to help Linda
7 Stauffer, who is Providence's STAR deputy. She is also the deputy assigned to
8 Millville and Nibley. Deputy Keller works closely with her and will assist
9 Providence City anyway. He also offered to attend City Council meetings if
10 needed. Mayor Simmons asked about his and Deputy Stauffer's shifts matching.
11 He is on a rotating shift, Stauffer is on a fixed day shift.
- 12 ○ D. Astle stated that Providence passed our OHV ordinance and that he
13 suggested the deputies study the new ordinance. Keller asked if it was
14 similar to Millville. Mayor Simmons said that it was. K. Baker stated that
15 she had received complaints that OHVs will become an issue now that this
16 ordinance has passed, the citizens who complained hadn't seen any OHVs
17 but they knew it would be a problem. She asked if staff had received any
18 complaints; S. Bankhead said that staff had not.
 - 19 ○ D. Low clarified that dog issues and citations were handled through the
20 Sheriff's Department and asked if fines and enforcement were being used.
21 Deputy Keller verified that they were handling our animal control and he
22 will have a report for the next City Council meeting.
 - 23 ○ D. Low asked what the deputies' philosophy was with OHV citations, if
24 they punish to the fullest or if they work with the person. Safety issues are
25 key with Deputy Keller, but all deputies can use their own discretion when
26 dealing with violations. D. Low stated that because more freedom has
27 been given to the citizens then they need to have more responsibility now
28 that this OHV ordinance has passed. Deon Johnson stated that he was
29 thrilled to have this ordinance passed, but that there is a problem with the
30 cars speeding by him when he is riding his OHV on the road. Deputy
31 Keller is concerned with the safety now that this has passed. Mayor
32 Simmons stated that kids under 16, riding without parents, are not allowed
33 and to ticket them.
 - 34 ○ Deputy Keller asked when the next meeting would be held.. S. Bankhead
35 told him October 28. He will have his report for that meeting.
- 36 • S. Bankhead reminded everyone about the car show and the Turkey/Sauerkraut
37 Dinner coming up on October 25th. Tickets are being sold now and can be
38 purchased over the phone and put in will call so that we can have the best count
39 possible for the caterers. T. Wennergren has gotten sponsors, so the cost of the
40 meal will be the same as last year. There will be the traditional turkey and
41 sauerkraut meal and a hot dog meal.
- 42 • S Bankhead reported there will not be Trunk or Treat this year, due to the fall
43 (Halloween) carnival that Providence Elementary is holding as a fundraiser.
 - 44 • Winter parking starts November 1; this is in effect whether there is snow or not.
 - 45 • Parks are being winterized right now. Zollinger Park's west restroom will stay
46 open through the 25th for the dinner and car show.
 - 47 • The Vons Park trail bridge project is underway. The bridge is concrete and a
48 truck can drive over it. A road has been cut on the east side of the park, this is

1 access to the trail so that there is separation from the trail and the actual park.
2 Mayor Simmons reported that we are hoping by having some separation, people
3 can access the trail without going through the middle of the park while it is being
4 reserved. The road ends shortly after the bridge.

5 • S. Bankhead also reported that the City could not purchase leaf bags from Presto
6 this year and could not find a vendor that would sell the City the bags at a rate for
7 less than you could get them from Macey's when they are on sale. The Public
8 Works Department will still be picking up leaf bags. D. Astle asked if we had
9 looked at using the vactor truck in areas where there are a lot of leaves. S.
10 Bankhead said she is sure that Public Works has looked at that, but that the
11 concern is that people would get used to this and stop bagging their leaves and
12 raking everything into the gutters. Randy Eck told her they are picking up as time
13 allows and that they did not start in any particular area and will continually pick
14 up bags until the job is finished.

15

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

20 • Mayor Simmons reported he was at the County Council meeting earlier this
21 evening to discuss the CMPO 100 East project; the majority of the meeting was
22 bogged down by North Logan City's project. What they did talk about with
23 CMPO 100 East was very positive and the project will be fully funded. The
24 County Council understands that Providence City will only spend the amount of
25 money that was originally agreed upon. D. Astle asked if that was a dollar
26 amount or a percentage. Mayor Simmons said our maximum is the \$225,000. D.
27 Astle said that it would be a deal breaker if we had to come up with additional
28 money. Mayor Simmons agreed and said that everyone involved says they
29 recognize that. S. Bankhead stated we just need to be careful with any
30 agreements so that the amount of money we will spend is noted. The project is
31 currently over the original bids, that is why both Logan and Providence have
32 applied for the ¼ cent sales tax money. Logan City will build the bridge where
33 the river meets 100 east. The Mayor will go to the next meeting when our project
34 it is an action item and make sure the Council understands our financial position.

35

36 • J. Russell had nothing to report.
37 • R. Liechty reported on the car show; there are currently 27 cars and 21 sponsors.
38 R. Liechty stated that weather could hinder the cars coming. If the weather is bad
39 Mayor Simmons said that we can postpone the car show and hold it during the
40 next summer celebration. S. Bankhead stated that the plaques do not have a date
41 on them so that would not be a problem if the show had to be postponed.

41

42 • R. Liechty said that the Herald Journal had come and done the spotlight on his
43 sauerkraut dish. Mayor Simmons said that he had asked T. Wennergren to see if
44 we can pay the school district to have the school janitors clean up after the dinner,
45 rather than have staff do it.

45

46 • D. Astle has had someone talking with him about why the City does not have an
47 emergency preparedness person. The Mayor asked if we wouldn't want the
48 Public Works Director to be in charge anyway. S. Bankhead said the way the
49 City has it set up is that she, R. Eck and the Mayor will work with the county.
This person talking to D. Astle was very anxious to have a person in charge and

1 then the person in charge could seek out the volunteers. The Mayor would be the
2 one for the citizen to talk to if they want to pursue this. Mayor Simmons asked
3 Keith Thompson if he was still the radio person and he said that he was. He is
4 waiting for the radio "gurus" to help him finish upgrading everything; he has done
5 as much as he can. The people he needs are tied up through the end of the year
6 with different types of fall and summer activities.

- 7 • Keith Thompson said the wards usually try to do this and there is usually conflicts
8 with the City and that the City usually turns the program over to the wards. D.
9 Astle said that Tom Winings is the North Stake representative. D. Low
10 commented that the South Stake had been having meetings on emergency
11 preparedness and felt like they were organized. Mayor Simmons felt like the
12 South Stake was organized but said that the North Stake is much more organized
13 than the South.
- 14 • K. Baker reported on the walking tour; originally the lady from the State said that
15 K. Baker's time would be reimbursed at minimum wage. K. Baker got her to
16 agree to \$20.00 an hour and sign off on her time card with that dollar amount. K.
17 Baker went to Watkins Printing, Filbies and Kinko's for printing prices for the
18 brochures. Watkins was \$2000.00 less than the other two. K. Baker thought that
19 she could get the placards from the State for the homes on the tour, but she was
20 told that the individual owner does this through the State. She is concerned that
21 then there are restrictions on the home, permits are required through the State for
22 any work done on the home and that the homeowner has to purchase the placard.
23 K. Baker looked at Al's and it would cost approximately \$1000.00 for the
24 plaques. She wondered if she should just send in her time for reimbursement for
25 the printing or if she should work on the plaques. D. Astle suggested trying
26 Weston Engraving before giving up on the plaques. She will check them out. If
27 the plaques can't be done for less, she will turn in her time and the printing costs
28 so that the project won't cost the City anything.
- 29 • K. Baker reported she was asked by S. Bankhead to read the code book. She has
30 started with this. One thing that she has found is that council members should be
31 bonded, the Mayor asked if we were. S. Bankhead did not think so. The
32 ordinance requires that the individual council member get the bond, not the City.
33 S. Bankhead will check into this and report back to the Council. D. Astle
34 suggested that she also check the City's insurance for a blanket bond. Craig
35 Carlston is already checking into the council obtaining bonds or the City changing
36 the code. The mayor said that we will check with the Trust and this could be a
37 possible action item for change at the next meeting. K. Baker will be in Atlanta
38 that week, she is leaving the 25th of October and may not make it to the next City
39 Council meeting, she will be late if she does make it.
- 40 • D. Low is attending a monthly library meeting. His challenge to City Council
41 members is for them to go the library and talk with the librarian. He would also
42 like to see how many citizens have a county library card; for those that have one,
43 how many actually use it and how often they use it. Mayor Simmons stated that
44 the County's consultant has not brought his report back concerning the library.
- 45 • D. Low has read his book "The Cost of Government", and thinks it is great and
46 encourages the other members to read it if they haven't. He is also open for
47 suggestions for the 150 year celebration. R. Liechty suggested taking all the
48 elderly ladies and do something like a queen for a day and have a dinner for them.
49 He saw this done in Afton and said it worked great. D. Low wants to remind the

1 citizens that live here that we live in a most beautiful and wonderful place and the
2 City is full of great citizens. It is Providence and her people and it is her people
3 that make it a beautiful place.

- 4 • The Mayor encouraged the Council go visit Hampshire Park. J. Russell motioned
5 to move into an executive session on character, R. Liechty seconded. Sharell
6 Eames asked if there would be any more discussion after that executive session
7 and was told that there would not.

8
9 **Executive Session: The Providence City Council may enter into an executive session
10 as allowed by Utah Code 52-4-205(1)(a)**

11 Motion to enter into an executive session – J Russell, second – R Liechty,

12 Vote: Yea: D Astle, K Baker, R Liechty, D Low, J Russell

13 Nay: None

14 Excused: None

15 Abstained: None

- 16 • The Council entered into the executive session approximately 8:20 p.m.

17 Motion to adjourn the executive session – R Liechty, second – J Russell,

18 Vote: Yea: D Astle, K Baker, R Liechty, D Low, J Russell

19 Nay: None

20 Excused: None

21 Abstained: None

- 22 • The Council returned to the open meeting at approximately 8:45 p.m.

23 Motion to adjourn– J Russell, second – D Astle,

24 Vote: Yea: D Astle, K Baker, R Liechty, D Low, J Russell

25 Nay: None

26 Excused: None

27 Abstained: None

- 28 • City Council adjourned at approximately 8:45 p.m.

29
30 Minutes taken and prepared by Tara Bankhead.

31
32 _____
33 Randy Simmons
34 Mayor

31
32 _____
33 Skarlet Bankhead
34 City Recorder