

1 **PROVIDENCE CITY COUNCIL MINUTES**

2 **March 24, 2009**

3 **Providence City Office Building**

4 **15 South Main Providence, UT**

5

6 Call to order: Mayor Simmons  
7 Roll Call of City Council Members: Mayor Simmons  
8 Attendance: D Astle, K Baker, J Russell, D Low, R Liechty  
9 Excused:  
10 Pledge of Allegiance: Troop 430

11  
12 **Approval of the minutes for March 10, 2009 City Council Meeting:**

13 Motion to approve the minutes from March 10, 2009: R Liechty, K Baker second

14 Vote: Yea: K Baker, D Astle, J Russell, D Low, R Liechty

15 Nay: None

16 Abstain: None

17 Excused: None

18

19 **Public Comments:**

20 K Thompson told the Council that he e-mails a lady about the Council meetings. He told her about the Fire Station and asked  
21 the Council if his totals were wrong if they would correct him.

22 L Barnes talked to the Council about the 2006 building code and if the City had a building official. S Bankhead told him that  
23 she would get back to him when she finds out.

24

25 **Business Items:**

26 **Item No. 1 Property Acquisition: The Providence City Council will consider the final agreement to purchase property**  
27 **from Jay Rinderknecht located generally at 300 East 200 North.**

28 Motion to postpone until later in the meeting: R Liechty, D Low second

29 Motion to go back to item No. 1 – R Liechty, K Baker second

30 R Simmons said that the Council agreed to pay Jay Rinderknecht \$75,000. He remembered it to be \$85,000.

31 J Rinderknecht said that he thought the Council offered him \$75,000 and he had been offered \$80,000 by someone else. He  
32 remembered that the Council then offered him \$85,000. This includes the house on the property. This would allow the City to  
33 put a road through there.

34 K Baker asked if we wanted the property enough to pay the \$85,000.

35 R Simmons said he believed so. There is no other way to improve the intersection.

36 K Baker and R Liechty listened to the tape and it was definitely \$75,000.

37 J Rinderknecht said he came to a gentleman's agreement with the City. He feels like something needs to be done with it now.

38 The Council looked at a map that shows where the road will eventually go. The funds for the road come from water and road  
39 impact fees.

40 D Low asked if owning this property was a true need.

41 A Leonhardt said that intersection has needed to be done for a long time.

42 R Simmons said that we could use eminent domain to take it but it will cost us a lot more than \$85,000.

43 Motion to pay \$85,000 for the property – D Astle, K Baker second

44 Vote: Yea: D Low, J Russell, D Astle, K Baker

45 Nay: R Liechty

46 Abstain: None

47 Excused: None

48

49 **Item No. 2. Discussion: The Providence City Council will discuss Animal Control ordinances and policies.**

50 Lt. Chad Jensen, Deputy Kenny Eggleston and Deputy Justin Madsen were here from the Sheriff's Department. C Jensen  
51 explained how Animal Control works through the Sheriff's Department.

52 R Simmons explained that he has received many complaints from the citizens about receiving citations for not registering  
53 their dogs. A citizen felt that this was inappropriate for the City to use taxpayer's money to give them citations.

54 C Jensen said that his men are here to enforce the law. He explained that this is a public safety issue for the City. He feels like  
55 the City was right in doing this. The City has ordinances that need to be enforced.

1 C Jensen explained that the Animal Control and the Sheriff's contract are two different things.

2 D Low feels like the City should give reminders to the citizens.

3 L Barnes said that the City is right in enforcing the laws. He feels like Providence City goes overboard in reminding citizens  
4 of certain things.

5 K Eggleston said that he feels like Providence City is accommodating to the citizens.

6  
7 **Item No. 3. Discussion: The Providence City Council will discuss increasing the contract with the Cache County  
8 Sheriff's Department and supporting a grant program for an additional deputy.**

9 Lt. Chad Jensen thanked the Council for the sub-stations here at the City office and the Public Works building. It has been an  
10 awesome thing for the Sheriff's department.

11 He explained to the Council about the Cops Fast Program. It is a grant that will pay the wages and benefits of a new hire. The  
12 Federal Government will pay the new position \$15,000 for the three years and the City will pay the remainder of the wage for  
13 the last year. The 4th year the City has to maintain the full amount. After 4 years the City can stop the position.

14 R Simmons asked the Council if there is any interest in this program. The City currently gets 1200 hours. This would add  
15 1800 hours. We could split this with another City.

16 D Astle said with the increase in the population it might not be a bad idea.

17 C Jensen said the busiest time of day is between 1:00 p.m. and 5:00 p.m.

18 R Liechty asked if we could break up the day and have the Sheriff here part time in the morning and part time in the  
19 afternoon.

20 C Jensen said that he gave Skarlet and the Mayor a breakdown of the time that the Sheriff is here in the City. He feels like  
21 breaking it up would not be a good idea.

22 D Astle feels like the City would be getting another ½ of a Sheriff for \$15,000 a year.

23 C Jensen said he needs to know by April 15<sup>th</sup> if the City is interested in this.

24 K Baker asked S Bankhead what she thought.

25 S Bankhead feels like there are some serious public safety issues that the City needs to look at. The City needs to prioritize  
26 where they want to spend the money.

27 D Astle said another ½ time officer will be generating revenue.

28 S Bankhead said the Justice Court brings in about \$100,000 a year.

29 J Russell asked if this grant is first come first serve.

30 D Astle said this is part of Obama's stimulus package.

31 C Jensen said this is for the whole State. It isn't guaranteed that we will get it.

32 C Jensen said they would like their response time to be as quick as they can. The calls in Providence are priority calls.

33  
34 **Item No. 4. Discussion: The Providence City Council will discuss building a fire station in Providence City.**

35 Chief Meeker and Brady Hansen were here from Logan Fire Department. He talked about response time for fire and medical  
36 emergencies. He explained about personnel on scene. He talked about working a structure fire. In 8 to 10 minutes you can  
37 have 50% destruction. He explained the loss of life when a fire is allowed to spread. The statistical break point is at the mid  
38 level. There is a drastic change of loss of life at this point. Our greatest risk of lost life is single family dwellings. He  
39 explained about survivability rates. Brain deaths start between 4 and 5 minutes. Cardiac arrest victim's chances average  
40 losing 4% for every minute they wait for help even when receiving CPR. He talked about the response time for Providence  
41 City. Average response time is 7 minutes. He showed what having a Fire Station in your community can do.

42 Chief Meeker showed a map that gives them the ability to say what if for different situations. He explained that a good spot  
43 for the fire station here in Providence would be behind the Post Office. This would also work well for south Logan. The  
44 primary service area would be Providence and Logan. Millville and Nibley's services are through Hyrum. The agreement  
45 with Providence City would have safeguards worked into the contract.

46 Chief Meeker answered questions from the audience about their services.

47 R Simmons asked if the City builds the building Logan City will staff it. Does the City pay for the upkeep of the building?

48 Chief Meeker said before the contract is signed there will be a cap set for reasonable utility cost. If something is broken  
49 during roughhousing Logan will be responsible to fix it. Logan City will do the normal janitorial cleaning. Providence City  
50 has a fire suppression contract. If Providence City builds the fire station the new contract would probably be two years  
51 written notice to get out of the contract. Ambulance service is controlled by the State. The level of service is a local decision  
52 by elected officials. If Providence City Council votes to go ahead with the station and needed five years Logan would  
53 probably give it to them. If they voted no Logan would move on with their planning. There is public grant money for fire  
54 station construction. There is a \$5,000,000 limit per station. If one station is built in the State we will be lucky. Providence  
55 City can enact a fire impact fee.

56 R Simmons showed the Council and audience what the amount of their tax increase would be.

1 Chief Meeker said Logan City pays about \$85 per person for fire service. Providence City's is \$20. Staffing year round is  
2 \$175,000. Providence City pays a fraction of the cost that Logan City does. It cost Logan City about 13% out of the general  
3 fund. If you look at present value vs. future value you might be doing your citizens a favor doing it now.  
4 D Astle said service on the debt would be \$5,821 a month.  
5

6 **Item No. 5. Providence and Her People publication: The Providence City Council will consider options for publishing**  
7 **Providence and Her People Volume III.**

8 Alma Leonhardt was here from the Historical Preservation Committee.

9 S Bankhead said there is approximately \$7,500 left in the Historical Preservation account. Watkins Printing will print the  
10 book themselves but they will keep the profits. Another printing company will print it for approximately \$41 per book.

11 A Leonhardt said they would like to keep the book prices reasonable. This book will be a collector's addition. They can print  
12 the book as needed.

13 D Astle feels like the publisher should take the risk.

14 A Leonhardt said the new book summarizes the old book and then goes from there. Alma Leonhardt, Jay Hicken and Brenda  
15 Nelson have put a lot of work into this book. It is going to be a nice book.

16 D Astle asked if we could put a notice in the newsletter to let the citizens know about it.

17 A Leonhardt said this is 150 years. Hopefully that will make a difference.

18 The Council would like to see the publisher take the risk.  
19

20 **Item No. 6. Resolution 09-007: The Providence City Council will consider for adoption a resolution approving an**  
21 **agreement with UDOT for property acquisition services in connection with the CMPO 100 East Project (Gateway**  
22 **Drive).**

23 Motion to approve: R Liechty, K Baker second

24 Jeff Gilbert is the Cache County Transportation Director.

25 S Bankhead said the contract is a standard agreement. Logan City paid approximately \$80,000. The UDOT property  
26 acquisition person is doing our property acquisition. The City has to acquire real property for this road to take place. There is  
27 also significant property acquisition necessary. Someone that knows what they are doing has to do this. It will cost \$54,000  
28 for the acquisition agent which is UDOT.

29 R Simmons said one of the concerns with the contract is it looks like we have to pay any overruns.

30 J Gilbert said UDOT is mandated by the Federal Government. UDOT has to administer this money. Providence City is in the  
31 driver's seat. You will be able to manage the overruns. This has been made clear to the County and everyone else that  
32 Providence City is in charge of the contract.

33 R Simmons said Craig Carlston sent a letter that stated that Providence wouldn't pay any overruns.

34 D Astle asked if there are any change orders after the contract is agreed upon Providence City is responsible for those.

35 J Gilbert said that is correct. He doesn't see where there would be any problems like that. UDOT thinks they have a beefy  
36 enough budget that those sort of contingencies would be taken care of. Once the contract is agreed upon it is locked in.

37 UDOT thinks that there is a considerable buffer from the County. Overruns and such issues will be taken on by the County.

38 R Simmons said this is the first big CMPO road and they really want it.

39 Vote: Yea: J Russell, R Liechty, D Low, K Baker, D Astle

40 Nay: None

41 Abstain: None

42 Excused: None  
43

44 **Item No. 7. Resolution 09-009: The Providence City Council will consider for adoption a resolution approving an**  
45 **agreement with the US Forest Service to use RAPZ money for a non-motorized trail on the south side of Providence**  
46 **Canyon.**

47 Motion to approve: D Astle, J Russell second

48 Vote: Yea: R Liechty, D Low, K Baker, D Astle, J Russell

49 Nay: None

50 Abstain: None

51 Excused: None  
52

53 **STAFF REPORTS:**

54 S Bankhead said the Planning Commission requested a steering committee to put together a joint workshop for a mixed use  
55 zone. Baseball and softball signups have been quite successful. The snack stand will be leased by a private entity. Maceys  
56 really wants to support the City programs. The State Auditor has new requirements for impact fee reporting.

57 D Astle reminded staff to research the 2006 building code use for the City.

1 S Bankhead said a survey was sent around regarding wages. Only two cities were considering raises. April 14<sup>th</sup> is the ULCT  
2 Convention. April 28<sup>th</sup> will be the only meeting in April.

3  
4 **COUNCIL REPORTS:**

5 J Russell said that there has been an increase in sheriff activity.

6 The Council would like for staff to tell the Sheriff's department to apply for the grant.

7 R Simmons asked the Council if he could sign a proclamation for April to be Child Abuse Prevention month.

8 The Council agreed.

9 D Low asked when the newsletter would be received by the citizens.

10 S Bankhead said we would like it to be to the citizens by the 4<sup>th</sup>.

11 D Low reminded the Council of the meeting on April 20<sup>th</sup> at the Old Rock Church.

12 D Astle told the Council that there were two nice articles in the Sunday paper about the Old Rock Church and the monument.

13 There has been a lot of support from the people for the monument.

14  
15 Motion to adjourn: R Liechty, D Astle second

16 Vote: Yea: K Baker, D Astle, J Russell, D Low, R Liechty

17 Nay: None

18 Abstain: None

19 Excused: None

20 Meeting adjourned at 8:50 p.m.

21 Minutes taken and prepared by Terri Lewis

22  
23  
24  
25 \_\_\_\_\_  
Randy Simmons, Mayor

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Skarlet Bankhead, City Recorder