

1 **PROVIDENCE CITY COUNCIL MINUTES**

2 **July 9, 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
9 Excused:	D Low
10 Pledge of Allegiance:	K Baker

11

12 **Approval of the minutes for June 23 2009 City Council Meeting:**

13 **Motion to approve the minutes from June 23, 2009: R Liechty, K Baker second**

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

15 **Nay: None**

16 **Abstain: None**

17 **Excused: D Low**

18

19 **PUBLIC COMMENTS:**

20 None

21

22 **BUSINESS ITEMS:**

23 **Item No. 1. Discussion.** The Providence City Council will discuss recent and proposed improvements in Providence Canyon.

24 **Motion to discuss: R Liechty, J Russell second**

25 The Forest Service was present to explain some of the things that have been done in the Canyon.

26 Val Simmons was also present to discuss some of the changes.

27 R Simmons went up the Canyon this morning and took pictures. He showed them to the Council and audience and explained what has been done with the fencing.

28 He showed the fencing that has been put up to keep motorized vehicles off. He showed the areas where motorized vehicles are allowed.

31 R Simmons asked the Forest Service what the plans are for Billie's Camp.

32 Connie McCaughey from the Forest Service explained that they would like to leave that for group camping.

33 R Simmons said the Quarry is about the only place that kids can ride their four-wheelers.

34 C McCaughey said the Forest Service has to answer to the Chief. They have to manage wildfire situations, water sheds, open space and recreation management. They go out 4 times a year and make recommendations for changes that they feel need to be made. A month ago their specialist came out to look at the proposed trail up Providence Canyon. The specialist didn't like the effects that have been had in the watershed areas and the unmanaged recreation. This happened really fast and she

37 apologized for not letting the Mayor and the public know about the fencing. They also are thinking about removing some of the fencing for camping. They may do a little more fencing down the road. They are still going to put in the trail up the

40 Canyon. They feel this is the best Canyon for multiple uses.

41 S Bankhead asked what the time frame for the trail is.

42 C McCaughey said they plan on starting the second week in August. They are working with DWR. DWR has to get permission from Fish and Game. The Forest Service will do their part of the trail even without the DWR.

44 R Simmons said that our watersheds are on DWR property. The City has no authority over property in the Canyon. He said it would be nice if the City was at least consulted.

46 C McCaughey hopes that once the public starts using the trail they will be more considerate. They hope the abuse can be controlled.

48 Peggy Wilson from the Forest Service talked about ADA regulations in the Canyon.

49 R Simmons asked the Forest Service what the City needed to do to assist them.

50 C McCaughey asked if the City would support them in closing off the hill climbing and unnecessary motorized vehicles. She talked about some different options that could be used.

52 D Astle asked how to get the road to the Canyon drivable.

53 C McCaughey said the County received a lot of stimulus money to redo those kinds of roads.

54 J Russell asked what needs to be done to get some of this money.

55 C McCaughey said they just need to go and get the money.

1 J Beazer asked if the Forest Service would be interested in citizen input.
2 V Simmons said that when the public sees something going on that shouldn't be they can ask them to stop.
3 R Eck said Providence Lake has about 6 ½ feet of water in it.
4 S Bankhead asked where people can ride a horse up the Canyon.
5 C McCaughey said they will be allowed on the single track trail. Horses are not as restricted.
6 P Wilson said if we make some good dispersed camping we can get the trail to where people will enjoy it.
7 V Simmons asked about fire pits. Can we control this better?
8 C McCaughey said at this time they don't want to go that route.
9

10 **Item No. 2. Resolution 09-024:** The Providence City Council will consider for adoption a resolution approving PB
11 Americas, Inc. Contract Modification No.2 for a box culvert to be included in the 100 East 800 South (Logan) to Providence
12 Lane project.

13 **Motion to approve: R Liechty, D Astle second**

14 S Bankhead said the CMPO road is coming across Spring Creek road. They need to cross the creek so the engineers decided
15 they need to put in 2 culverts. R Eck is concerned about debris that could be caught in the culverts. He asked that a box
16 culvert be used instead. This is going to be a change order. This will add \$32,154 to the project.
17 S Bankhead said John Gilchrist said the water flow was too big for one pipe.
18 R Eck said storm water is dumping into that creek everyday. You need to have someone competent on a backhoe to clean out
19 these culverts when necessary. A box culvert is easier to deal with. The money is not going to come out of the City's pocket.
20 S Bankhead said the City has to put in 7% of the total funding. J Gilchrist said there is plenty of money to take care of this.
21 The engineers have reduced their estimates about 15%.
22 R Simmons said the worst case scenario is the City will have to pay 7% of the \$32,000.
23 S Bankhead said a box culvert is not a betterment. It will be covered by some portion of the funding. She asked the Council
24 to approve the modification so we can return the contract. We would like to be able to bid this in September. Property
25 acquisitions are moving along.

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

27 **Nay: None**

28 **Abstain: None**

29 **Excused: D Low**
30

31 **Item No. 3. Resolution 09-025:** The Providence City Council will consider for adoption a resolution approving the
32 Development Agreement and the Addendum to the Development and Public Improvement Installation Agreement for
33 Providence Crossroads Commercial Subdivision an alteration of Lots 3 and 5 of the Gateway Subdivision, located generally
34 at Gateway Drive and Golf Course Road.

35 **Motion to approve: R Liechty, K Baker second**

36 S Bankhead explained to the Council that the only parts changed in the agreement are in yellow and green. She went through
37 the agreement and explained the additions to the agreement. The Planning Commission approved the final plat and the City
38 Engineer has the construction drawings which he will sign. Scott Kjar, Sky Properties attorney has approved this agreement
39 and our City Attorney is looking it over.
40 D Astle asked about the easements to the lots.
41 D McFarland said lot 3 and 7 has the easements that are defined in the CCR's. There are 5 accesses total.
42 S Bankhead explained how the easements work with site plans and possible property buyers.
43 K Baker asked about lot 1.
44 D McFarland said lot 1 is unbuildable.
45 S Bankhead said the Planning Commission really pushed to have an open feel to the subdivision. She explained the new rules
46 for street lights with Rocky Mountain Power.
47 R Simmons asked about the number of accesses.
48 S Bankhead said that the way the ordinance is worded they were allowed that amount of accesses. The developer is actually
49 trying to work with us on this. Our ordinance definitely needs to be worked on.
50 R Eck said staff asked the developers for minimum access. This has been addressed.
51 R Liechty said he is very concerned about the number of accesses on the MPO road.
52 S Bankhead said accesses are not shown on the plat. The developer can change an access if the tenant wants to. They can be
53 as close as 100 feet apart. You can only have 1 access for every 150 feet of frontage.
54 K Baker asked if any of the lots are sold.
55 D McFarland said not at this time.

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

57 **Nay: None**

58 **Abstain: None**

1 **Excused: D Low**

2
3 **STAFF REPORTS:**

4 S Bankhead said Staff is working on the ordinances. Craig Call is coming to DRC on Tuesday to talk about uses and mixed
5 use for commercial zones. Planning Commission held a public hearing on the mixed use zone. Randy Simmons would like
6 for the Commission to look into the accessory dwelling ordinance that deals with sheds, etc.

7 S Bankhead said baseball season is winding down. There will be a surplus sale this Saturday at Zollinger Park. It will be held
8 like a yard sale.

9 R Eck said the 100 south sewer project is moving along. The Main street project will start tomorrow. Dale's Well went down
10 this week. We had to buy a new electrical component. It should be up this weekend. Hampshire Park has sod. This is a nice
11 park. Marie Olson asked if the park could be named after their grandson.

12
13 **COUNCIL REPORTS:**

14 D Astle said one citizen asked about engine brakes. The City doesn't ban jake brakes. He said he sees a lot of kids on 4-
15 wheelers without helmets or parents.

16 S Bankhead asked about the trail. If DWR doesn't sign off on the trail does the City have to build a partial trail or can they
17 take the RAPZ tax and use it for the restrooms.

18
19 **Motion to adjourn: R Liechty, D Astle second**

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

21 **Nay: None**

22 **Abstain: None**

23 **Excused: D Low**

24
25 Meeting adjourned at 7:35 pm.

26
27 Minutes taken and prepared by Terri Lewis

28
29
30 _____
31 Randy Simmons, Mayor

Skarlet Bankhead, City Recorder