

1 **Providence City Council Meeting**

2 **15 South Main, Providence UT**

3 **Tuesday, October 11, 2005 6:00 p.m.**

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

5 Council: Stacie Gomm, Deon Johnson, Ron Liechty, Vic Saunders

6 City Recorder: Skarlet Bankhead

7 Public Works Director: Randy Eck

8 **The Providence City Council will hold a study session at 6:00 p.m. in the City Council**  
9 **Chambers. This session will be open to the public; however no public comment will be**  
10 **heard and no action will be taken on agenda items. The Providence City Council will**  
11 **canvass the votes of the Providence City 2005 Primary Election during the study**  
12 **session.**

13 Council Reports:

14 Council Member Stacie Gomm:

- 15 • S Gomm requested a park rules sign near the west field.
- 16 • S Gomm felt spring recreation soccer would require two U8 soccer fields.

17 Sauerkraut Days:

- 18 • S Gomm reported Jeremy Johnson suggested privatizing the celebration. He felt it  
19 may help with some of the Department of Agriculture and Food's concerns regarding  
20 the sauerkraut.

21 Council Member Deon Johnson:

22 State water system survey:

- 23 • D Johnson reported he, Randy Eck, Dee Barnes, and Rob Stapley met with a state  
24 representative to inspect the City's culinary water system. The inspection went very  
25 well. D Johnson reported the state representative was very complimentary of Dee  
26 Barnes, the staff, and the water system.

27 100 West waterline project:

- 28 • D Johnson reported John Vanderford called him about an irrigation concern on the  
29 100 West waterline project. When he arrived on site, J Vanderford, Clint Thompson,  
30 and Rob Stapley were discussing the problem, an irrigation box that would interfere  
31 with a sidewalk. C Thompson and J Vanderford felt the box should be removed. R  
32 Stapley suggested contacting the City Engineer. D Johnson spoke with Max Pierce,  
33 who agreed the box could be removed.
- 34 • D Johnson expressed concern that C Thompson was giving instructions as to what  
35 should be done on a City project involving a Blacksmith Fork irrigation box.
- 36 • R Eck reported he had just received the change order. To pull the box and pipe the  
37 remainder of the area will cost \$2,100.
- 38 • The Council discussed leaving the box. D Johnson explained leaving the box would  
39 interfere with the sidewalk on the west side of 100 West.
- 40 • R Eck will go to the site in the morning.

41 Council Member Ron Liechty:

42 Trees blocking view:

- 43 • R Liechty reported the intersection of 200 South 200 West has a view problem  
44 because of the trees.
- 45 • S Gomm reported the intersection of 300 South 300 East is also a view problem due  
46 to trees.
- 47 • Mayor Leonhardt reported he spoke with Tim Hess. T Hess cut back the tree.

1 • V Saunders reported the lilac bushes at approximately 530 East Canyon Rd are also a  
2 view problem.

3 • R Liechty would prefer the tree next to his driveway be left alone.

4 Water100 East 300 South:

5 • R Liechty was concerned with water in the area of 300 South 100 East. R Eck  
6 explained it is an irrigation water problem.

7 • S Gomm reported there is also a problem on Bringhurst Dr. Mayor Leonhardt  
8 reported Doran Baker will fix the problem this fall.

9 Eck Hill Subdivision:

10 • R Liechty requested a decision on Eck Hill Subdivision. S Bankhead read from the  
11 Eck Hill Development Addendum dated 9/28/04. R Liechty requested a letter to  
12 Datus Eck. The Council suggested the City install the approach and the developer  
13 install the private lane.

14 Council Member Vic Saunders:

15 Braegger Park concerns:

16 • V Saunders reported Julia Francom and a group of parents would like the cement  
17 posts removed from Braegger Park. They think they are ugly. They do not feel cars  
18 on the park will be a problem. The group would like to discuss the situation with the  
19 City Council.

20 • S Gomm felt the Council needed support from the City Attorney. She felt the park  
21 needs restrooms.

22 Public Works Director R Eck:

23 Pineview Subdivision:

24 • R Eck explained Dan Hogan is willing to finish the sidewalk as it is laid. The  
25 Council agreed the sidewalk should be finished in the current location.

26 State water system survey:

27 • R Eck expressed a great deal of respect and gratitude to Dee Barnes for the excellent  
28 condition of the City's water system. The state representative was very  
29 complimentary.

30 Spring Creek Parkway:

31 • The Hoth garage will be taken down tomorrow. R Eck reported the City is  
32 responsible to pour the sidewalk from the ADA ramp to connect in Brookside. M  
33 Hoth has asked the City not to pour east of his 4-plex. The Council said to complete  
34 the sidewalk to Brookside.

35 • R Eck reported two residents have had mail boxes damaged. He will contact Allied  
36 Construction.

37 Canvass votes – 2005 Municipal Primary.

38 • S Bankhead reported the vote totals for the Primary Election:

39

Precinct No.	1	2	3	4	5	Total
Kelly Anderson	10	41	13	89	6	159
Randy Simmons	47	189	82	51	90	459
Clinton Thompson	148	174	102	112	70	606

40 The Council accepted the election results.

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

43 **Pledge:** BSA 374 **Opening:** V Saunders

44 Minutes

1 Motion to approve the minutes of September 27 - R Liechty, second – D Johnson

2 Corrections: Page 2 line 6: R Liechty recommended

3 Page 7 line 5: S Gomm ~~reminded~~ asked

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

5 Nay: None

6 Abstained: None

7 Excused: None.

8 **Item No. 1. Discussion. James B Kunzler will present information on Aflac**

9 J Kunzler explained the City can self-administer the cafeteria program. Aflac can administer  
10 for about \$6.00 per person. J Kunzler reported a 3<sup>rd</sup> party administrator can be used.

- 11 • V Saunders, without endorsing any particular agency, explained a cafeteria plan is a  
12 great benefit to the employees.
- 13 • R Liechty asked about roll-over. J Kunzler explained the medical and child care are  
14 lost. A health savings account will roll-forward. R Liechty explained the cafeteria  
15 plan at LW rolls. J Kunzler explained Aflac does not roll.
- 16 • R Eck would welcome a cafeteria program. Brenda Nelson would like more  
17 information.
- 18 • J Kunzler explained Aflac does not use benefit cards because the use cannot be  
19 restricted. Employees will submit a receipt with a form for reimbursement.
- 20 • J Kunzler explained they need three employees to participate in the insurance  
21 program, then the benefit plan can be offered free of charge.
- 22 • S Gomm asked if Council members can participate.
- 23 • J Kunzler will present the information to the staff.

24 **Item No. 2 Resolution 05-043. The Providence City Council will consider for adoption a  
25 resolution appointing Kristina Eborn to a 3-year term on the Providence City Planning  
26 Commission**

27 Motion to approve Resolution 05-043 – V Saunders, second R Liechty,

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

29 Nay: None

30 Abstained: None

31 Excused: None

32 **Item No. 3 Resolution 05-041. The Providence City Council will consider for adoption a  
33 resolution authorizing reimbursement to Craig Kendrick for off-site sewer installation  
34 in connection with the Sunset Estates Subdivision**

- 35 • R Liechty reported he met with C Kendrick since the last council meeting. R  
36 Liechty reported he has a copy of an invoice from R Blossom showing \$3,400. R  
37 Liechty reported he spoke with R Blossom at the recent Planning Commission  
38 meeting. R Blossom verified the recent statement of \$873.
- 39 • R Liechty explained if the City intends to reimburse for the depth, the City owes the  
40 \$7,000.
- 41 • C Kendrick explained the change from \$64,000 to \$84,000 was for additional design  
42 and depth for offsite sewer installation. C Kendrick explained the original bill of  
43 \$104,000 included the extra depth for offsite but not onsite. C Kendrick explained  
44 the City told him to redesign the subdivision. C Kendrick explained the contractor  
45 had to get a different hoe.
- 46 • C Kendrick explained when he left the meeting with City staff, he didn't agree to the  
47 \$74,740; but would think about it.

- 1       • R Liechty asked if the City reimbursed C Kendrick an additional \$2,000, would he  
2       be satisfied. S Gomm suggested reimbursing up to the original \$104,000; the  
3       difference of approximately \$4400.

4       Motion to reimburse C Kendrick a final payment of \$4,500 – V Saunders, second – R Liechty

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

6       Nay: None

7       Abstained: None

8       Excused: None

- 9       • C Kendrick agreed to the payment.

10      **Item No. 4 Discussion. The Providence City Council will discuss Providence City Code**  
11      **10-12 Accessory Dwelling Units**

- 12      • R Liechty suggested no front entrances. Entrances to the accessory dwelling units  
13      shall be located on the side or rear of the dwelling unit ~~whenever possible. If a front~~  
14      ~~entrance is required~~, It shall be visually. . .
- 15      • V Saunders asked if the issuing of new units was eliminated, would there be a way to  
16      enforce it. Brenda Nelson felt saying no would stop some and neighbors would tell  
17      on the others.
- 18      • Mary Hubbard felt accessory dwelling units slowly change the neighborhood. She  
19      felt the integrity of the neighborhood should be protected. She felt just because laws  
20      are broken, does not make it agreeable.
- 21      • V Saunders felt the repeal ordinance option should be used.
- 22      • S Gomm felt family members could be accommodated without an accessory  
23      dwelling. V Saunders explained he has a neighbor with an accessory dwelling unit  
24      that appears permanent. He did not feel the City should be providing apartments.
- 25      • M Hubbard felt kitchens in the basement were fine. She was opposed to separate  
26      dwelling units.
- 27      • The repealing version will be sent to the Planning Commission.

28      **Item No. 5. Discussion. The Providence City Council will discuss Providence City Code**  
29      **3-4 Conditional Businesses**

- 30      • Brenda Nelson gave the Council a revision to the information in the packet. She felt  
31      one problem was the business license is in two different code titles; the licensing is  
32      in Title 3, the uses are in Title 10. There is some conflict between the two titles. She  
33      explained some of the definitions are difficult to identify.
- 34      • V Saunders asked if some should be reclassified from Permitted “P” to Conditional  
35      “C”.
- 36      • B Nelson explained the problem is finding where a proposed business fits. If  
37      someone wants to make decorative floral arrangements, should they be classified as a  
38      florist shop.
- 39      • Mayor Leonhardt suggested a joint workshop with the Planning Commission and the  
40      Council.
- 41      • S Gomm felt many of the businesses should be changed to conditional use. V  
42      Saunders agreed. He felt many businesses start out in the garage. However, as they  
43      grow they need to be reevaluated.
- 44      • B Nelson also explained pre-schools are a problem.
- 45      • S Gomm felt one of the big issues is providing parking.

- 1 • R Simmons reported one of the issues discussed when the home business license was
- 2 written, was Steve Haws' business. He needed 4 outside employees. On-site
- 3 parking was required.
- 4 • B Nelson explained contractors' employee parking is also a problem.
- 5 • Kathy Baker asked if there was a problem with semi-truck parking. The Council felt
- 6 it was limited.
- 7 • B Nelson suggested the Council also review the fees for a business license. V
- 8 Saunders suggested contacting Logan City.
- 9 • M Hubbard suggested areas where home businesses would be allowed. V Saunders
- 10 felt the uses would need to be clearly defined. B Nelson felt most of the businesses
- 11 did not negatively impact the neighborhood.
- 12 • B Nelson also suggested the Council consider a hobby occupation. V Saunders felt it
- 13 would be difficult to enforce a limit.
- 14 • V Saunders recommended meeting with the Planning Commission. D Johnson, R
- 15 Liechty, and V Saunders agreed. S Gomm asked for an ad-hoc to come up with a
- 16 model. Two from Planning, two from Council, Mayor, two staff.

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

19 Motion to enter into an executive session – S Gomm, second – S Gomm

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

21 Nay: None

22 Abstained: None

23 Excused: None

- 24 • The Council entered into an executive session at 8:15.

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

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

27 Nay: None

28 Abstained: None

29 Excused: None

- 30 • The Council returned to open meeting at approximately – 9:10 p.m.

31 Motion to adjourn – R Liechty, second – V Saunders

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

33 Nay: None

34 Abstained: None

35 Excused: None

36 The meeting adjourned at approximately 9:15 p.m.

37  
 38 Minutes taken and prepared by S Bankhead.

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 40  
 41 \_\_\_\_\_  
 42 Alma Leonhardt, Mayor

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Skarlet Bankhead, City Recorder