

1 **PROVIDENCE CITY COUNCIL MINUTES**

2 **September 14, 2010**

3 **Providence City Office Building**

4 **15 South Main Providence, UT**

5
6 Call to Order:

Mayor Liechty

7 Roll Call of City Council Members:

Mayor Liechty

8 Attendance:

B Bagley, D Calderwood, D Low, J Russell

9 Excused:

D Astle

10 Pledge of Allegiance:

Josh Urry -Troop 376

11 Motivational Thought:

D Low

12
13 **APPROVAL OF THE MINUTES:**

14 **Item No. 1.** The Providence City Council will approve the minutes from August 24, 2010.

15 **Motion to approve the minutes with the following changes: J Russell, B Bagley second**

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17 **Vote: Yea: B Bagley, D Calderwood, D Low, J Russell**

18 **Nay: None**

19 **Abstain: None**

20 **Excused: D Astle**

21
22 **PUBLIC COMMENTS:**

23 No comments.

24
25 **BUSINESS ITEMS:**

26 **Item No. 1. Discussion:** James Swink, Cache County Attorney, will discuss the proposal for a county-wide justice court.

27 James Swink is out of town. This will be removed from the agenda.

28
29 **Item No. 2. Discussion:** The Providence City Council will discuss a request by Darin and Trista Anderson to place a ban on
30 the new drug often referred to as “Spice.”

31 Trista and Darin Anderson and their 3 kids have lived in Providence for 13 years. She sent the Council a letter a couple of
32 weeks ago on the new drug, Spice. She would like the Council to adopt an ordinance to ban the drug Spice. She explained
33 what Spice is and how it affects people. Spice is not illegal at this time. It takes time to ban drugs through the State. She left a
34 fact sheet with the Council. She wants the Council to understand how dangerous this drug is. She read two articles from the
35 Herald Journal illustrating her point about the dangers. This drug has a very agitating effect on users. Local law enforcement
36 has agreed with the dangers of this drug. There is a task force that will present to this upcoming legislation. She would like
37 the local government to address this drug problem. She told the Council about Spice being sold across from an elementary
38 school in Ogden. Tonight the Cache County, Logan and Ogden Councils will vote to ban the drug.

39 D Low asked where Spice is sold.

40 T Anderson said it is legal. It can be sold anywhere.

41 Deputy Bartschi said there are more problems with Spice than all the other drugs combined.

42 T Anderson said that the Cache County ordinance is very well written. She is concerned about other drugs similar to this one.

43 Deputy Bartschi explained how this drug can be used and where it comes from and how it is manufactured.

44 R Liechty suggested the Council look at the Cache County ordinance and bring it back as an ordinance at the next meeting.

45
46 **Item No. 3. Discussion:** Dennis Wenger, businesses along Gateway Drive name change.

47 This has been continued to the next meeting.

48
49 **Item No. 4. Discussion:** The Providence City Council will consider for adoption an ordinance amending Title 6 Chapter 2
50 by adding regulations for parking in front of mailboxes.

51 James Holloway explained that the citizens that live in the cul-de-sac where this is a problem are trying to deal with this on
52 their own. They are looking at different alternatives to fix the problems. They talked about some of those ideas. They don't
53 want this problem to affect the whole City.

54 R Eck said this problem does affect other cul-de-sacs. This is a safety issue.

55 D Calderwood said he would like for the Postmaster to come and talk to the Council about this problem.

56 B Bagley asked if a signature box for the postmaster could be put on a preliminary plat.

1 R Eck said we would have to look into that.
2 R Liechty suggested seeing if this is a City wide problem. If so we need to look into it more.
3 The Postmaster will be invited to the next meeting.
4

5 **Item No. 5. Ordinance No. 009-2010:** The Providence City Council will consider for adoption an ordinance amending Title
6 7 Chapter 4 Cemetery Regulations.

7 **Motion to approve: B Bagley, D Low second**

8 R Eck went through the changes that were made during the last meeting.

9 **Motion to continue this ordinance to the next meeting: D Calderwood, J Russell second**

10 **Vote: Yea: B Bagley, D Calderwood, D Low, J Russell**

11 **Nay: None**

12 **Abstain: None**

13 **Excused: D Astle**
14

15 **Item No. 6. Resolution No. 10-032:** The Providence City Council will consider for adoption a resolution accepting a
16 corrected UDOT offer to purchase right of way for property and/or purchase easement(s); a Perpetual Easement from
17 Providence City to the Utah Department of Transportation for the purpose of relocating existing public utilities thereon and
18 also constructing thereon cut and/or fill slopes and appurtenant parts thereof incident to the widening of the existing State
19 Highway SR-252; a Temporary Construction Easement from Providence City to the Utah Department of Transportation, until
20 the project construction on the property is complete or for three years, whichever first occurs.
21 S Bankhead said the Council needs to approve the corrected offer to purchase the right of way easements.

22 **Motion to approve: B Bagley, D Low second**

23 **Vote: Yea: B Bagley, D Calderwood, D Low, J Russell**

24 **Nay: None**

25 **Abstain: None**

26 **Excused: D Astle**
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28 **STAFF REPORTS:**

29 S Bankhead told the Council that Zion's Bank is in Providence and she would like to move the Capital Projects account there.
30 She likes to use businesses in the City. She talked about the meeting her and Beth Munson attended on finances.

31 The Sauerkraut Dinner and Car Show are right around the corner.

32 D Low would like to make the dinner more of an event. He asked for ideas.

33 S Bankhead asked the Council if they were still interested in putting new carpet in the building.

34 B Bagley wants to pursue this. He feels new carpet needs to be installed. He would like it to go out to bid locally.

35 The Council agrees.

36 R Eck told the Council they needed to make a decision about the trees. They looked at five different trees.

37 The Council decided on the Wireless Zerkova tree.

38 R Eck talked to the Council about the backhoe. The City has owned this backhoe for 5 years. Now is the time to trade for a
39 new backhoe. It will cost \$73,000. With the trade in it will cost about \$43,000. He explained the work that needs to be done
40 to our backhoe currently. He would like the Council to decide whether they want to lease or buy a new backhoe.

41 B Bagley said he would buy a new backhoe. There is no equity in leasing. He explained how leasing works.

42 S Bankhead asked how much is lost if we decide to fix the old backhoe.

43 R Eck said \$10,000. He explained how the City ended up with the backhoe it currently has. He told the Council that he can't
44 buy a new backhoe without their approval.

45 D Calderwood said he would like to see what it cost to rent.

46 S Bankhead said the City could look at monthly payments. The Sewer Fund could finance this.

47 R Eck said he doesn't think that he can change the hours that are being put on the backhoe. If the Council says no he won't
48 take the time to find the money.

49 R Liechty suggested making this an action item for the next meeting.

50 R Eck told the Council that the CMPO road will be travelable by the end of the week except for the bridge.
51

52 **COUNCIL REPORTS:**

53 D Calderwood told the Council about the Planning Commission meeting. He is working with a citizen about a freezing
54 problem on his road. He went to the Mountain Crest accreditation meeting. He told the Council about the school bus that ran
55 the stop sign on 100 North and Main Street. S Bankhead is looking into this situation.

56 D Low told the Council that he talked to Kathy Baker about the dangerous hill issue on her property. They will talk more
57 about this when she gets back into town next week.

1 D Calderwood suggested the Council send the Baker's a letter of appreciation if they agree to fix this problem. If this goes to
2 court the Baker's will probably lose.
3 D Low feels like the City needs to put their best effort forward in fixing this problem.
4 D Low thinks that it is too late for the Farmer's Market this year. He wants to make it the best Farmer's Market in the west
5 next summer.
6 B Bagley is worried about the conflicting stories involving the cul-de-sac issue. He has had citizens talk to him about the
7 County Library. He told the Council that the sales tax revenue is up this month.
8 D Calderwood talked to the Council about the County library.
9 R Liechty explained to the Council how a county wide library would affect the City property taxes. The Council talked about
10 the pros and cons of a county wide library.
11 S Bankhead reminded the Council how Logan tried to get the County to fund a new library a few years ago.
12 R Liechty told the Council that there is an open house for the Perry Wastewater System. He would like the Council to attend
13 if possible. He talked to the Council about the County wide Court system. The City is in the process of finding a new Judge.
14 He has asked Rand Henderson and Skarlet Bankhead to be on the committee to determine 5 possible judges. Mayor Liechty
15 will have the final decision. He told the Council that the Beehive Grill will do the Sauerkraut Dinner this year. It has been
16 requested that the Council do the sauerkraut tasting booth again this year.
17 The car show will be the Saturday after the dinner. Mt. Crest has asked to do a fundraiser this year. The band from last year
18 will also be present.

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20 **Motion to adjourn: D Low, D Calderwood second**
21 **Vote: Yea: B Bagley, D Calderwood, D Low, J Russell**
22 **Nay: None**
23 **Abstain: None**
24 **Excused: D Astle**

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26 Meeting adjourned at 8:30 p.m.
27 Minutes taken and prepared by Terri Lewis

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Ronald Liechty, Mayor

Skarlet Bankhead, City Recorder