

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

**Tuesday, May 24, 2005 6:00 p.m.**

Attendance: Mayor: Alma H. Leonhardt  
Council: Randy Eck, Stacie Gomm, Deon Johnson, Ron Liechty, Vic Saunders  
City Recorder: Skarlet Bankhead  
Public Works Director: Dee Barnes  
City Attorney: Bruce Jorgensen

**The Providence City Council will meet for an executive session at 6:00 p.m. in the City Council Chambers.**

Motion open the executive session – V Saunders, second – R Liechty,

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

Nay: none

Excused: none

Abstained: none

- The Council entered an executive session at 6:05 p.m.

Motion to close the executive session – V Saunders, second – R Liechty,

Motion open the executive session – V Saunders, second – R Liechty,

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

Nay: none

Excused: none

Abstained: none

**The Providence City Council will begin discussing the following agenda items at 7:00 p.m. Anyone interested is invited to attend.**

**Pledge:** Mayor Leonhardt                      **Opening:** Ron Liechty

**Minutes:** Council

Motion to approve the minutes of May 10, 2005 – V Saunders, second – D Johnson,

- Corrections: none

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

Nay: none

Excused: none

Abstained: none

**Item No. 1. Resolution 04-071. The Providence City Council will reconsider a resolution approving a final plat for Stirland Estates Subdivision located generally at 620 South 200 West, requested by Van Stirland.**

Motion to table for two weeks, in the interim a meeting will be scheduled with the affected parties – V Saunders, second – D Johnson,

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

Nay: none

Excused: none

Abstained: none

**Item No. 2. Resolution 05-016. The Providence City Council will consider for adoption a resolution approving a conditional use for an accessory dwelling unit located generally at 220 North 300 East, requested by Jared Haacke.**

This is the second time this item has been on a Council agenda. A representative for the request did not attend either meeting.

- R Eck expressed concern that Mr. Haccke had not attended either meeting.

Motion to deny Resolution 05-016 – R Eck, second – R Liechty,

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

Nay: none

Excused: none

Abstained: none

**Item No. 3. Resolution 05-021. The Providence City Council will consider for adoption a resolution approving an application fee and deposit for fence permits.**

- S Bankhead explained the City requires a permit before building a fence. Mike Jackson, Code Compliance, has been notifying property owners of the need for a permit when a Blue Stake request for a fence is received by the office. However, there is no follow-up to make sure the fence was built according to the plan on the permit. The staff is recommending a required inspection after the fence is complete and issuing a certificate of completion when the fence is installed according to the plan on the permit. To cover the cost of the inspection the staff recommends increasing the current \$10 fee to \$25. The staff also recommends a \$50 deposit that will be returned when the certificate of completion is issued.
- V Saunders questioned the need of a fence ordinance.
- S Gomm felt without the ordinance, people would build fences that may be too high for residential neighborhoods or have other zoning problems.
- R Eck agreed the City needed to have some control and could understand the deposit and follow-up inspection. However, he did not fee the permit fee should be increase to \$25. He felt \$10 was sufficient.

Motion to accept Resolution 05-021 with the amendment that the fee remain at \$10 and review the fee in one year – R Eck, second – V Saunders,

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

Nay: none

Excused: none

Abstained: none

**Item No. 4. Resolution 05-022. The Providence City Council will consider for adoption a resolution approving the methodology and the rental policy for the use of parks and athletic fields.**

- S Gomm explained the Recreation Committee reviewed fees, breakdown, and categories.
- S Gomm suggested the resolution read “Recreation Philosophy and Cost Recovery Methodology.”
- S Gomm read the mission statement. She explained the Recreation Committee suggested five levels based on the benefit for the community and/or the individual. Level 1 – all community, the City funds 100% of the program. Level 2 – mostly community, the City funds 75% of the program. Level 3 - equal community/individual, the City funds 50% of the program. Level 4 – mostly individual, the City funds 25% of the program. Level 5 – all individual, the City funds 0% of the program.

- S Gomm explained the Recreation Committee used principles in a model provided by a consulting firm in Colorado.
- S Gomm explained at all levels, Providence City residents have the benefit of first use of service.
- S Gomm explained anyone can play in the recreational programs, which are considered Level 3. Accelerated sports only accept a select few, and are considered Level 4.
- S Gomm explained the recommended fees. S Gomm explained if the lights are used it is an additional \$3 per game.

S Gomm suggested moving Von's Park to a level 5. She explained when one party rents the park it is not available

John Russell asked how this matches up with the current fees. He asked if this is a potential problem or deterrent for outside organizations to use the field.

V Saunders expressed concern that the concession stand may not be part of the recreation program. S Gomm felt this is exactly what a level 5 is.

Ron Brown asked about recovering costs to clean up litter. S Gomm explained this was not included.

Mayor Leonhardt felt the parks should be kept.

R Liechty asked why the big field was rounded up. S Gomm explained the big field requires more material.

Motion to accept – R Liechty, second – V Saunders,

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

Nay: none

Excused: none

Abstained: none

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

Motion to enter into an executive session – V Saunders, second – D Johnson

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

Nay: none

Excused: none

Abstained: none

- The Council entered into an executive session at approximately 9:00 p.m.

Motion to close the executive session – R Liechty, second - V Saunders,

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

Nay: none

Excused: none

Abstained: none

- The Council returned to open meeting at approximately 9:40 p.m.

**The Providence City Council will hold a study session after the agenda items. This session will be open to the public; however no public comment will be heard and no action will be taken on agenda items.**

Chugg Farms – Notice of Side Yard Setback Clarification

- S Bankhead explained the side yard setback requirements in the SFH (Single-family High Density) Zone. The ten foot requirement was not listed on the final plat. This notice will be recorded to clarify the setback listed on the final plat.

- The Council approved the Notice.

Increase hour for Code Compliance

- It was reported that Mike Jackson has been averaging 25 hours per week which qualifies him for pro-rated benefits. The Council agreed to increase Code Compliance hours to 30 hours per week.

Outside Burning:

- Reed Westover, 45 South 100 East, would like the City Council to consider a “no burning” ordinance. He feels by using recycling it is no longer necessary to burn. He felt exceptions could be made for backyard hotdog roasting and for farmers to burn their ditches.
- The Council felt outside burning should be allowed to continue.

Fire Code - Appendix B.

- The State of Utah has not adopted Appendix B of the fire code. However, Logan City has adopted Appendix B as a guideline, not as an ordinance. Logan now requires structures in excess of 4,800 sq. ft. to install fire sprinkling systems. In as much as the State has not adopted this, Providence has not adopted Appendix B. Dave Williams, Building Inspector, feels the City should issue permits as normal (without the sprinkling system requirement) until Liz Hunsaker can provide documentation and the City adopts a version of Appendix B.
- The Council agreed not to require sprinkling systems until additional documentation is received.

Rezone application timeframe:

- In the absence of a planner, the Staff would like clarification of when the Council would prefer to see rezones; after Concept approval but prior to Preliminary Plat, in conjunction with Preliminary Plat, after Preliminary Plat approval but prior to Final Plat approval, or in conjunction with Final Plat.
- The Council felt the rezone should be concurrent with preliminary plat.
- The Council also requested the Planning Commission and City Council be included in the approval process for concept plans.

Motion to adjourn – S Gomm, second – V Saunders,

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

Nay: none

Excused: none

Abstained: none

The meeting adjourned at approximately 10:00 p.m.

Minutes taken and prepared by S Bankhead.

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Alma H. Leonhardt, Mayor

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Skarlet Bankhead, City Recorder