

1 **PROVIDENCE CITY COUNCIL MEETING**
2 **June 19, 2018 6:00 PM**
3 **Providence City Office Building, 164 North Gateway Drive, Providence UT**
4

5 Opening Ceremony:

6 Call to Order: Mayor Drew
7 Roll Call of City Council Members: Mayor Drew
8 Attendance: Kirk Allen, Kristina Eck, Brent Fresz, Dennis Giles,
9 Roy Sneddon
10 Pledge of Allegiance: Mayor Drew
11 Opening Remarks – Prayer: Pastor Robert

12 **Approval of the minutes**

13 **Item No. 1.** The Providence City Council will consider approval of the minutes of June 5, 2018.

14 **Motion to approve the minutes of June 5, 2018 – K Allen, second – R Sneddon**

15 **Vote:**

16 **Yea: K Allen, K Eck, B Fresz, D Giles, R Sneddon**

17 **Nay: None**

18 **Abstained: None**

19 **Excused: None**

20 **Corrections:**

21 Page 3 Line 18 that it has been said

22 Page 4 Line 8 **that** is why

23 Page 5 Line 3 **Vicki Holmgren**

24 Page 6 Line 4 ~~We have worked hard.~~ **The city staff has worked hard to set acceptable standards.**

25 Page 6 Line 20 If there **is are** excess funds

26 Page 6 Line 23 Other communities feel the County's price is lower **but the City has not asked for private**
27 **bids to compare.**

28 Page 7 Line 7 October **1**

29
30 **Public Comments:** Citizens may appear before the City Council to express their views on issues within
31 the City's jurisdiction. Comments will be addressed to the Council. Remarks are limited to 3 minutes per
32 person. The total time allotted to public comment is 15 minutes. The City Council may act on an item, if
33 it arose subsequent to the posting of this agenda and the City Council determines that an emergency
34 exists.

- 35 • Rebecca Winstead is running as a Democrat in Cache County. Transparency is very important in
36 the government. Transportation and air quality are equally important. She has background in
37 air quality and transportation at USU. Her extensive background is agriculture. She feels it is
38 important to keep agriculture in Cache Valley.
 - 39 ○ With regard to transparency, R Winstead does not think people are trying to be
40 secretive. She just feels information needs to be updated and made available to the
41 public.
 - 42 ○ R Winstead feels the Number 1 problem is the air quality. She felt the County Council
43 should have taken step to improve the air quality before the EPA came in.
 - 44 ○ R Winstead felt doing the minimum required transparency is okay. Just because we do
45 the minimum, does not mean that we cannot do more. She expressed concern that
46 more RAPZ information was not published on the County website.
47 RAPZ should not be the only source of income. She felt the entity needed to be
48 functioning without relying on RAPZ funding.

- 1 ○ R Winstead felt housing should be addressed at the city level. Having conversations
2 between cities works.
- 3 • Gordon Zilles reported this is the first time he has had a Democrat challenger. He has enjoyed
4 his time on the County Council.
- 5 ○ G Zilles discussed the new event center and the County fairgrounds. He explained there
6 was some backlash from people for money spent on the project, but felt it was worth it.
- 7 ○ G Zilles was for the water conservancy district. He is a farmer and uses the irrigation
8 system. He feels the beneficiaries of the conservancy district will be the people in the
9 future.
- 10 ○ G Zilles spoke to the RV dump removal. He feels they will have to put a new one back in.
- 11 ○ G Zilles spoke to the spending of RAPZ money. He felt every issue needed to be
12 considered. You try your best to be frugal.
- 13 ○ G Zilles thanked the Council for their service. He felt it takes a special person to serve.
- 14 ○ G Zilles felt the County would find funding for the Humane Society. It would not be
15 RAPZ money; they would find another source.
- 16 ○ J Drew suggested R Winstead be a representative for this district on the RAPZ Board if
17 she is not elected to the council.
- 18 ○ G Zilles felt the RAPZ tax was a wonderful tax, if there is a wonderful tax. It helped small
19 communities.
- 20 • Laura Fisher did not feel exceptions should be issued. She felt ordinances should change rather
21 than exceptions granted. She did not see the need for the road [700 South] if it could not get to
22 the state highway.
- 23 • Laura Fisher discussed the annexation. She wanted more information on the bridge. She felt the
24 City should wait for the general plan update.
- 25 • Mary Hubbard felt two important groups were left out of the volunteer list in the City
26 newsletter: Spring Creek and Blacksmith Fork water companies. She asked when the City would
27 start enforcing the illegal use of sump pumps. She discussed the City completing the Spring
28 Creek Parkway crossing.
- 29 • Steve Simmons suggested putting the minutes on the screens in the council room as the Council
30 is reviewing them. S Simmons felt that sometimes there is a perception that the council serves
31 the developers or their own interests instead of the community. He suggested using a survey
32 App to get public opinion.
- 33 • J Drew explained all agendas and minutes that the council receives are available on PMN (Utah
34 Public Notice Website. This website allows a citizen to sign up for notification when new items
35 are uploaded for county, city or special districts in the state of Utah.
- 36 • J Drew explained the City has the Providence Pipeline. The Pipeline is a messaging system that
37 people can join to receive messages from the City.
- 38 • K Allen asked if S Simmons was in Cache County or Providence City. The majority of his parcel is
39 in Cache County. The County has not changed the boundary, so a small portion [formerly 2100
40 South] is in Providence.
- 41 • J Drew explained the city is not considering eminent domain. The Sunrise Acres subdivision will
42 not be discussed tonight. The draft subdivision plat is being revised with lot width numbers.
- 43 • Vicki Holmgren asked if the annexation of Ridgeview was an action item or discussion item. J
44 Drew explained this is a discussion item.

45 **Public Hearing:**

46 **Item No. 1. 2018 Budget Adjustments:** Prior to approving the final budget adjustments for Fiscal Year
47 2018 Budgets for all Funds (General, Capital Project, Water, Sewer, and Storm Water), the City Council is
48 holding a public hearing. The purpose of the public hearing is to provide an opportunity for anyone

1 interested to comment on the proposed budgets before the City Council takes action. The City Council
2 invites you to attend the hearing in order to offer your comments.

3 J Drew opened the public hearing.

4 J Drew explained each fund and budget adjustments for the fiscal year that ends June 30, 2018.

- 5 • No public comment

6
7 **Business Items:**

8 **Item No.1. Appeal Authority Alternates – Resolution 020-2018:** The Providence City Council will
9 consider for adoption a resolution appointing alternates to the Providence Appeal Authority.

- 10 • Mayor Drew explained this would not be discussed tonight.

11
12 **Item No.2. Fireworks Restrictions – Resolution 021-2018.** The Providence City Council will consider for
13 adoption a resolution designating a closed area to ignition or use of fireworks.

14 **Motion to approve resolution 021-2018 – K Eck, second – B Fresz**

15 **Vote:**

16 **Yea: K Allen, K Eck, B Fresz, D Giles, R Sneddon**

17 **Nay: None**

18 **Abstained: None**

19 **Excused: None**

20 Discussion prior to vote.

- 21 • S Bankhead explained the closed area is the same area that the Council approved in 2016 and 2017.
- 22 • K Allen felt there needed to be enforcement. He does not know what we can do; but felt
23 enforcement was totally ignored.
- 24 • R Sneddon felt without the ordinance you cannot get the culprit.
- 25 • S Bankhead explained the fire department and deputies do respond.
- 26 • Aaron Walker, Logan City Fire Department, explained they do not have the manpower to enforce
27 everything. The Sheriff's office and fire department work closely together to patrol.
- 28 • A Walker explained the map has not changed as development occurred. However, the development
29 has occurred in the areas that are not good for fireworks.
- 30 • B Fresz asked if there was a place where people could go to set off their fireworks.
- 31 • K Allen expressed concern that the some of the fireworks were not legal. A Walker agreed. He
32 explained that only the legal fireworks could be sold in this area. However, that does not stop
33 people from bringing fireworks in.
- 34 • M Hubbard felt enforcement was impossible.

35
36 **Item No.7. Discussion – Proposed Annexation Agreement:** The Providence City Council will discuss an
37 Annexation Agreement ("Agreement") by and between Providence City ("City") and Ridgeview Park LLC
38 ("Owner") for Parcel No. 002-004-0003 an 18.79- acre (+/-) parcel ("property"), located in the general
39 area of 517 North 300 East.

40 The Council moved Item 7 prior to the budget hearing and resolutions.

- 41 • C Winder explained the primary edit on the annexation agreement is the allocation of cost of
42 Spring Creek Parkway. It was his understanding many were under the impression that J Jackson
43 volunteered early on in the discussions to pay the entire cost of the Spring Creek crossing. C
44 Winder felt there was a misunderstanding. He did not feel that a developer would offer to pay
45 for a development improvement without knowing the price.
- 46 • J Drew explained he remembered J Jackson saying something similar to "we know whether we
47 go to River Heights or Providence we will be asked to build a bridge and we acknowledge that."
- 48 • C Winder recognized the City has broad authority at annexation. He would like to get "the
49 temperature" of the Council regarding the bridge and what will be required of him to annex into

1 Providence City.

- 2 • J Drew explained the City is in a good position. We are not here to approve the agreement but
- 3 to discuss it.
- 4 • K Eck asked C Winder if there were any other questions in regards to the annexation.
- 5 • C Winder explained there were three topics. The first being the allocation of cost for the
- 6 crossing, second they would like different language on City's approval of their water
- 7 management plan, and third some discussion on a proposed regional storm water facility on or
- 8 around the property.
- 9 • R Sneddon felt it was not fair for the developer to pay for the entire crossing.
- 10 • J Drew explained during an executive staff meeting, J Jackson asked for a recommendation from
- 11 staff. S Bankhead explained this [cost allocation] is a political decision, not something the staff
- 12 could make a recommendation on.
- 13 • R Sneddon suggested the developer pay not less than 75% toward the crossing.
- 14 • K Eck felt it was important to have the crossing installed if the property was annexed.
- 15 • D Giles, K Allen, B Fresz, K Eck felt the developer should be responsible for not necessarily all the
- 16 crossing costs, but more than \$100,000.
- 17 • B Fresz asked what the City has already invested. J Drew explained the City has already paid
- 18 part of the crossing cost [engineering design].
- 19 • C Winder asked for clarification if there is room for discussion. J Drew explained there is room
- 20 for discussion.
- 21 • R Sneddon felt there was some benefit to the City to be able to move traffic. B Fresz agreed.

22
23 **Item No.3. Final Budget Adjustments for Fiscal Year 2018 – Resolution 019-2018:** The Providence City
24 Council will consider for adoption a resolution approving the final budget adjustments for all budgets for
25 Fiscal Year Ending June 30, 2018.

26 **Motion to approve Budget Adjustments for Fiscal Year 2018 – Resolution 019-2018 - B Fresz, second –**
27 **D Giles**

28 **Vote:**

29 **Yea: K Allen, K Eck, B Fresz, D Giles, R Sneddon**

30 **Nay: None**

31 **Abstained: None**

32 **Excused: None**

33 J Drew explained final budget adjustments for Fiscal year 2018.

34
35 **Item No.4. Tentative Budgets for Fiscal Year 2019 – Resolution 018-2018:** The Providence City Council
36 will consider for adoption a resolution approving the tentative budgets for all funds (General, Capital
37 Improvement, Water, Sewer, Storm Water) for Fiscal Year Ending June 30, 2019.

38 **Motion to approve – B Fresz, second – R Sneddon**

39 **Vote:**

40 **Yea: K Allen, K Eck, B Fresz, D Giles, R Sneddon**

41 **Nay: None**

42 **Abstained: None**

43 **Excused: None**

44 J Drew explained tentative budgets for all funds for the fiscal year ending June 30, 2019. S Bankhead also
45 provided additional details for the budgets.

46
47 **Item no.5. Rate Increase for Solid Waste Collection and Disposal Fees and Mandatory Curbside**
48 **Recycling – Resolution 022-2018:** The Providence City Council will consider for adoption a resolution
49 approving a rate increase for fees charged for solid waste collection and disposal and mandatory

1 curbside recycling. This rate increase is a result of the Cache County Service Area #1 adjustment of fees
2 approved by Resolution 2018-01 of the Cache County Service Area #1 Board of Trustees on May 22,
3 2018.

4 **Motion to approve resolution 022-2018 – K Allen, second – K Eck**

5 **Yea: K Allen, K Eck, B Fresz, D Giles, R Sneddon**

6 **Nay: None**

7 **Abstained: None**

8 **Excused: None**

9 S Bankhead stated this rate increase would go into effect on July 1, 2018.

10 K Allen asked if the spring curbside limb pickup provided by the City would continue. S Bankhead
11 explained once all of the figures are in it would be evaluated.

12
13 **Item No.6. Discussion – Sunrise Acres 3:**

- 14 • This item was not discussed.

15
16 **Staff Reports:** Items presented by Providence City Staff will be presented as information only.

17 R Stapley reported the morning of the pump failure, he spoke with parks and recreation, the churches,
18 and schools; they reduced their consumption. R Stapley also spoke with Brent Speth, Spring Creek Water
19 Company. B Speth agreed the City could take additional water from Spring Creek.

- 20 • Jay's Well pump failure:
- 21 ○ Mayor Drew reported the Jay's Well pump is 18 years old. The average life is about 25
 - 22 years. After discussion with the electrician, a new pump was ordered. This will delay the
 - 23 start of the well approximately 7 days.
 - 24 ○ R Stapley reported the Spring Creek Water Company measuring stick at the weir in
 - 25 Providence Canyon had very little movement while the City took the additional spring
 - 26 water.
 - 27 ○ Mayor Drew explained Will Atkins from the state water engineer approved of the use
 - 28 during the emergency.
 - 29 ○ R Stapley reported Alder Well pump is the oldest. He also reviewed the booster pumps.
 - 30 The city staff does regular maintenance on the pumps, and the electrician does an
 - 31 annual review.
 - 32 ○ D Giles asked if the old pump could be rebuilt. R Stapley said it could; but felt for the
 - 33 cost, a new motor is the best way to go.
 - 34 ○ R Stapley explained the problems with having a pump sitting on the shelf. He expects
 - 35 the pump to be here by Friday or Monday.
 - 36 ○ R Stapley explained there could be an emergency where the City would have to
 - 37 implement restrictions.
 - 38 ○ Mayor Drew suggest an improved measuring devise in Spring Creek at the mouth of the
 - 39 canyon. He explained there are additional springs that feed the Creek.
- 40 • R Stapley explained he cancelled the hydro-seeding project on the 400 South Main Park due to
41 the repairs for the Jay's Well pump. The hydro-seeding company recommends waiting until fall.

42
43 **Council Reports:** Items presented by the City Council members will be presented as informational only;
44 no formal action will be taken. The City Council may act on an item, if it arose subsequent to the posting
45 of this agenda and the City Council determines that an emergency exists.

- 46 • B Fresz reported he visited Bozeman MT. They have many trails that are the width of a skid steer
47 bucket. He felt it was a fairly inexpensive way to put in trails by removing dirt and replacing with
48 road base.
- 49 • K Allen – no additional comments

- 1 • D Giles – Asked the City staff to check on the soccer field maintenance. S Bankhead will talk
- 2 with staff.
- 3 • K Eck – Asked for the city celebration date. S Bankhead stated it is September 29, 2018.
- 4 • R Sneddon – no additional comments
- 5 • Mayor Drew would like to get data on the demographics of townhome dwellers.
- 6 • Mayor Drew reviewed his findings on the frontages for Sunrise Acres 3.

7

8 **Executive Session Notice:**

9 The Providence City Council may enter into a closed session to discuss pending or reasonably imminent

10 litigation as allowed by Utah Code 52-4-205(1)€.

11 The Providence City Council may enter into a closed session to discuss professional competence or other

12 factors allowed by Utah Code 52-4-205(1)(a).

13 The Providence City Council may enter into a closed session to discuss land acquisition or the sale of real

14 property Utah Code 52-4-205(1) (d) and €.

- 15 • No closed session held.

16

17 **Motion to adjourn – K Allen, second – K Eck**

18 **Vote:**

19 **Yea: K Allen, K Eck, D Giles, R Sneddon, B Fresz**

20 **Nay: None**

21 **Abstained: None**

22 **Excused: None**

23

24 Meeting adjourned approximately 9:24 PM

25 Minutes prepared by Mindi Petersen

26 Minutes APPROVED July 10, 2018

27

28

29

30 _____
John Drew, Mayor

31

32 _____
Skarlet Bankhead, City Recorder