

1 **Providence City Council Meeting**
2 **Providence City Office Building**
3 **15 South Main, Providence UT**

4 **Tuesday, April 26, 2005 6:00 p.m.**

5 **Attendance:** Mayor: Alma H. Leonhardt

6 Council: Randy Eck, Stacie Gomm, Deon Johnson, Ron Liechty, Vic
7 Saunders

8 City Recorder: Skarlet Bankhead

9 City Manager: Vern Keeslar – excused

10 Public Works Director: Dee Barnes

11 **Council Reports:**

12 Mayor Leonhardt:

13 Providence Baseball Team

- 14 • Mayor Leonhardt reported the Wolverines may not be playing in Providence City.
- 15 • S Gomm reported Curt Webb would like to revive the Wolverine team. He is willing
16 to put \$1,000 toward the program and try it for one year. He has asked the City to
17 consider waiving the field use charge and paying the umpire fees. S Gomm reported
18 this would be about \$1,700; \$100 for field use fees and \$1,600 for umpire fees. S
19 Gomm stated she did not have a problem with City participation, if that is what the
20 tax payers want.
- 21 • V Saunders would like to see the City have a baseball team because it is a
22 representation of the community. He felt it was good for public relations.
- 23 • R Eck felt a Providence team was a worthwhile cause. However, he felt the City
24 needed to decide why the City was participating. Is it because it is a homegrown
25 team, or a team that plays in Providence.
- 26 • Mayor Leonhardt thought most of the players would be from the south end of the
27 valley; with many having played the Providence Little League program.
- 28 • V Saunders felt the question, why do we do it, was a very good question. V Saunders
29 would like to see residents from the community become more involved in the
30 operation and funding of the team.
- 31 • Mayor Leonhardt stated being at the park and watching teams play, when the fields
32 are full, is really fun. He felt there were people who just enjoy watching the games,
33 even if they don't have someone playing.
- 34 • R Liechty suggested selling Wolverine hats and shirts to the public and having the
35 proceeds go toward the program.
- 36 • R Eck suggested the team pay the user fee, but the City pay for the umpires. The
37 Council agreed the user fees should be paid by the team and the Recreation budget
38 would be adjusted to pay for the umpire fees.

39 Von's Park Gate:

- 40 • Mayor Leonhardt reported Lex Baer would like to donate a new gate for Von's Park.

41 Council Member Ron Liechty:

42 Planning Commission Update:

- 43 • R Liechty reported the Planning Commission reviewed and will be recommending for
44 approval two conditional uses for accessory dwellings.
- 45 • R Liechty asked if the Planning Commission recommended approval, could the City
46 Council deny the Conditional Use. Bruce Jorgensen, City Attorney, explained if the
47 Council can come up with a compelling reason, they can deny an application.

48 Council Member Deon Johnson:

1 Water pressure:

- 2 • D Johnson reported the southeast bench area has been experiencing low water
3 pressure problems. However, the Public Works Department is working on it.

4 Council Member Randy Eck:

5 Providence Highlands:

- 6 • R Eck was offended by a radio commercial stating “Highlands above Providence.”
7 The Highlands are in Providence; above sounds as if they are out of or better than
8 Providence.
- 9 • D Johnson felt the statement excluded Providence.
- 10 • The Council felt the word above should be changed to of.

11 Brookside Village:

- 12 • R Eck reported the developer has never backfilled the sidewalk they installed on the
13 west side of 200 East.
- 14 • R Eck reported UP&L was installing street lights in Brookside today.

15 Aerial Photos:

- 16 • R Eck explained the aerial photos, he discussed in a previous meeting, are taken from
17 a Cessna and include straight shots and 40 degree angle shots that would be taken
18 yearly.
- 19 • V Saunders reported there is an internet site that allows you to view aerial shots. He
20 explained he has been able to view is neighborhood

21 Council Member Vic Saunders:

22 Road Maintenance:

- 23 • V Saunders expressed concern about a manhole on Canyon Road about 250 East. He
24 reported the City has worked on the manhole, but it still isn’t fixed.
- 25 • V Saunders expressed concern about the road patch on 500 East. He explained the
26 slurry that was put on last fall has been scraped of by snow removal, now the cut
27 areas exposed.
- 28 • V Saunders questioned the timeframe for the improvements on 300 East north of 200
29 North. R Eck felt a complete rebuild was cost prohibitive. He felt an overlay would
30 be more appropriate.

31 Traffic Concerns:

- 32 • V Saunders reported he is receiving complaints about traffic in the afternoons. He is
33 also receiving complaints about youth on motorcycles and ATVs. He suggested
34 having the Sheriff’s Department increase the patrol during the afternoon hours.

35 **Agenda Items:**

36 **Pledge:** Mayor Leonhardt **Opening:** R Eck

37 **Minutes:**

38 Motion to approve the minutes – Vic Saunders, second – R Eck,

39 Corrections:

- 40 • Page 4 line 6, add: However, he believed the land could be sloped toward the
41 sidewalk.
- 42 • Page 4 line 4, delete: V Keeslar explained the City is not requiring
- 43 • Page 3 line 6, add: or when mom moves or passes away.

44 **Item No. 1. Discussion. The Council will discuss the Valleview Estates annexation**
45 **agreements.**

46 Mayor Leonhardt explained 15 minutes will be allowed for this discussion.

- 1 • Dan Hogan explained at one time most of the east bench ground was in the County.
2 In the late 70's development started in the area. D Hogan explained his has been a
3 "long-time" development.
- 4 • D Hogan reported the old road (Center Street) was a small two-lane road. When he
5 and the neighboring developer, Jack Nixon, began development, they improved the
6 road to its present state. He estimated his portion of the road cost about \$55,000.
- 7 • D Hogan also explained that property was donated for a park. Forty shares of Spring
8 Creek water were to be turned to the City; 30 have been dedicated to the City.
9 Fourteen and one-half shares remain and will be turned to the City when development
10 begins on the remaining 30 acres. He felt the City would purchase the shares at \$450
11 per share. D Hogan explained the original water shares also included the 30 acres
12 annexed in 2004.
- 13 • Bruce Jorgensen reported he began representing the City in 1990.
- 14 • D Hogan explained the 1979 annexation states no further off-site roads will be
15 required.
- 16 • Mayor Leonhardt explained the City does not expect D Hogan to build another road.
17 However, another road is needed to get traffic off the bench.
- 18 • D Hogan felt the tough part was funding the road improvement (he estimated 2 miles
19 in length). He also explained roads are not just asphalt; they also carry sewer, water,
20 etc. He explained he is willing to sign legal documents that they will put roads in as
21 development occurs. He did not feel the road could be put it before development
22 occurs.
- 23 • Mayor Leonhardt reported a second culinary source to Comb Flat Reservoir is being
24 installed. However, a line extending to the north would need to be installed. D
25 Hogan reported his civil engineer has been working with Dan Tulles on the water
26 needs.
- 27 • R Eck asked if D Hogan was running an offence about what he is proposing or a
28 defense about what he expects from the Council.
- 29 • D Hogan explained he would like to see the agreements (to develop the property)
30 come to fruition in his time. He is just laying ground work tonight by reviewing past
31 agreements that occurred prior to the members of the current council. He is seeking
32 help from the Council to work through the problems of the road.
- 33 • B Jorgensen felt everything has been or will be resolved. He felt the bottom line is
34 what kind of development will be allowed without the second access off the hill.
- 35 • V Saunders asked where relief off the north side could be located. D Hogan
36 suggested coming along Satsuma. D Hogan also suggested another alternative would
37 be to master plan and sign legal documents that roads would be installed as
38 development occurs, in the mean time a small alternative road through the gravel pit
39 could be installed. He also suggested a road through the Art Checketts property.
- 40 • V Saunders explained temporary roads become used. Bruce Jorgensen explained
41 after 10 years of use, it becomes dedicated.
- 42 • R Eck felt the spirit was to get traffic away from Center Street. A temporary road
43 through the gravel pit would not take the traffic away from Center Street.
- 44 • S Gomm explained a temporary road may alleviate a disaster problem, but not the
45 ongoing traffic problem.
- 46 • S Gomm explained she was nervous about phasing that takes 30 years.

- 1 • D Hogan reported he, Jack Nixon, and Stan Checketts are using the same civil
2 engineer. This will assist with better planning.
- 3 • R Liechty explained during the Planning meeting, Jack Nixon refused to stub in an
4 extension for Sherwood. D Hogan felt J Nixon would install the stub.
- 5 • B Jorgensen explained the Council is not expecting D Hogan to pay for the road, but
6 the road needs to be in.
- 7 • R Liechty asked how many homes D Hogan anticipated. D Hogan estimated about
8 60 homes. He envisions high-scale, something like found in Park City.
- 9 • Mayor Leonhardt felt the Council understood the situation.
- 10 • D Hogan felt staying status quo will not solve the problem of a second road. He felt
11 the second access needed to be developed as development occurs, not prior to.

12 **Item No. 2. Ordinance 009-2005. The Providence City Council will consider for**
13 **adoption an ordinance placing a moratorium, no greater than six (6) months, on**
14 **receiving applications and the granting of conditional uses for accessory dwelling units.**
15 Motion to approve Ordinance 009-2005 – R Liechty, second – V Saunders,

- 16 • R Eck did not want to wait to talk about the issues. He felt the Council should begin
17 discussing the accessory dwelling unit ordinance as soon as possible. R Liechty
18 agreed. The Council was willing to have a special work session within 30 days.

19 Vote: Yea: R Eck, S Gomm, D Johnson, R Liechty, V Saunders

20 Nay: None

21 Excused: None

22 Abstained: None

23 **Item No. 3. Presentation. Council Member Stacie Gomm will present a policy**
24 **methodology regarding the use of parks and athletic fields.**

25 S Gomm gave the Council copies information she received at a recent Utah Parks and
26 Recreation Conference.

- 27 • S Gomm reported Spanish Fork presented a very good field rental program. They
28 have a premium baseball field that many people wanted to use and were willing to
29 pay for. She explained this is opposite to our situation where we have let many use
30 and now want to charge. Spanish Fork holds a mandatory coaches meeting where
31 they discuss the field use and rental policy. She explained Providence City does not
32 have a written policy in place.
- 33 • S Gomm explained another presentation involved a cost recovery policy. This
34 methodology uses a pyramid with the bottom being community benefit (concert in
35 the park) and the top being individual benefit (concessions). The plan suggests a five
36 level pyramid. This methodology allows for more cost recovery from high school
37 and university levels than from competitive levels.
- 38 • S Gomm felt currently the City does not have a philosophy behind the user fees.
39 There should be a recreation mission statement and a fee philosophy for every level.
40 Then the fee policy is developed. Once the actual costs and percentages area
41 calculated, then fee schedule is developed.
- 42 • S Gomm asked how the Council felt and how much involvement they wanted in the
43 process of developing the philosophy.
- 44 • D Johnson asked if changing the structure was jumping out of the middle of the
45 stream. S Gomm explained she is not proposing to change the fees during this
46 season, but to get the philosophy and policy ready for the fall season.
- 47 • V Saunders felt there should be some level of Council participation. After staff
48 creates recommendations, then Council would have input in the final result.

- 1 • S Gomm explained the recreation committee will be meeting once per week. She
2 will be reporting the progress to the Council. She explained communication will be
3 huge.
- 4 • V Saunders explained the committee should be fully focused on Providence City as a
5 whole and not the segments such as soccer and baseball. The Council wants user fees.
6 Now it is time to move on with the program.
- 7 • R Eck questioned how the benefit to the City would be defined. He felt some may
8 think one form of recreation should be fully funded by the City and others may think
9 the same thing should be fully funded by the users. S Gomm explained the
10 committee will come up with a proposal and the Council can review it.
- 11 • S Gomm explained Spanish Fork does not allow field use on Sunday and Monday to
12 allow the fields to rest.

13 **Note: At any time during the meeting, the City Council may vote to go into an**
14 **executive session pursuant to Utah Code 52-4-5.**

15 Motion to enter into an executive session – R Liechty, second – R Eck,

16 Vote: Yea: R Eck, S Gomm, D Johnson, R Liechty, V Saunders

17 Nay: None

18 Excused: None

19 Abstained: None

- 20 • The Council entered into an executive session.

21 Motion to recess and reconvene at a future date with legal council – V Saunders, second R
22 Liechty,

23 Vote: Yea: R Eck, S Gomm, D Johnson, R Liechty, V Saunders

24 Nay: None

25 Excused: None

26 Abstained: None

- 27 • The Council entered the open meeting.

28 Motion to adjourn – R Liechty, second – R Eck,

29 Vote: Yea: R Eck, S Gomm, D Johnson, R Liechty, V Saunders

30 Nay: None

31 Excused: None

32 Abstained: None

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34 Minutes taken and prepared by S Bankhead.

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Alma H. Leonhardt, Mayor

Skarlet Bankhead, City Recorder