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2 **PROVIDENCE CITY COUNCIL MINUTES**

3 **October 9, 2012**

4 **Providence City Office Building**

5 **15 South Main Providence, UT**

6
7 Call to Order:

Mayor Liechty

8 Roll Call of City Council Members:

Mayor Liechty

9 Attendance:

D Calderwood, R Call, J Russell, B Bagley, D Astle

10 Excused:

11 Pledge of Allegiance:

Troop 85

12
13 **PUBLIC COMMENTS:**

14 Danielle Qualheim talked to the Council about allowing accessory dwellings. Her husband lost his job and allowing them to
15 rent out their basement would help them to keep their home. She asked the Council to please reconsider this ordinance.

16
17 **BUSINESS ITEMS:**

18 **Item No. 1. Resolution 12-021:** The Providence City Council will consider for adoption a resolution granting the request by
19 Steve Baugh to waive the infrastructure requirements for a proposed 3-lot subdivision to be located at approximately 311
20 East 300 South.

21 **Motion to approve: J Russell, D Calderwood**

22 Steve Baugh thanked the Council for their time. Planning and Zoning made a recommendation to the Council for a 99 foot
23 right of way and curb, gutter and sidewalk.

24 S Bankhead told the Council that the Planning Commission would recommend that the 99 foot be vacated to 66 feet.

25 S Baugh proposes that 300 South be left as it is. There is sidewalk on the south side of 300 East. He doesn't have a problem
with the right of way. Curb and gutter was not proposed on the west side of 300 East and not required beyond 100 South. He
asked where to store irrigation water. Building sidewalk down Eck hill is very dangerous. Providence Canyon Road has 30
feet of asphalt for pedestrian traffic. He would like to do 300 East the same as Canyon Road.

26 D Astle asked him where the water goes.

27 S Baugh said it goes into a ditch and takes water to Briels and that area.

28 R Call said it's an irrigation ditch.

29 D Astle asked how much asphalt would be extended.

30 S Baugh said equal or greater than Canyon Road. He believes its 30 feet.

31 D Astle asked if there's room to put a swell to handle the excess water.

32 S Baugh said he believes so.

33 J Russell asked if there have been any issues with run off.

34 S Baugh said not on his property but there is on the road.

35 D Astle asked if that could be re-engineered to handle the run off.

36 R Call said it works fine as long as the grate isn't plugged up.

37 B Bagley said he believes any new owner of the property would want to take out the trees.

38 D Astle said there is no sidewalk on the east side of 300 East. There is only 1 vacant piece of property on 300 South.

39 B Bagley asked S Baugh how he feels this will affect someone else who asked for the same thing and was denied.

40 S Baugh said he isn't trying to skirt the ordinance he wants to make something that's sustainable and tasteful. He believes
41 this is better than the ordinance suggested.

42 B Bagley asked what happens if he sells all 3 lots and then walks away from it. In the meantime the Council has approved
43 this request.

44 S Baugh said if someone bought all 3 lots they might want to keep it the way it is.

45 D Calderwood said can't you sell 2 lots.

46 S Baugh said he has to subdivide.

47 R Liechty said you want us to leave 300 South alone and on 300 East the same profile as on Canyon Road. What about the
48 right of way?

49 S Baugh would prefer the Council make it uniform. DRC has recommended 66 feet.

50 R Liechty said he isn't in favor of vacating the 99 foot right of way.

51 S Baugh said he believes if it was supposed to stay 99 feet previous Councils would have kept it that way. He just wants it
52 uniform as possible.

53 D Astle asked what the reason for retaining the 99 foot right of way.

1 R Eck would prefer to follow the current ordinance that is in place. We could use the extra right of way for storm water
2 retention. It is hard to convince him to give up property.

3 D Calderwood read the part talking about receiving a recommendation from the City Engineer or the Planning Commission.

4 B Bagley said it's obvious that one size does not fit all. It is hard to retrofit the older subdivisions. Maybe we need a sub-
5 ordinance for the more established neighborhoods. Maybe it needs to be looked at case by case.

6 R Liechty said he hasn't been for curb, gutter and sidewalk. In some instances he has been proven wrong but in this case he
7 doesn't see where this would go for this area.

8 D Astle feels like they need to look at these areas and maybe the City needs to step up and agree to finish these areas. The
9 Planning Commission followed the ordinance. Maybe this ordinance needs to be sent back to the Planning Commission and
10 looked at again.

11 R Call said S Baugh is his brother-in-law. He believes he needs to recues himself. He thinks the Council needs to look at
12 walking and biking. Sidewalks don't work. He likes the profile on Canyon Road. He believes this would work well in the
13 older sections of town.

14 J Russell said he is supportive of curb, gutter and sidewalk with the thought that it's going somewhere. He agrees that there
15 needs to be an ordinance change.

16 D Calderwood wants to send it back to Planning to look at the ordinance.

17 **Motion to not require sidewalk on 300 East, also do nothing to enhance or detract from 300 South concerning curb
18 gutter and sidewalk. He will use the same profile on 300 East that was done on Canyon Road as per engineering specs
19 and asphalt a new overlay from the center line 19 feet: B Bagley, D Astle second**

20 S Bankhead asked how much surface would you have him service.

21 R Eck said from the center line of the road. You don't want an apron.

22 **Vote: Yea: D Astle, B Bagley, J Russell**

23 **Nay: D Calderwood**

24 **Abstain: R Call**

25 **Excused: None**

26
27 **Item No. 2. Resolution 12-024:** The Providence City Council will consider for adoption a resolution approving an Interlocal
28 Agreement between Cache County and Providence City for law enforcement services and an Agreement for Animal Control
29 Services.

30 **Motion to approve: R Call, D Astle second**

31 S Bankhead said this is the standard agreement that we have had. The hourly rates and hours are the same as before. Animal
32 Control has changed a little bit. They will handle emergency calls 24 hours but normal calls are 8:00 a.m. to 5:00 p.m. This is
33 basically what we asked for in the last agreement. No change in rates and hours for Animal Control. She went through the
34 incident report from January through September concerning animal citations.

35 D Astle went through the way the agreement breaks down hourly. He suggested we have animal control a couple of hours in
36 the morning and the afternoon around the beginning and end of school. He believes this reflects the budget back in June. He
37 wants to dictate the hours that the City wants Animal Control to be in the City limits.

38 **Vote: Yea: D Calderwood, J Russell, B Bagley, D Astle, R Call**

39 **Nay: None**

40 **Abstain: None**

41 **Excused: None**

42
43 **Item No. 3. Resolution 12-023:** The Providence City Council will consider for adoption a resolution approving amendments
44 to the Providence City Personnel Policy.

45 **Motion to approve: R Call, D Astle second**

46 D Calderwood said the resolution goes into effect on January 1, 2013.

47 S Bankhead said the resolution will have an effective date and the policy will have an effective date. The insurance will be
48 looked at for 18 months and then go to a yearly.

49 B Bagley had a couple of punctuation corrections. He thanked D Astle and R Call for all of their hard work on this policy.

50 S Bankhead suggested changing the wording concerning annual leave.

51 **Motion to make an adjustment proposed by B Bagley and replace 10 days with annual leave. R Call, J Russell second**

52 R Call said there has been a fair amount of misinformation. There are a number of time bombs that remain in this policy. He
53 believes this is the best policy that can be passed and a considerable improvement from the old policy.

54 **Vote: Yea: B Bagley, D Calderwood, J Russell, D Astle, R Call**

55 **Nay: None**

56 **Abstain: None**

57 **Excused: None**

1 **STAFF REPORTS:**

2 R Eck told the Council that Public Works will lose their summer help by the end of the month. He reported on Canyon Road.
3 He talked about the water samples concerning lead and copper. This year we came back clean.

4 R Liechty asked about the meeting concerning the round-a-bout and Rocky Mountain Power.

5 S Bankhead said she is working on setting that up.

6 D Astle said to sign no parking on all of Canyon Road.

7 R Eck reported on the sewer line scoping. He talked about the chip seal.

8 S Bankhead reminded the Council to attend the Sauerkraut Days celebration on Saturday. We are working to be ready for the
9 auditors this month.

10 Alex Buxton from Zion's Bank talked about the City's bond indebtedness. He discussed the City refinancing their bonds with
11 Zion's Bank. He can give the City an interest savings of about \$31,000. He explained how the City can earn these savings.

12 S Bankhead reminded the Council that this isn't an agenda item. If the Council is interested this can be set up to discuss
13 further.

14 D Astle asked about getting additional funds would terms change dramatically.

15 A Buxton said that is certainly something that could be looked at.

16 Kathleen Alder reported that there are 2 businesses that are looking at Amsource. One is an Oriental Restaurant and an Iggy's
17 type Restaurant. She is talking to Starbucks about coming to this end of town.

18
19 **COUNCIL REPORTS:**

20 R Call has nothing new.

21 J Russell reported that he can't attend the Library Board Meeting tomorrow. The Mayor will try to attend this.

22 D Astle reported on the Historical Preservation meeting.

23 B Bagley talked about the Poker Run on Saturday.

24 D Calderwood reported on the Planning Commission meeting.

25 R Liechty would like to do one meeting a month for the rest of the year. November 13th and December 11th. He thanked the
26 staff for doing the Sauerkraut Dinner. He loves Canyon Road, thinks it looks great. He talked about the possibility of a new
27 school coming into Millville and their asking for services to come from Providence

28
29) **Motion to adjourn: D Calderwood, R Call second**

30) **Vote: Yea: D Calderwood, R Call, J Russell, B Bagley, D Astle**

31 **Nay: None**

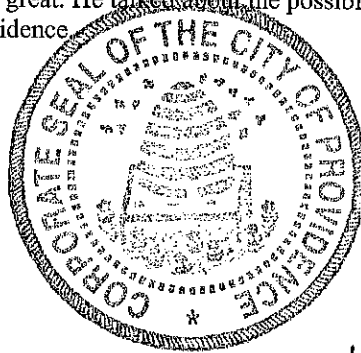
32 **Abstain: None**

33 **Excused: None**

34
35 Meeting adjourned at 7:50 p.m.

36 Minutes taken and prepared by Terri Lewis

37
38
39 
40 Ronald Liechty, Mayor



41
42 
43 Skarlet Bankhead, City Recorder

