

1 **PROVIDENCE CITY COUNCIL MEETING**
2 **September 25, 2018 6:00 PM**
3 **Providence City Office Building, 164 North Gateway Drive, Providence UT**
4

5 Opening Ceremony:

6 Call to Order: Mayor Drew
7 Roll Call of City Council Members: Mayor Drew
8 Attendance: K Allen, K Eck, B Fresz, D Giles, R Sneddon
9 Pledge of Allegiance: Mayor Drew
10 Opening Remarks – Prayer: None
11

12 **Approval of the minutes**

13 **Item No. 1.** The Providence City Council will consider approval of the minutes of September 11, 2018.

14 **Motion to approve the minutes for September 11, 2018 – B Fresz, second – R Sneddon**

15 **Vote:**

16 **Yea: K Allen, K Eck, B Fresz, D Giles, R Sneddon**

17 **Nay: None**

18 **Corrections:**

- 19
- 20 • Page 1 line 53 here Hair
 - 21 • Page 2 30 -31 ~~the city will pay for each connection that is not used below 500.~~ Skarlet will reword [The Developer conveyed 457-acre feet of water. The City purchased 100-acre feet at the time of conveyance. In the event that any portion of the water held in trust by the City for the Developer remains unused by the Developer after a period of 15 years (the agreement is dated 01/18/2005), the City agreed to purchase the unused portion at a price of \$1,350 per net acre foot.]
 - 22
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 - 24
 - 25 • Page 3 line 5 rates scheduled to **factor in** the amount of property being watered
 - 26 • Page 3 line 46 Logan Regional Rate Committee
 - 27 • Page 4 line 11 by law has the right to representation
 - 28 • Page 4 line 52 150 water meters remaining
- 29

30 **Public Comments:** Citizens may appear before the City Council to express their views on issues within the City's jurisdiction. Comments will be addressed to the Council. Remarks are limited to 3 minutes per person. The total time allotted to public comment is 15 minutes. The City Council may act on an item, if it arose subsequent to the posting of this agenda and the City Council determines that an emergency exists.

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- 32 • Hal Hansen, Providence explained 70 years ago there was a well in his yard. It has created a hole and is slowly washing away from irrigation water. He spoke with R Stapley, Public Works Director at the last meeting about what he can do. He stated R Stapley came on his own time to discuss possible solutions and recommendations. He thanked R Stapley.
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39 **Public Hearing(s):** Prior to making a decision to amend the impact fee enactment for roadway facilities, adopt a Transportation Impact Fee Facilities Plan, and adjust the impact fee for roadway facilities, the City Council is holding a public hearing. The purpose of the public hearing is to provide an opportunity for anyone interested to comment before action is taken. The City Council invites you to attend the hearing in order to offer your comments.

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- 41 • Mary Hubbard asked during the discussion, the terms be explained in layman's terms.
 - 42 • Kirk Allen suggested it would be helpful to have a list of the acronyms.
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47 **Business Items:**

48 **Item No. 1. Discussion – Cache Achieve:** The Cache County Attorney's Office recently received funding for a pilot program called Cache Achieve. Terry Warner, Director-Victim Services, will give an overview of the program.

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- 50 • Terry Warner has been with Cache County as a victim's advocate for 22 years and a little over 4 years ago was appointed to be on the State Board of Education as an elected official.
 - 51 • T Warner explained Cache Achieve is a program where someone can go to Bridgerland Technology College
- 52

1 and learn a skill and receive a certificate in lieu of jail time. However, they would still be required to go
2 through counseling services. This program is geared towards low level offenders in the justice courts. In
3 2017 this program was offered to 13 people. Of these 13 people all have completed programs at
4 Bridgerland and have not been arrested since. She also explained this program officially starts this week
5 and cases are being screened. Participants are expected to maintain a B average and have 80%
6 attendance. If there are minor children in the home it is mandatory that the child's attendance in school
7 be 90%. Defendants entering this program are responsible for the cost of attending Bridgerland. She
8 believes this program will save taxpayers a significant amount of money.

- 9 • K Allen explained searching for alternatives to jail time is an important step in saving taxpayers and courts
10 money.
- 11 • Mayor Drew asked if judges and prosecutors were aware of the program. T Warner stated she is unsure if
12 all are aware.
- 13 • R Sneddon asked if those who have completed are required to complete a “what did I learn from this
14 experience?” T Warner said they are not required to do that but it is a great idea.
- 15 • B Fresz asked if the pilot program would have end of year metrics. T Warner explained The Commission
16 for Criminal and Juvenile Justice came up with the goals and measurements at the state office that will
17 determine if this program is successful or not.
- 18 • B Fresz asked how many people they would have in the program in the next year. T Warner explained
19 they will try to screen 100 - 150 people per month for the program. She explained some people will
20 refuse the program so they will count how many people it was offered to and how many complete the
21 program instead. She is hopeful 100 people per year will graduate with a certificate.

22 **Item No. 2. Proclamation:** October 2018 – Domestic Violence Awareness Month

- 23 • Mayor Drew read the proclamation.
- 24 • Terryl Warner reviewed the proclamation.

25 **Item No. 3. Resolution 032-2018 Planning Commission Alternate:** The Providence City Council will consider for
26 adoption a resolution appointing Laura Banda as a Planning Commission Alternate.

27 **Motion to approve 032-2018 – B Fresz, second – D Giles**

28 **Vote:**

29 **Yea:** K Allen, K Eck, D Giles, R Sneddon, B Fresz

30 **Nay:** None

31 **Abstained:** None

32 **Excused:** None

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34 **Item No. 4. Ordinance – Impact Fees for Roadway Facilities:** The Providence City Council will consider for
35 adoption an ordinance adopting an Impact Facilities Plan for Roadway Facilities, adopting an Impact Fee Analysis
36 for Roadway Facilities, and amending Providence City Code Title 9 Chapter 1a Impact Fees.

37 **Motion to adopt – K Allen, second – B Fresz**

38 **Replacement motion**

39 **Motion to continue – B Fresz, second – K Eck**

40 **Vote:**

41 **Yea:** K Allen, K Eck, D Giles, R Sneddon, B Fresz

42 **Nay:** None

43 **Abstained:** None

44 **Excused:** None

45 Discussion prior to vote:

- 46 • Susan Becker, Zions Public Finance Inc., explained the impact fee analysis.
- 47 • Impact fees are one-time fees for new development that help offset capital costs.
- 48 • S Becker explained Utah law strictly outlines the impact fees. Section 11-36a. There is an IFFP (Impact
49 Fees Facility Plan) which is the technical engineering document. The other document is IFA (Impact Fee
50 Analysis) which looks at the costs that are associated with new development.
- 51 • An impact fee is required by law to look at existing and proposed service levels.
- 52 • S Becker explained an impact fee has two main components, excess capacity and new construction.

- 1 • Impact fees have to be spent within 6 years of being collected.
- 2 • Mayor Drew asked if grant money is received does the IFFP have to be redone. S Becker explained only a
- 3 portion should be reduced because new development should share in the cost.
- 4 • This motion will be continued for the October 9th meeting in order to receive an invoice from a developer.

5 **Item No. 5. Resolution 033-2018 Impact Fee Schedule:** The Providence City Council will consider for adoption a
6 resolution amending the Providence City Impact Fee Schedule.

7 **Motion to continue 033-2018 – B Fresz, second – K Eck**

8 **Vote:**

9 **Yea: K Allen, K Eck, D Giles, R Sneddon, B Fresz**

10 **Nay: None**

11 **Abstained: None**

12 **Excused: None**

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14 **Item No. 6. Discussion:** The Providence City Council will discuss accessory dwelling units.

- 15 • Mayor Drew explained the council attended the Utah League of Cities and Towns last week. There was a
- 16 lot of discussion in regards to alleviating the housing shortage.
- 17 • Peter Crosby asked about the concern of negative impacts.
- 18 • R Sneddon expressed concern that someone may do it just for financial gain.
- 19 • Alternative for dwellings that would meet the needs for an important part of the population.
- 20 • Lower cost housing helps address the housing shortage.
- 21 • One unit would be owner occupied.
- 22 • Some of the benefits are lower cost housing, financial independence, child independence.
- 23 • ADU can be attached and detached, follow zone requirements, no extra parking required
- 24 • Rowan Cecil recommended including it in the general plan.
- 25 • Mary Hubbard expressed concern about neighborhoods turning into multi-home lots, rather than single-
- 26 family lots. She felt parking needed to be addressed. She felt impact fees should be charged. She
- 27 expressed concern about how to bill for utilities.
- 28 • Vickie Holmgren agreed with Mary Hubbard that a certain amount of people live in an area because it is
- 29 single-family homes. She felt it would be awful for the zoning to change. She can see the purpose and felt
- 30 they were good.
- 31 • Mayor Drew explained when current residents moved here they changed the surrounding area.
- 32 • K Eck explained anyone moving next door could turn out to be really, really awful.
- 33 • K Allen explained the City does look at the impacts on existing residents.

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35 **Staff Reports:** Items presented by Providence City Staff will be presented as information only.

36 **R Stapley, Public Works Director:**

- 37 • Summer street projects are complete.
- 38 • Baur Avenue will have all water main installed and tested. All services will probably be in within two
- 39 weeks.
- 40 • Will have the new meters for this budget year installed in the near future.
- 41 • The fence around Broad Hollow Spring will be upgraded in the next two weeks.
- 42 • R Stapley explained April Fredrickson has been very good to pick up the storm water office duties.
- 43 • This Hillcrest grading plans are out to bid. He will be following up with contractors.
- 44 • The 400 South hydro seed is taking well.
- 45 • K Allen complimented the public works department.
- 46 • Mayor Drew reported staff is discussing how to deal with homeowners that are pumping sump water into
- 47 the sewers. R Stapley reported he has two recorded sump pump violations; the clear water cycling can be
- 48 seen while watching video flows in the sewer connections at the location in question.

49 **S Bankhead, Administrative Services Director:**

- 50 • The audio/video technicians are working to figure out why there have been difficulties with the
- 51 equipment not working properly.

- The financial reports are ready to be emailed.
- S Bankhead reported they will be looking for someone to take on land use duties.
- S Bankhead reported the City Celebration will be this Friday and Saturday.

Council Reports: Items presented by the City Council members will be presented as informational only; no formal action will be taken. The City Council may act on an item, if it arose subsequent to the posting of this agenda and the City Council determines that an emergency exists.

- B Fresz reported he went to the Clean-Air workshop at the ULCT. There is grant money available.
- B Fresz reported Utopia Fiber is coming to the Cache County area. Breakeven point is 30% of the residents involved. The first step is a survey to see if installation is viable.
- He suggested installing water turbines to control the flow rather than a pressure-reducing valve.
- Mayor Drew explained there may be other places the turbines can be installed. He also suggested putting together a list of projects to combine in a bond.
- R Stapley reported the CRS hydrologist is studying the Zone 2 reservoir area for a well.
- K Allen suggested bottling Broad Hollow Spring Water.
- K Allen received a compliment from a 95-year-old woman on his purple city shirt.
- R Stapley – no additional
- K Eck – no additional
- D Giles – felt the Christmas tree purple lights were better for Halloween.
- Mayor Drew reported he attended a meeting in Millville with Mayor Hair and Mayor Dustin, and John Mackay, from DWQ.
- Mayor Drew reported Brynn Mortensen would present information during our October 9 meeting from the housing coalition.
- The COG will meet Monday, October 1, to discuss the application awards.
- Mayor Drew will attend a meeting in the morning at the DWQ in Salt Lake City to support Logan City's request for additional money for the wastewater treatment plant.
- Mayor Drew and S Bankhead will meet with Chris Checketts Thursday morning.
- The secondary water ordinance will be discussed at executive staff tomorrow.
- Mayor Drew gave the council the call data from Logan Fire. Providence City's percentage of the calls is about 6%. Mayor Drew felt there was some talking points to discuss with Chief Hannig.

Executive Session Notice:

The Providence City Council may enter into a closed session to discuss pending or reasonably imminent litigation as allowed by Utah Code 52-4-205(1)(c).

The Providence City Council may enter into a closed session to discuss professional competence or other factors allowed by Utah Code 52-4-205(1)(a).

The Providence City Council may enter into a closed session to discuss land acquisition or the sale of real property Utah Code 52-4-205(1) (d) and (e).

Motion to adjourn – K Allen, second – K Eck

Vote:

Yea: K Allen, K Eck, D Giles, R Sneddon, B Fresz

Nay: None

Abstained: None

Excused: None

Meeting adjourned approximately 8:41 PM

Minutes prepared by Mindi Petersen

APPROVED 10/09/18

John Drew, Mayor

Skarlet Bankhead, City Recorder