

**Providence City Council Meeting
Providence City Office Building
15 South Main, Providence UT
Tuesday, July 12, 2005 6:00 p.m.**

Attendance: Mayor: Alma H. Leonhardt
Council: Randy Eck, Stacie Gomm, Deon Johnson, Ron Liechty,
(Vic Saunders – Excused)
City Recorder: Skarlet Bankhead
Public Works Director: Dee Barnes

Note: At any time during the meeting, the City Council may vote to go into an executive session pursuant to Utah Code 52-4-5.

Executive Session:

Motion to enter into an executive session – S Gomm, second – D Johnson.

Vote: Yea: R Eck, S Gomm, D Johnson, R Liechty

Nay: None

Abstained: None

Excused: V Saunders

- The Council entered an executive session at approximately 6:05 p.m.

Motion to close the executive session – R Liechty, second – D Johnson, all in favor.

Vote: Yea: R Eck, S Gomm, D Johnson, R Liechty

Nay: None

Abstained: None

Excused: V Saunders

- The Council closed the executive session at approximately 6:55 p.m.

The Providence City Council will begin discussing the following agenda items at 7:00 p.m. Anyone interested is invited to attend.

Pledge: Mayor Leonhardt

Opening: Randy Eck

Minutes:

Motion to approve the minutes of June 28 – D Johnson, second – R Eck

Corrections:

- None

Vote: Yea: R Eck, D Johnson, R Liechty

Nay: None

Abstained: S Gomm

Excused: V Saunders

Item No. 1. Resolution 05-025. The Providence City Council will consider for adoption a resolution approving a conditional use for a large animal located generally at 875 South 400 East, requested by Darcy McEvoy.

- Darcy McEvoy explained where her property is located. She reported her lot contains more than two acres. There were animals on the lot when she purchased the property. She has access from 300 East and 400 East. She will be replacing the fencing and building a barn.
- Mayor Leonhardt reported Lloyd Baer, Large Animal Committee, has approved the application.

Motion to approve Resolution 05-025 – D Johnson, second – S Gomm

Vote: Yea: R Eck, S Gomm, D Johnson, R Liechty

Nay: None

Abstained: None

Excused: V Saunders

Item No. 2. Resolution 05-026. The Providence City Council will consider for adoption a resolution approving a preliminary plat for Eagleview Estates Phase II Subdivision, a residential subdivision containing eight lots, located generally at Eagleview Drive and Sherwood Drive.

Jack Nixon and Dan Turner represented the development.

- J Nixon reported, upon a recommendation from Staff, they changed Talon Court to a private road. He explained he has had private roads in other developments for 20 years that have worked very well.
- D Turner explained Eagleview Drive is designed with a grade of 14%. D Turner explained that reducing the grade to 12% would put the road about 5 feet below existing ground. At 14% the road is consistently at 2 feet below existing ground.
- With Talon Court as a private drive, no sidewalk will be built. Therefore, there will be no need for ADA approaches.
- D Turner reported UP&L has allowed the power lines over the homes.
- Jim Beazer, Planning Commission Member, reported the Planning Commission recommended denial because of the power lines. They are not comfortable with the power lines, even with UP&L approval.
- J Nixon explained the first phase has 4 lots with power lines over the lots. He explained the development has met the UP&L's requirements.
- S Gomm explained she has traffic concerns; but won't discuss them with this subdivision.
- Kathy Baker, 333 South 100 East, asked what water lines serve the proposed development. Mayor Leonhardt explained the shunt line will serve the development.
- Barbara Benz, 249 South 100 West, was concerned about access. She asked if other alternative outlets were planned. Mayor Leonhardt explained this is the last phase that will be approved prior to another access.
- Clint Thompson, 390 East 200 North, felt the subdivision was above the 5000 foot level. He stated this was property with no water rights. He objected to development in area without water.
- J Nixon explained the 1978 Annexation Agreement required the developer to convey the water shares for the entire annexation at the time of annexation. He reported the water shares and Von's Park property conveyance satisfied the water and park requirements for all phases of the property.
- R Eck reported he spoke with Glade Davis, former mayor, about the 1978 Agreement. G Davis is willing to talk to the Council about the intent of the Agreement.
- Mayor Leonhardt explained this is in water Zone 3. The second source for the Comb Flat Reservoir will be completed this year.
- C Thompson explained he was on the City Council at the time of the agreement. He felt the water rights and the intent was not to allow building above the 5,000 foot level. C Thompson explained the Council used the upper ditch as a guide.
- Sheryl Eames, 98 East 400 South, did not think a prior Council could bind a future Council.
- Linda Goetze, 157 South 100 East, stated the current code would require the water with this phase. S Gomm explained this property was annexed with water.
- D Turner explained the 5000 foot line runs through Lot 3, 4, and 5.
- C Thompson stated the ditch line was the 5,000 foot level. This is above the ditch line. J Nixon explained the ditch ran along the crest, very close to the 5,000 foot line.
- J Nixon explained this property is below the ditch.

Motion to table until the City Attorney can review the 1978 Agreement – R Eck, second – R Liechty,

Vote: Yea: R Eck, D Johnson, R Liechty

Nay: S Gomm

Abstained: None

Excused: V Saunders

Item No. 3. Resolution 05-027. The Providence City Council will consider for adoption a resolution approving a preliminary plat for North Town Phase I Subdivision, a residential subdivision containing 25 lots, located generally at 420 East 300 North.

Dan Turner and Nathan Ballstaedt represented the development.

Mayor Leonhardt explained this is not a public hearing but he will take comment from the public.

- Mimi Recker reported she signed a petition concerning this development. She had two points of concern; the lack of a second access and the increased traffic along 400 East, widening the road will take out the yards on the east side of the street.
- Marlin Hoth, 175 North 300 East, stated the City condemned his property for a road several years ago and the road still wasn't complete.
- Gary Malmgren, 272 North 400 East, explained his front yard will be affected. He asked where the water was coming from. He wanted the developer to put in the additional water not the City. He is also worried about the second access. He would like to see the infrastructure built before development occurs.
- Darcy McEvoy, 875 South 400 East, explained she recently moved to Providence for the country atmosphere. She was concerned about all the new development.
- Scott Croft asked if the Council had viewed the site. The Council member stated they were familiar with the area.
- D Turner explained he did not think the road should be improved to a 60-foot right of way.
- Mayor Leonhardt explained a second access is required for future phases.
- Val Simmons, 720 South 300 East, felt water would be affected all over the City. He was concerned the water table could not handle development.
- Kathy Davis, speaking for her mother - Barbara Rinderknecht who lives at 410 East 300 North, felt property owners should be notified personally. She was also concerned about excess water going into the irrigation ditches. She expressed concerned about an increase in traffic. She felt reducing front yards and creating steeper driveways was a safety issue. She felt that making decisions in the best interest of the City meant addressing the concerns of area residents.
- K Davis stated a mistake was made on the easement with Stan Checketts.
- Warren Burton, 340 East 200 North, understood the transfer of water rights, but wanted to know if the development could take place before the transfer. He also expressed concern about increased traffic from 400 East on to 200 North.
- Jerry Fuhriman, 110 Canyon Road stated Providence Highlands was developing prior to water rights being transferred.
- Amy Croft, 260 North 400 East, read from a letter from the Spring Creek Water Company. They are concerned that water cannot be transferred. She is also very concerned about 400 East being developed; some of the driveways will be inaccessible.
- C Thompson was concerned about water, roads, sewer, and following the ordinances. He was very disappointed that public hearings had been removed from the ordinances. He felt more public discussion should be allowed.
- Deloy Hendricks, 164 North 300 East, a former council member, expressed concern that during his time on the council they did not plan for another access from Center Street. He felt this was an opportunity to work for roads coming off the bench.
- L Goetze explained she was in attendance during the CELCO process. She has concerns about traffic. The current traffic study shows 2.5 cars pass her home every minute. She stated, as per the Herald Journal, Providence City is the second fastest growing city in the

county. She felt if impact fees were increased, development would slow down. She felt the City needed traffic planning, including truck routes. She explained there are approximately 1,100 homes in Providence. She felt the CELCO and Checketts developments would double the number of homes.

- Scott Croft, 260 North 400 East, stated he would hope a lot of planning would take place before allowing the development.
- S Eames would like to know the truth about the water. She asked if the water transfer had been approved. Mayor Leonhardt explained the rights have been conveyed to the City. He stated the State Engineer feels the transfer will take place.
- Mayor Leonhardt explained the water rights came from the Richmond area. He explained the City currently runs the wells at 50%. R Eck and R Liechty explained water attorneys have stated these transfers are possible. R Eck stated the State Water Engineer can provide information on other water right transfers. R Eck stated if the water does not happen – not much else will happen. S Eames felt this would be an election issue.
- Wes Baer, 229 North 400 East, did not feel the property should be developed until the Spring Creek Parkway was built.
- Roland Jeppson, 85 East 500 South, read from a draft memo Spring Creek Water Company intends to send. The state uses a USU report for ground water. As a Board of Directors they feel that the application for transfer of water rights will significantly impact the existing water rights. They are requesting the applicants submit an acceptable ground water study.
- Craig Dunkley, 190 North 200 East, felt the council should wait until some of these concerns are addressed. Mayor Leonhardt explained the plan is in the approval process. C Dunkley felt that citizens' concerns had not been addressed in the past.
- Nick Bouwes, Planning Commission member, felt when discussing water transfer clarification between legal and physical constraints needed to be kept in mind.
- James Williamson, 330 East 100 North, felt the only motivating thing in land development was finance. He felt two of the major impacts would be pollution and crime. He asked if councils throughout the Valley meet together to discuss the issues.
- M Hoth felt Stan Checketts should attend the meetings.
- Rich Guy, 531 Edgehill Dr, explained he is new to the area and suggested the City consider a citizens' advisory committee. He suggested the Council look at costs such as fire protection and police protection before approving new development.
- S Croft did not feel the plans should be brought forward without the water.
- Ned Miller, 480 North 400 East, explained he lives next to where the proposed Parkway will come through. N Miller reported Jay Rinderknecht is opposed to a road coming through his property. N Miller sees the Parkway as a viable option, but felt until the issues were addressed, this is putting the cart before the horse.
- Laura Fisher, 1590 Canyon Rd, expressed concern about police presence, specifically regarding off-road vehicles. She stated she has reported illegal gun use to the County with not results. She stated she has been told the City cannot afford additional police protection.
- W Burton asked if Providence had the money to improve the roads in the north end of the City.
- Nathan Ballstaedt reported the plan has been drawn with suggestions from staff.
- D Turner explained he shot various grades on 400 East. 400 East has a 66-foot right-of-way. The east edge of the road is in the center line of the right-of-way. He felt a 66-foot right-of-way was too big. He explained the developers have discussed the project with staff. The intent was to bring the plan to Council to get input from interested parties.

- D Turner explained the current road is between 20 to 22 feet. The staff has discussed a 50 foot right-of-way, with 29 feet of asphalt. The road would be built with a 3% section to minimize the effect of a crowned road. D Turner has drawn the effects of the 50-foot right-of-way. He explained the drawings show very little impact on the Martineau and Croft homes. To further reduce the impact of improving the east side of the road, instead of having the road follow a straight line in the right-of-way, it could be drawn in accordance with the existing road. He explained the developers want to improve the existing road. He felt the improvements could be done with minimum negative effect on existing properties.
- D Turner also explained the Staff and the developer have spent a great deal of time on the design of the development. He felt the second access was a great benefit. He also explained there are a very few who control the property needed for the access; but not all are ready to consider development.
- N Ballstaedt explained it would be ideal if roads were in before development. But in reality, roads are built as development occurs.
- D Turner did not think curb, gutter and sidewalk would be necessary for the east side of 400 East.
- C Thompson did not feel substandard work should be done he felt the streets should be built according to the ordinances.
- Jason Christensen stated C Thompson would like to see the 66-foot right-of-way. C Thompson stated if the ordinance calls for a 66-foot right-of-way, then that is what should be built.
- N Ballstaedt explained the developers, Staff, and Planning Commission do not feel the 66-foot road is necessary. They have all agreed a road built to a 50-foot profile would be preferable.
- N Ballstaedt explained the attorneys are working on the correct legal description for the transfer of right-of-way that will resolve Barbara Rinderknecht's concerns on the incorrect easement. D Turner explained he is working with the attorneys and the County Recorder. D Turner explained he will design the storm water to be contained on site. He explained surface water would not leave the site, it would be infiltrated.
- Jay Rinderknecht felt water would drain off site. D Turner explained he will be working with the City on the design for storm water. D Turner explained there are a lot of issues associated with the project. They are hoping for positive feedback.
- Mayor Leonhardt explained the City ordinance requires storm water be contained on site.
- D Turner explained when the terms of the annexation ordinance are met, up to 25 homes can be built prior to a second access.
- S Croft expressed concern about reducing the right-of-way to 50-feet. He felt the 66-foot right-of-way should be build.
- R Liechty explained the Council has had several discussions regarding this development. This is a phase of the process. He explained 220 acres were annexed into the City. In the annexation agreement 25 homes will be allowed without a second access. He read the following from the annexation agreement:

The annexation of said 220.04 acres more or less shall be evidence that, the owners understand and agree that the City cannot and will not approve any development to proceed on said 220.04 acres until all water required by this Providence City Annexation Ordinance is transferred to Providence City for each proposed subdivision development. Before any development can occur on any of the property to be annexed, all water must be transferred to Providence City with good and clear title to said

water to be in the name of Providence City at the rate of .714 acre feet per housing unit. Further, the right of Providence City to use said water on said annexed property and throughout the City's corporate limits must be fully approved by the Utah State Water Engineer and available for culinary use before any application(s) for development of any of said annexed real property shall be accepted and processed and/or considered by Providence City.

- R Liechty explained until the State approves the water as culinary, the developer can build nothing. He explained the Council has known this all along.
- R Liechty explained the development is putting in a 60-foot road for access to the future second access. This does not necessarily mean 400 East must be a 66-foot access. He reiterated nothing will happen until the water transfer is resolved.
 - S Gomm explained discussing the proposed development is part of the process. R Liechty explained the Council is glad to have the public discussion and hear their concerns. He also stated the storm water will be contained on site. The code compliance officer will enforce the ordinances.
 - D Johnson appreciated the discussion and concerns. He explained that individuals do not own the water, only the ability to use it. He did not feel growth could be stopped. He felt there should be a place for our children and their children to build. Some audience members felt there should be a “no growth” policy. Future generations should move somewhere else.
 - D Johnson explained new growth pays for improvements with impact fees. This minimizes the burden on current residents. D Johnson also explained as water is transferred; the City will drill wells, using impact fees, to utilize the water.

Motion to continue this Item, allowing the process to happen with the water, and until the points in the annexation agreement can be met – R Eck, second – R Liechty

- S Gomm felt the drawing process should continue. R Liechty and Mayor Leonhardt explained the “continuation” allows the drawing process to continue.

Vote: Yea: R Eck, S Gomm, D Johnson, R Liechty

Nay: None

Abstained: None

Excused: V Saunders

Item No. 4. Resolution 05-028. The Providence City Council will consider for adoption a resolution approving a preliminary plat for Orchard Hills Phase II Subdivision, a residential subdivision containing 29 lots, located generally at 1000 South 540 East.

Dan Turner represented the development. D Turner explained the developer understands 1000 South will need to be developed.

- D Turner reported Bruce Leishman intends to phase the final plat. D Turner explained the entire storm water system will be put in with Phase II. He agreed one temporary turn-around would be required, but felt the second may not be required.
- D Turner explained they have signed an agreement with Imagine Development. The access returns will be built as 1000 South is constructed.
- R Liechty asked D Turner to consider the conditions. D Turner reported they agreed with the conditions.
- L Goetze asked if the development was dependant on the completion of 1000 South. R Liechty read condition No. 4 which requires this development to improve 1000 South if Providence Highlands does not improve it.

- L Goetze stated 100 East is termed a collector road. She felt some of the traffic would go to 100 East. R Liechty felt some may consider 100 East a feeder street. Mayor Leonhardt felt most of the traffic would use 1000 South and 400 South.
- L Goetze asked if the city governed the amount of traffic on the street or if the state defines the street. R Eck felt traffic flow determines the type of street. He explained the City can look at the traffic flow, but cannot dictate how commuters drive. L Goetze felt the City needed to do more to keep 100 East safe.
- J Beazer explained the City incentive to use 1000 South is that it is a 60-foot right-of-way.
- L Fisher felt the City could govern if people are speeding and running stop signs. She did not feel the City had enough law enforcement.
- Mayor Leonhardt explained commuters would break traffic rules even if the City had many officers on patrol in the City.
- S Gomm suggested a 100 East traffic discussion on a future agenda.
- R Eck stated he liked the idea of phasing this preliminary plat on the final plat.

Motion to approve Resolution 05-028 with the stated conditions being met – R Liechty, second – D Johnson

Vote: Yea: R Eck, S Gomm, D Johnson, R Liechty

Nay: None

Abstained: None

Excused: V Saunders

Item No. 5. Resolution 05-029. The Providence City Council will consider for adoption a resolution approving a preliminary plat for The Cove Subdivision, a residential subdivision containing 28 lots, located generally at Canyon Road and Grandview Drive.

Dan Turner represented the development.

- D Turner discussed the access to Canyon Road. He reported Dan Hogan does not want to do a survey at this point. He is fully willing to take the risk of proceeding without a survey. R Liechty explained he has a real concern without the access to Canyon Road. He felt an emergency situation trying to use Grandview Drive is a bad situation. R Liechty, for safety reasons, is not willing to approve the plat without access onto Canyon Road. D Turner explained he agreed with R Liechty but the code does not require the survey at this point. R Liechty made it clear the developer was taking a risk by proceeding without the Canyon Road access cleared by the property owners.
- D Turner reported D Hogan has spoken with Larry Tanaka, 596 Canyon Rd. D Hogan will improve the proposed public street and L Tanaka will access his property from the new public road.
- R Eck expressed concern about an offset intersection. D Turner explained there is a house preventing a true intersection. D Turner explained Seago Lily is 150 feet to the east.
- Jim Beazer explained the Grandview intersection has the sight distance. He explained the Planning Commission did not want a cul-de-sac. If both the Canyon Road access and the Grandview access can't happen then the development does not happen. D Turner explained a cul-de-sac on the west end will meet the City code. D Turner explained the fire marshal had a problem with a cul-de-sac on the east but would allow a cul-de-sac on the west.
- J Fuhriman felt the burden of proof lies with the developer. He was offended by a developer who was not willing to do the survey.
- D Turner explained many other cities require the survey at preliminary plat.
- D Turner reported the Planning Commission discussed the right-of-way width of Canyon Road.

- L Tanaka submitted a letter stating he owns the property in front of the development, with a copy of a warranty deed for access, but it does not give right-of-way.
- L Tanaka felt the right-of-way was for the owner of the property to have access; not to be developed for a public access. L Tanaka also explained the proposed road will have a 20-foot drop. He was very concerned about safety.
- D Turner explained the topo survey has been completed. The road is at 8%.

Motion to table until the City Attorney reviews the Tanaka letter – R Liechty, second – R Eck,

- S Gomm felt there are issues in addition to the right-of-way.
- D Turner asked if the attorney would define easement vs. right-of-way.

Vote: Yea: R Eck, S Gomm, D Johnson, R Liechty

Nay: None

Abstained: None

Excused: V Saunders

Item No. 7. Resolution 05-031. The Providence City Council will consider for adoption a resolution approving the proposed certified tax rate. (amended 07/11/05)

The Council agreed to hear Item No 7 before No 6.

- Brian Marble felt tax laws should be changed to increase the tax rate incrementally with the value of the property.

Motion to accept Resolution 05-031 as set forth by the County Auditor – R Eck, second – R Liechty

Vote: Yea: R Eck, S Gomm, D Johnson, R Liechty

Nay: None

Abstained: None

Excused: V Saunders

Note: At any time during the meeting, the City Council may vote to go into an executive session pursuant to Utah Code 52-4-5.

Motion to enter into an executive session – R Liechty, second – R Eck,

Vote: Yea: R Eck, S Gomm, D Johnson, R Liechty

Nay: None

Abstained: None

Excused: V Saunders

- The Council entered an executive session at approximately 10:00 p.m.

Motion to close the executive session – R Liechty, second – D Johnson

Vote: Yea: R Eck, S Gomm, D Johnson, R Liechty

Nay: None

Abstained: None

Excused: V Saunders

- The Council returned to the open meeting at approximately 10:08 p.m.

Item No. 6. Resolution 05-030. The Providence City Council will consider for adoption a resolution approving the First Revised Addendum to the Development and Public Improvement Installation Agreement for Providence Highlands Subdivision Phase I.

Jeremy Jensen represented the Development.

- Mayor Leonhardt explained this does not involve the water right transfer. This change is the financial obligation for 1000 South and the second source. Mayor Leonhardt explained the State requires a second culinary source for the Comb Flat reservoir. The City will pay for the second culinary source. D Johnson explained the secondary source is the responsibility of the City.
- S Bankhead explained in the original Agreement the City was reimbursing the Developer for improving 1000 South and the Developer was entirely responsible for the second source to Comb Flat Reservoir. After reviewing the city-wide impact of the two

projects, it was determined that the second source would benefit the entire city, thus it was a system improvement; 1000 South benefited a specific area, so it is considered a project improvement. S Bankhead explained the City collects impact fees to pay for system improvements, but development is responsible for project improvements. In this revision, the City will reimburse the Developer for the second source to Comb Flat and the Developer will be responsible for 1000 South.

- C Thompson felt this issue should have been taken care of in the preliminary phase. He felt the original intent was that the developer would install the second source.
- L Fisher reported she has noticed a tremendous amount of construction equipment. She asked if it was the City or the Developer. R Eck explained the contractor was hired by the developer.
- Jon Mock, 95 South 100 West, asked if the second source line was connected. D Johnson explained the connection has not taken place as of yet.
- L Goetze asked if the proposal was cost neutral. S Bankhead stated the change was not cost neutral. Mayor Leonhardt explained the City's water impact fees are being used to cover the cost of the second source to Comb Flat Reservoir.
- J Beazer requested, in the future, the Planning Commission be provided with financial information in joint City/Developer projects.
- D Baker questioned the hill design of 100 South. J Jensen explained 1000 South is designed to meet 4% grades at the intersection. R Eck explained 4% at intersections also helps with ADA compliance.
- J Jensen explained they have hired professionals, attorneys and engineers, who feel the water transfer will take place. J Jensen explained the water rights have been conveyed to the City. Their consultants have told them the risk of the transfer failing, is minimal.
- Audience members expressed concern there was not enough water to build 77 homes. R Eck explained the City has enough water to build 77 homes. C Thompson felt all but 67 connections had been allocated. R Eck explained the 67 is after a 400 lot build out. C Thompson did not feel that was the case. He felt the City was using more water than allocated in 1995.
- R Eck explained the report given to the Council explained there are 67 water connections left after complete build-out. Currently there are approximately 400 water connections that can be used.
- S Gomm explained the Council is fully aware of the water situation in the City. She explained the Council members have done their homework. She explained the CELCO property and the Checketts property were not annexed.
- Sue Fuhriman, 110 Canyon Rd, asked if the Council really believed the water right transfer would work.
- The Council stated they were very sure the transfer would work. R Eck explained the State Engineer has told the City the transfer is very possible. S Fuhriman express great concern that the Council believes the water transfer will work. S Fuhriman does not think the transfer will work.
- Roland Jeppson, 85 East 500 South, explained the water will not physically transferred. However, the right to draw ground water in Providence instead of Richmond may be transferred, if it is not detrimental to existing ground water use.
- S Fuhriman, L Fisher, K Baker, and L Goetze stated there are too many unanswered questions regarding the water transfer. They do not believe the transfer will take place.
- S Gomm explained she has faith the State Engineer will answer those questions.
- R Liechty explained the City has determined the 70 homes can be built. If the water transfer does not take place the Developer will reimburse the City for water shares, as the ordinance requires.

- D Baker explained the State will allow the water right transfer if additional water can be pumped in our area without hurting existing wells and springs.
- V Simmons asked if the wells had a cap. He then wanted to know if the transfer would allow for more water to be pumped from the wells. Mayor Leonhardt explained the City has existing rights in the existing wells; however, the wells only pump 6 months (during the summer) of the year, so the City is not currently using all of its rights.
- R Eck felt the building of homes on the hills was a better location than the lower agricultural ground.
- L Fisher asked if the Providence Highlands homes were above 5,000 feet. Mayor Leonhardt explained the upper homes in Grandview are at a higher elevation.
- L Fisher felt the developer should wait until the water transfer.
- L Fisher asked if the City requires a homebuilder to obtain water from the state. Mayor Leonhardt explained homes connect to the City water system. A permit from the state is not required.
- R Liechty explained the 77 homes are below the 5,000 level. So building was allowed.
- S Fuhrman questioned the City's requirement for water shares. D Baker explained using irrigation water for outside watering relieves the culinary system.
- J Jensen explained in Utah water shares do not pass with land ownership rights. The water shares must be acquired separately.
- B Marble asked if he could purchase shares from Richmond and use them in Providence. D Baker explained the State will not allow private individuals to drill wells within a City system, but the State will allow a City to transfer rights.

Motion to accept resolution 05-030 as stated – R Eck, second – R Liechty,

Vote: Yea: R Eck, S Gomm, D Johnson, R Liechty

Nay: None

Abstained: None

Excused: V Saunders

Council Reports:

Council Member Randy Eck:

- R Eck stated he has been told Wendell Blauer is concern because he does not have enough help at the Cemetery. Mayor Leonhardt reported Dee Barnes and Shane Hansen have been working with the Cemetery.
- R Eck asked if the City had purchased an electronic speed limit sign. Mayor Leonhardt will follow up with D Barnes.
- R Eck expressed concern that the vehicle building does not have electricity, and that the bays may not be big enough for a truck with a snow plow. Mayor Leonhardt will follow up.
- R Eck wanted to know the time frame for the 300 East improvements. Mayor Leonhardt will follow up.

Council Member Stacie Gomm:

- S Gomm reported there may be a need for an additional U8 soccer field in the spring.
- S Gomm requested competitive fall soccer have more than two nights for games.
- S Gomm suggested the City consider requiring developers to begin installing secondary water systems.
 - Brian Olson felt a secondary system should be included in engineering plans down the road. B Olson felt a secondary system was a very good idea.
- S Gomm reported John Mock is interested in serving on the Planning Commission.

Council Member Deon Johnson:

- D Johnson reported D Barnes would like money allocated for water improvements on the south end of Main Street.
- D Johnson reported the Irrigation Co. has someone lined up to fix the water leak by the Wyatt home.
- D Johnson reported the water line is up to the reservoir but has to be connected.
- R Eck reported D Baker would like to acquire 7 water shares in exchange. Mayor Leonhardt will follow up with Craig Smith.

Motion to adjourn – R Liechty, second – R Eck,

Vote: Yea: R Eck, S Gomm, D Johnson, R Liechty

Nay: None

Abstained: None

Excused: V Saunders

Meeting adjourned 11:55 p.m.

Minutes taken and prepared by S Bankhead.

Alma H. Leonhardt, Mayor

Skarlet Bankhead, City Recorder