

1 **PROVIDENCE CITY COUNCIL MINUTES**

2 **October 12, 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, D Astle
9 Excused:
10 Pledge of Allegiance: Mayor Liechty
11 Motivational Thought: D Calderwood

12
13 **APPROVAL OF THE MINUTES:**

14 **Item No. 1.** The Providence City Council will approve the minutes from September 28, 2010.

15 **Motion to approve the minutes: D Astle, D Calderwood second**

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

17 **Nay: None**

18 **Abstain: None**

19 **Excused: None**

20
21 **PUBLIC COMMENTS:**

22 Dennis Wenger handed out some additional information on the Gateway Drive and Spring Creek Parkway name change. He
23 will discuss this further during Item No. 3 discussion.

24 David Anderson talked about the 100 South cul-de-sac. He reminded the Council that the citizens on that road gave the City
25 property with the intent that there would be a cul-de-sac on this road. He wants the commitments upheld. If the commitments
26 are not upheld the residents on that road will find it necessary to proceed with legal action.

27
28 **PUBLIC HEARING (6:15):**

29 The Providence City Council will hold a public hearing to receive public comment on adjusting the 2011 Budget for the
30 following funds: General, Capital Project, Water, Sewer and Storm Water.

31 **Motion to open the public hearing: B Bagley, J Russell second**

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

33 **Nay: None**

34 **Abstain: None**

35 **Excused: None**

36 S Bankhead explained that this is to adjust monies for the different projects that have been discussed at the Council meetings.
37 The Capital Project money is to purchase a new backhoe for \$73,000. There is \$28,000 value in the existing backhoe. The
38 balance will be \$45,000. She explained how this money would be budgeted.

39 The water fund revenue will be increased for the downtown water project.

40 There is money in the budget to make these necessary adjustments.

41 Logan City has increased their sewer rates. S Bankhead has not put that increase into the budget yet but she will ask for an
42 increase at the next City Council meeting.

43 D Astle asked about the cost of the downtown water project.

44 S Bankhead explained that staff felt like \$76,000 would pay for the cost of the project.

45 **Motion to close the public hearing: B Bagley, D Calderwood second**

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

47 **Nay: None**

48 **Abstain: None**

49 **Excused: None**

50
51 **BUSINESS ITEMS:**

52 **Item No. 1. Discussion:** The Providence City Council will discuss the improvements and funding for the cul-de-sac located
53 at approximately 390 West 100 South.

54 R Liechty told the Council that he and S Bankhead met with the citizens on 100 South. They would like to get this project
55 cleaned up.

1 S Bankhead explained that this problem has been going on for quite awhile. She gave the Council some of the history.
2 Property owners suggested there be an offset fence to allow for foot traffic only. If emergency services will allow this the
3 property owners would like the Council to consider this. They are not interested in an asphalt surface or curb, gutter and
4 sidewalk. Class C money can be used for the improvements. Max Pierce suggested meeting with Mr. Peterson and Mr.
5 Thompson and make sure everyone is on the same page.

6 B Bagley asked if this will be a private road.

7 S Bankhead said this is not a private road. It is dedicated to the City. No property was vacated by the City.

8 S Bankhead asked the Council if they want staff to meet with the residents on the road and come back to the Council with an
9 estimate.

10 R Liechty told the Council that this is a problem that has been going on for too many years. This is an agreement that the City
11 needs to take care of.

12 D Astle doesn't understand why there needs to be a pedestrian walk through.

13 S Bankhead said that there are a lot of people that have asked to be able to access the church on the west side. She explained
14 that if the Council wants this brought back she will bring the original resolution and the hammerhead agreement with it.

15 The Council agreed to let staff move forward with this.

16
17 **Item No. 2. Resolution No. 10-035:** The Providence City Council will consider for adoption a resolution adjusting the 2011
18 Budget for the following funds: General, Capital Project, Water, Sewer and Storm Water.

19 **Motion to approve: B Bagley, D Astle second**

20 S Bankhead told the Council that she explained everything to them during the public hearing.

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

22 **Nay: None**

23 **Abstain: None**

24 **Excused: None**

25
26 **Item No. 3. Discussion:** The Providence City Council will discuss the name change from Spring Creek Parkway to Gateway
27 Drive from the new intersection of Gateway Drive and Spring Creek Parkway to 100 North.

28 D Low feels like the Council needs to re-examine this issue. He wonders if there is another alternative that can be made.

29 **Motion to discuss this item at this time: D Low, D Astle second**

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

31 **Nay: None**

32 **Abstain: None**

33 **Excused: None**

34 D Low said he believes that the businesses will lose quite a bit of money. He feels like it would be considerate and kind to
35 listen to the business owners again. He understands that the street name has already been changed.

36 The Council is concerned that emergency vehicles won't be able to find the correct addresses.

37 Dennis Wenger explained how a GPS unit works. Safety officials use GPS coordinates not street names.

38 S Bankhead said that several emergency vehicles have gone to the wrong address at different times.

39 D Low feels like Gateway Drive is the best name to go with. Maybe the Council should give the businesses affected a few
40 months to make the change. Another idea is to give the street two names. If there isn't a good alternative we will keep it the
41 way it is.

42 D Wenger said let the 10 businesses keep their original addresses and make it a dual named road from 100 North to the new
43 Y. The post office prefers that the addresses be the primary street. The only safety concerns will be to the businesses. The
44 cost is minimal for the City. He talked about different streets in Logan that have dual names.

45 R Eck said 450 West and Gateway Drive is already a dual named street.

46 S Bankhead talked about the map that was given to them by Dennis Wenger. Gateway Drive and Spring Creek Parkway do
47 not merge into each other.

48 B Bagley asked D Wenger how a safety concern can be overstated.

49 D Wenger said a police officer told him that it wouldn't be a safety concern.

50 B Bagley said people change their address all the time. He feels like it is more of an inconvenience for the businesses.

51 D Low told the Council the amounts that the businesses would lose if they have to change their address. Maybe just give
52 them a little bit of time to make these changes.

53 R Liechty said they can change their letterhead whenever they want. Two businesses have already made the changes.

54 D Wenger said most of the businesses affected have hundreds of contracts. That is the lion share of their cost. It has to be
55 done manually. It is burdensome for small businesses.

56 D Astle asked D Wenger if he elected to move his business would he go 6 months without any income.

57 D Wenger said those cost would be added into his moving expenses. This is an unplanned expense.

1 D Astle asked what the cash flow time is to go through all of his contracts. The post office will forward your mail for at least
2 6 months. As you move forward you can let the contractors know what your new address is.
3 D Wenger said there would still be the same out of pocket cost. If they had been given 6 months to make the name change it
4 would have been easier.
5 B Bagley asked if there was a requirement to change the name.
6 D Wenger said there was nothing mentioned in the EIS.
7 R Eck said it was his idea to change the name of the road. It was strictly for the City to function easier. It just made sense.
8 There was no harm intended.
9 S Bankhead said no one knew the completion date. When we had a completion date that is when we brought it to the Council.
10 That has been part of the problem.
11 D Wenger said no one feels like this name change was done maliciously.
12 R Eck said we don't get everything right. It was just something that came along.
13 D Low just wants to try to make it easier for the affected businesses.
14 D Astle said in the long run Gateway Drive is a more appropriate name for this road.
15 D Wenger just doesn't feel like the businesses were given the appropriate notice.
16 R Eck said one business person has come to him and thanked him for the new road. This will bring a huge amount of new
17 business for them.
18 D Low wants to give the businesses a few months before we change the name.
19 R Eck said he feels like switching the signs back would be a huge mistake. He doesn't care if the businesses take two years to
20 change their letterhead.
21 D Astle said the signs are up let the businesses have their mail forwarded by the post office.
22 The Council decided to move forward to the next item.

23
24 **Item No. 4. Ordinance No. 010-2010:** The Providence City Council will reconsider the adoption of Ordinance No. 010-
25 2010 an ordinance amending Title 6 Chapter 2 by adding regulations for parking in front of mailboxes.

26 **Motion to bring Ordinance No. 010-2010 forward: D Low, D Calderwood second**

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

28 **Nay: None**

29 **Abstain: None**

30 **Excused: None**

31 D Low is concerned about the winter parking in the street. This is a USPS problem. They should have to fix this problem
32 themselves. If there is something obstructing the mailbox carriers don't have to deliver the mail. They have to make an
33 attempt. He does believe there is a City parking problem during the winter.

34 D Calderwood said there are more problems in cul-de-sacs than parked cars. There are toys, children, etc.

35 D Low said the cul-de-sac problem is a neighbor problem. He believes that cars parked on the street are a huge problem.

36 Keith Thompson said one of the problems is snow in front of the mailboxes in the winter.

37 R Eck asked where the snow should be put.

38 K Thompson said maybe the City should have to remove the snow.

39 D Low said let the post office work out their problems.

40 R Eck asked if he can tell the citizens that complain about snow in front of their mailboxes to call the post office.

41 S Bankhead said put in with the winter parking ordinance that you can't park within 15 feet of a mailbox.

42 R Eck said there are times when it's ok to park on the road during winter months.

43 D Low said let's change this to a winter parking problem.

44 R Liechty said if you want the ordinance leave it.

45 J Russell said he feels like this is another ordinance that can't be upheld.

46 R Liechty feels like the postal service needs to buck up and take care of the parking problems themselves.

47 D Astle said maybe there shouldn't be any parking allowed on the street in the winter.

48 D Low said he wants to eliminate paragraph C from this ordinance.

49 D Astle read the part of the ordinance that D Low wants to rescind.

50 B Bagley feels like this gives the post office more tools in their tool box.

51 D Calderwood said rescind this part but work on the winter rules.

52 **All in favor of rescinding last week's ordinance change:**

53 **Vote: Yea: D Calderwood, D Astle, D Low**

54 **Nay: B Bagley, J Russell**

55 **Abstain: None**

56 **Excused: None**

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1 **STAFF REPORTS:**

2 R Eck said the CMPO road will finish on time. Logan City changed 300 South to a 4-way stop. There have been some
3 complaints about the Golf Course Drive, Spring Creek Road intersection. The trees have been put in on the MPO road.

4 S Bankhead told the Council about the CID meeting tomorrow. She doesn't know if the City will be eligible for any of the
5 grant programs. If the funding is available along with Cache County ¼ cent sales tax we can look at funding the round-a-
6 bout.

7 D Astle asked about using federal money.

8 S Bankhead said that there is a time and place to use federal money. There is a cost to use that money. It would be better to
9 use our own money.

10 She thanked the Council for their support on the road name change. She reminded the Council of the Sauerkraut Dinner and
11 the Car Show. The audit is scheduled for the week of November 8th.

12 B Bagley asked if funds have been moved to Zion's Bank.

13 S Bankhead said it is being done.

14 The City has a contract with Logan City on the sewer treatment. They have estimated that it will cost 10 million to improve
15 the lagoons. Logan City gave the cities involved the option to either pay monthly or they could save the money and pay later.
16 The City opted to save the money and get the interest earned. Now Logan City said is saying the cities don't have the option
17 of doing their own savings. Jim Gass from Smithfield said they will be saving their own money. Would the Council like
18 Craig Carlston to tell Logan City that we will be doing our own savings? The other cities would like to be able to meet with
19 Mayor Watts. Would the Council want to be involved?

20 D Astle said Logan City needs to honor their contract. We need to keep the money in our own coffers. Get an auditing or
21 legal counsel involved. Logan City needs to show where the money is going.

22 S Bankhead said we will send them a letter asking for an invoice of our portion of the capital improvements.

23 D Astle asked for a working copy of the budget at the next meeting.

24 R Eck told the Council that Dennis Wenger cost the City \$60,000 on the CMPO road project. He talked to the Council about
25 the trees on the MPO road. They look bad and the City is doing everything they can to fix this.

26 B Bagley asked what is being done at the Saunders building.

27 R Eck said it is parking.

28 R Eck is trying to get a turn signal at the Maverick. He thanked the Council for their support on the name change. He would
29 like to put \$8,000 to \$10,000 away per budget year for new equipment. The new trees for Main Street should be here in a
30 couple of weeks.

31 R Liechty said he would like something done with the two trees at the monument. He will talk to Glade Davis and Keith
32 Watkins about this.

33 B Bagley suggested cutting the limbs away from the stop sign on the east side of 100 North and Main.

34 D Astle asked about the dead trees in front of Ben Turman's house.

35 R Eck said eventually all the dead trees will be removed. If a citizen wants to remove the trees themselves he does allow that.
36 The splash pad has been shut down.

37
38 **COUNCIL REPORTS:**

39 B Bagley told the Council that he looked at the carpet samples. He wondered about the backing. Do we need a pad?

40 R Liechty asked the Council if they were ok with proceeding with the carpet. The Council agreed to go with the \$4,000.

41 D Astle told the Council about his trip to Colorado Springs. They had some huge budget cuts.

42 D Low has ten things he wants to do before he is done. He explained to the Council what those were.

43 D Calderwood believes that the problem on 400 East needs to be put on the agenda and taken care of one way or the other.
44 He is receiving phone calls about the library. There is no County Library Building. It will be a network of libraries. He also
45 talked about the County Justice Court. J Russell said he will have some numbers on the Justice Court for the Council later
46 this week.

47 R Liechty told the Council that he met with the Mayors. The Mayors are not in favor of the County Library. The facts being
48 put out are not accurate. The vote in November will mean nothing. If the County does the library you have to pay the tax
49 unless you have a library or you're taxing your citizens already. It is outrageous what the County wants to charge the cities.
50 He also talked to the Council about the County Justice Court.

51 S Bankhead explained that the County will join with North Logan and Hyde Park and make an inter-local agreement with
52 them.

53 R Eck talked to the Council about 400 East. He explained what has been done to stabilize the area.
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1 **Motion to adjourn: D Low, D Astle second**
2 **Vote: Yea: B Bagley, D Calderwood, D Low, J Russell, D Astle**
3 **Nay: None**
4 **Abstain: None**
5 **Excused: None**
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7 Meeting adjourned at 9:10 p.m.
8 Minutes taken and prepared by Terri Lewis
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Ronald Liechty, Mayor

Skarlet Bankhead, City Recorder