

1 **PROVIDENCE CITY COUNCIL MINUTES**

2 **November 10, 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:	K Baker, J Russell, R Liechty, D Astle, D Low
9 Excused:	
10 Pledge of Allegiance:	Samuel Adams from Troop 382

11
12 **Approval of the minutes for October 27, 2009 City Council Meeting:**

13 **Motion to approve the minutes from October 27, 2009 with the following changes: R Liechty, D Astle**

14 K Baker gave T Lewis a few changes earlier.

15 Pg. 1 – Line 28 – Providence City Limits

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

17 **Nay: None**

18 **Abstain: None**

19 **Excused: None**

20
21 **PUBLIC COMMENTS:**

22 Sharell Eames thanked S Bankhead and T Lewis for the professional way that they handled the elections.

23
24 **ELECTION CANVASS:**

25 **Resolution 09-031:** The Providence City Council will consider for adoption a resolution accepting the Canvass for the Providence City General Election returns.

26
27 The provisional ballots were not ready to count. We have to have the canvass by November 17th. One citizen hasn't come in and verified her vote. She has until 6:00 p.m. on November 12th. T Lewis will pick up the provisional ballots at 6:00 p.m. on November 12th. The Council can do the canvass on November 12th at 6:30 p.m.

28
29 Mayor Simmons explained to the audience what a provisional ballot is.

30
31
32 **BUSINESS ITEMS:**

33 **Item No. 1. Discussion:** The Providence City Council will discuss accessory dwelling units.

34 Teresa Osborne is requesting permission to have an accessory dwelling in their home. Her husband lost his job a few months ago and with the economy like it is she feels like the City needs to allow accessory dwellings again. She has talked to the building inspector and he told her that it would pass inspection but she had to have permission from the City to rent out her basement as an apartment. She is asking the Council to change the ordinance.

35
36 D Low asked what part of the code won't allow accessory dwellings.

37
38 R Simmons said that the Council repealed accessory dwelling units. There are a few that are grandfathered in. He believes the only way to change this is through Planning Commission and Council.

39
40 S Bankhead said this could not be done quickly with the Holidays. Planning Commission could put it on their agenda as a discussion item on November 18th but it wouldn't get to the Council until January.

41
42 D Astle asked why it was repealed.

43
44 S Bankhead said that builders were suggesting to the homeowners that if they rented out their basements you could afford a more expensive home. The Council felt like this would cause problems in the future.

45
46 T Osborne said that they have a daughter in college who would be coming home in January and she would live there with a couple of roommates.

47
48 R Simmons asked what the definition of a family is.

49
50 S Bankhead said 3 unrelated persons living in the same house.

51
52 R Simmons asked if the Council would like for the Planning Commission to revisit this code.

53
54 D Astle said that he feels like an accessory dwelling shouldn't be put into brand new homes. He believes it should be used during bad economic times. He believes there are a lot of homes that have illegal apartments in them.

55
56 J Russell said he would like Planning to look at this again. The owner of the home has to live in the house.

57
58 D Astle said that you could make this a conditional use.

59
60 S Bankhead said that Planning Commission needs to have this on their agenda as a discussion item.

1 **Item No. 2. Discussion:** The Providence City Council will discuss the possibility of creating a 4-way stop at the intersection
2 of Center and Main Streets.

3 D Astle said that several people have approached him with the problem of trying to cross Center Street at Main Street. You
4 cannot see going east or west with the parking along Main Street.

5 R Eck said that you could put a 4-way stop there.

6 D Astle said that 4-way stops impede the flow of traffic.

7 D Low said that it is difficult to see the cars coming from the south. Even walking across the street is dangerous.

8 D Astle said that there used to be a 4-way stop on 400 South and Main. It was eventually moved.

9 D Low said he doesn't feel like it will slow people down that much. If it is safer we should do it.

10 K Thompson said when it was parallel parking on Main Street it was better.

11 R Eck said the MUTCD says you need to have a traffic study. He doesn't think we can meet warrant at this intersection.

12 Personally he feels like because there are kids there it scares him. There has only been 1 accident in the last 12 months. This
13 actually works against a 4-way stop. He doesn't think a 4-way stop is the answer when he factors the kids into it.

14 J Russell asked if a 4-way stop would increase traffic.

15 R Eck said that Center Street is shut down twice a day for about 45 minutes because of the school.

16 D Low said it is a little dangerous going South on Main Street crossing west.

17 R Eck doesn't feel like it is that dangerous. You have to stop before the crosswalk and then you pull out to see if there is any
18 traffic. The busy lanes are west bound and north bound.

19 K Thompson said that cars coming from the south can't see cars coming from the east.

20 R Eck said there is a 30 foot clear view. He doesn't feel like it would meet warrant.

21 J Russell asked why Center Street is closed.

22 K Thompson said that he believes that it is because the buses are parked there and you can't see the kids crossing the road.

23 The Council doesn't feel like there needs to be a study done.
24

25 **Item No. 3. Resolution 09-032:** The Providence City Council will consider for adoption a resolution awarding the bid for
26 restrooms at Hampshire Park.

27 **Motion to approve: J Russell, R Liechty second**

28 R Eck asked that the Council accept the bid for the restrooms at Hampshire Park. The low bid was with Lundahl Building
29 Systems at \$43,195. He feels comfortable with this company.

30 **Vote: Yea: K Baker, J Russell, D Astle, R Liechty**

31 **Nay: None**

32 **Abstain: None**

33 **Excused: None**
34

35 **Item No. 4. Resolution 09-033:** The Providence City Council will consider for adoption a resolution appointing a member
36 to the Planning Commission, replacing Harry Ames whose term expired in October, 2009.

37 **Motion to approve: R Liechty, D Low second**

38 R Liechty asked who the new chairman is.

39 S Bankhead said Wendy Wimmer will be the new chair and they will elect a new vice chair on November 18th.

40 R Simmons said he would like to make Carrie Kirk a full member.

41 **Alternate motion to make Rex Gustaveson a regular member and Carrie Kirk an alternate member: R Liechty,**

42 **D Astle second**

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

44 **Nay: None**

45 **Abstain: None**

46 **Excused: None**
47

48 **STAFF REPORTS:**

49 R Eck said they re-roofed the storage shed at the softball field at the school with RAPZ money. He would like to redo the
50 bathrooms there next summer. 100 South sewer project is physically done. The citizens need to hook-up to it. There were
51 very few change orders and the road is much better. There is one more payment request and we will be done with it.

52 R Simmons said if they pave the road impact fee money cannot be used for this.

53 R Eck said he would like to put in a nice gate at the end of the road for closure. The parks are put to bed. Public Works is
54 caught up on the leaves.

55 K Baker asked about the power poles on 100 South.

56 R Eck said the power poles do not belong to the City. The road was not budgeted to widen.

57 R Liechty asked if R Eck would look at 3 steel poles on 100 West and 100 North. It looks like the owner is trying to keep
58 people off his grass.

1 S Bankhead believes the audit is done. Craig Call did a land use class in Hyrum. The entire DRC staff went to this
2 conference. There were excellent speakers at this conference. A couple of the speakers talked about what brings commercial
3 businesses into the City. The election process went very well. Our election judges were excellent. Iron Gate Grill provided
4 lunches for the judges. All in all it was a good day. She thanked Ferris Groll and President Cook for the use of the church
5 building. The Christmas lighting contest is coming up. The Council will be the judges and they will be contacting Dave Low
6 with their choices. Soccer registrations will start in January and baseball registrations will start in February. Dog License and
7 Business Licenses are due.

8 D Astle said there are a lot of empty businesses in our commercial area.

9 S Bankhead said that the retail vendors that are down there are not very happy with the landlord.

10 J Russell said there are some challenges down there.

11 D Astle asked if Iron Gate Grill is staying.

12 S Bankhead said that it will depend on the landlord.

13 D Astle asked when the updates for the City Code will be available.

14 S Bankhead said she hoped by the meeting in December. Does the Council want it completely correct before it goes on the
15 web page or would they like it to go up as a draft and let the public help with the bugs?

16 Council said to let the public help.

17 S Bankhead discussed the sales tax.

18
19 **COUNCIL REPORTS:**

20 K Baker talked about the trees. She went to Smithfield and got a copy of a letter that they received from Rocky Mountain
21 Power about replacing the trees. Smithfield was given a \$150 voucher to replace each tree. Rocky Mountain Power doesn't
22 take any responsibility for poisoning the trees but she feels like they should remove the trees.
23 The Council will meet on December 8th. They will only hold one meeting in December.

24
25 **Motion to adjourn: R Liechty, K Baker second**

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

27 **Nay: None**

28 **Abstain: None**

29 **Excused: None**

30
31 Meeting adjourned at 7:20 p.m.

32 Minutes taken and prepared by Terri Lewis

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35 _____
36 Randy Simmons, Mayor

Skarlet Bankhead, City Recorder