

1 **PROVIDENCE CITY COUNCIL MINUTES**

2 **July 1, 2019 6:30 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: John Drew, Kirk Allen, Kristina Eck, Brent Fresz, Dennis Giles, Roy Sneddon
9 Excused:
10 Pledge of Allegiance: Mayor Drew
11 Opening Remarks – Prayer: Mayor Drew, Mark Thompson

12
13 **Item No. 1. 100 South from 200 W to approximately 400 W.** The Providence City Council will consider for approval
14 options to improve 100 South from 200 West to approximately 400 W.

15 **Motion to select option 4 for right of way for the COG application: — B Fresz, second — K Eck**

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

17 **Nay:**

18 **Abstained:**

19 **Excused:**

20 **Discussion:**

- 21
- 22 • K Allen said that he thought a lot about the issue of 100 South this week. He went to the street to look at
23 it several times. K Allen felt that waiting for the developer to put in the road might delay the road going
24 through for a long time. The developer would have to acquire the land and obtain approval from property
25 owners, etc. Some property owners have said that they would never give up any of their land. He doesn't
26 think that it is in the best interests of the city to wait for development.
 - 27 • B Fresz said that he doesn't believe that the barriers [closing off 100 South] belong there. He said that we
28 should make a decision so that we can have a basis for seeking grant money. We also need to uncloud the
29 title. If we don't get the COG money, he doesn't feel like there is any rush to improve the road. If we do,
30 then we should go through and improve it.
 - 31 • D Giles wished that we could wait until the title is unclouded. However, since we are going for the COG
32 money, it might be best to make a decision now. He would pick a modified version of option 4.
 - 33 • K Eck asked how long it takes for us to know the results of the COG application [for grant money].
 - 34 • Mayor Drew explained the COG process. The deadline for the application is August 13th. There is a
35 committee that has representatives from every city that scores the applications. S Bankhead is our
36 representative. Then there is a presentation from each one of the applicants. Then the committee makes
37 a decision. Their decision goes to the county council for approval. The process takes until about mid-
38 November.
 - 39 • K Eck felt that option 4 is the best option. It is easier for the Pedersen's and the house to the east of them.
 - 40 • R Sneddon felt that the council is unnecessarily rushing for the COG money. However, he believes that the
41 road will go through eventually. R Sneddon asked the residents of 100 South to consider a road that they
42 can live with. There are options that can promote positive aspects, such as trees. The road needs to move
43 traffic, but it doesn't need to be the preferred route for long distance travel. If he had to vote on
44 acquisition of right of way, he would choose option 4 because it has the least impact on the residents of
45 100 South.

46 **Item No. 2. Consideration – Spring Creek Water Company Agreement (SCWC).** The Providence City Council will
47 consider and may take action on an agreement between Spring Creek Water Company and Providence City
48 regarding use of the City owned SCWC water shares, that have been designated as municipal use, in the City's
49 culinary water system.

- 50
- 51 • Mayor Drew explained that the council has received an updated draft agreement between the city and
52 Spring Creek Water Company. He said that the council is fine with the requirement not to take more
53 water after .42 [measured on the weir]. However, the city would like to have an outside study at the city's

- 54 expense determining the accuracy of the .42 number. Other than that, what Spring Creek Water
 55 Company's attorney Steve Styler asked for is what is in the agreement.
- 56 • R Daniels of Spring Creek Water Company asked if there was any problem with the previous agreement
 57 that we had.
 - 58 • D Giles and K Eck said that they didn't know. K Eck has been taking the advice of our lawyers.
 - 59 • R Sneddon said that the number .42 is a problem. What exactly does it mean? Does it include the city's
 60 use, or does it not include the city's use?
 - 61 • R Daniels reported that the city's own lawyer said that the taking of water in April and October has
 62 worked flawlessly. He asked why we needed to spend money on lawyers when the agreement was
 63 working.
 - 64 • Mayor Drew said that the city's water attorney, Craig Smith, advised the city not to sign the [first] draft
 65 agreement. C Smith said it was very one sided and left the city without many options as a major
 66 shareholder. Mayor Drew said that not too many years ago, the number [on the weir] that was the
 67 standard was .35, not .42. Which is it? Also, the situation is in flux because the weather changes every
 68 year, and so do the number of people who use their irrigation water. Mayor Drew said that B Fresz has
 69 put forward suggestions for measuring the water flow on each lateral so that the water company can
 70 have real time data on the changing situation.
 - 71 • R Daniels asked about the number .35 that Mayor Drew mentioned.
 - 72 • R Stapley said that there are different numbers that have been referenced depending on a variety of
 73 factors, such as the time of year. The number has been a bit fluid. He also said that the language in the
 74 agreement references .42 CFS. He is not sure if the number .42 on the scale at the weir actually
 75 corresponds to CFS. The number .42 doesn't measure the amount of water going into the irrigation
 76 system, it only measures the amount going over the weir. There are many variables, and therefore there
 77 is some give on the number .42.
 - 78 • R Daniels said that when it gets down to .35, the system does not work.
 - 79 • B Fresz asked how much CFS .42 on the weir represents. It would be better in the agreement to have a
 80 flow rate than a measurement based on the weir. It will stand the test of time better if it is a flow rate.
 - 81 • R Daniels said that he has a chart that tells him what the CFS is based on the weir measurement. He didn't
 82 bring it with him. He thinks it is probably accurate. B Fresz asked that R Daniels get that number for him.
 - 83 • B Speth, President of Spring Creek Water company, said that there are many things in the irrigation
 84 system that could be improved. However, the agreement of October and April preceded the change
 85 application. B Speth wrote the agreement, and his attorney had no problem with it.
 - 86 • S Bankhead said that Craig Smith, the city attorney, reviewed the agreement as well.
 - 87 • B Speth said that we can change the number .42 to a flow rate. That is not a problem. However, he was
 88 concerned about whether an engineering study would lead to a line in the sand.
 - 89 • B Speth said that human intervention on nearly a daily basis is part of how this has worked in the past. In
 90 the past, the company has been able to tell R Stapley when there is extra water. R Stapley can change the
 91 water flow rates from his phone.
 - 92 • B Speth said that .42 was what they came up with as a company. Using that standard has worked. It may
 93 not be exact. B Speth said that the water company is not trying to cheat the city out of water. The .42
 94 supplies the city's shares as well. However, if the city pulls a large number of shares out of Spring Creek
 95 from a new diversion point, shareholders down the line may suffer. The city may not even be able to use
 96 its own shares further down on the lateral, such as to water [Braegger] Park.
 - 97 • B Speth said that the agreement tends to indicate that the city wants to freely move its shares between its
 98 diversion point up the canyon, and the diversion point at the mouth of the canyon. This can cause
 99 problems for the water company and its scheduling. It would take a sophisticated system to handle this.
 100 The agreement has a grey area in this regard.
- 101 B Speth referred to a drawing of the Spring Creek system that he displayed on the council room TVs:
- 102 • B Speth explained that Spring Creek's water supply is complicated. It has many sources, and there is also
 103 significant water loss from the creek bed.
 - 104 • B Speth said that the upper falls and the lower falls at Rocky Hollow contribute to the water system.
 105 Broad Hollow Springs is another source.

- 106 • B Speth explained that before the April and October agreement, during April-October water was fed
107 through a city line and dumped below the SCWC weir at the mouth of the canyon because the city was
108 not allowed to take any water during those months. Later, a new city line was added that fed into Coomb
109 Reservoir. During the months of April-October, the water backed up and overflowed into the stream bed.
110 When that system was built, it was connected to a pipeline so that in dry years, the water from Broad
111 Hollow Spring could be piped to the mouth of the canyon for Spring Creek irrigators to use. The pipe has
112 holes in it, and the seepage water now comes back out into the stream. Before the days of the
113 agreement, during the months of April and October the city had to pump water up to its water tank even
114 though water was overflowing into the creek. Mayor Calderwood worked out an agreement between the
115 city and Spring Creek Water Company so that the city could use the water during the months of April and
116 October.
- 117 • B Speth said that Mayor Calderwood wanted the water company to be able to use the old pipe [with holes
118 in it]. That way, because more water would get down to the Spring Creek irrigators [due to decreased loss
119 when compared to the creek bed], the city could take more water [up at the spring]. R Stapley confirmed
120 that the pipe is still functional. B Speth said that the water company recommended that the pipe be
121 moved in conjunction with the agreement so that it dumps its water above the weir. That way, the water
122 company could know how much water was coming through. The pipe never got moved, although the April
123 and October agreement did go into effect.
- 124 • B Speth said that the company's goal is to let the city use any excess water in the months of April through
125 October as long as the company can get the water it needs.
- 126 • B Speth said that the company has no problem with the city doing an engineering study. The study would
127 need to include an analysis of the water in the Spring Creek delivery system to insure that the last person
128 on each lateral can still get water.
- 129 • B Speth said that the city needs to install a meter that can measure how much water is coming out of
130 Broad Hollow Spring. Currently, there is only a meter measuring how much is going into the tank.
- 131 • B Speth said that he is addressing his remarks to a dry year. With the change agreement, the company
132 needs assurance that they will get their share of the water from Broad Hollow Springs in a dry year. In the
133 dry years, the spring may be the only source of water for the company. If the city takes their water shares
134 at the spring without measuring how much is coming out of the spring, they may take more than their
135 shares represent [during that year].
- 136 • B Speth said that we need to get things worked out before the agreement goes into effect. The water
137 company's attorney disagrees with the city's attorney that we should proceed with the change agreement
138 and work out the details later. The company would like the city to have the water, but they can't sign a
139 blank check. He said that he would be happy to sit down with the city to work out the details as soon as
140 possible. He would like the Spring Creek board to do a workshop with the city council. He feels that this
141 will be more useful than hiring an engineer.
- 142 • Mayor Drew asked if the company and the city can mutually choose an engineering firm. B Speth said that
143 this would be fine.
- 144 • B Speth suggested that the city sign the April and October agreement even before this new agreement is
145 finalized. The April and October agreement does not change the status of either party.
- 146 • B Fresz said that he can see how moving around the shares could be abused. He asked how much time
147 would be an appropriate notice to move shares around.
- 148 • R Daniels said that he is not a full time water master, so he can't be going around moving the shares. He
149 already spends 30 hours per week working at the water company. B Speth said that maybe engineers
150 would give us an idea of how much notice should be given.
- 151 • Sharell Eames of Spring Creek Water Company said that there is a process for moving shares in the
152 bylaws. B Speth said that when the bylaws were written, they were written to be very rigid as far as
153 moving water around. The company may need to modify their bylaws.
- 154 • B Speth said that in his letter, their attorney listed the conditions that the company would agree to.
- 155 • B Speth said that on July 5th, the water change agreement will be automatically approved by the company
156 as per state statute if the company does not respond. He referenced State Code 73-3-3.5 (3).

- 157 • B Speth read from the letter from the company’s attorney. The letter said that it would be premature for
158 the water company to sign the change agreement before it knows how conditions will be complied with
159 by Providence. The company needs to make sure that shareholders are protected from impacts of the
160 proposed change application. The letter spoke about the factors that Spring Creek Water company may
161 consider before approving the change application (see State Code 73-3-3.5 (4)(a)).
- 162 • B Speth said that the company is not opposed to an engineering study to evaluate the number .42.
- 163 • Max Pierce, city engineer, said that it is a mistake to get an engineer involved in this. He said that the
164 irrigation company knows their system better than anyone. If the irrigation company says .42, he suggests
165 that the city go with that. The engineer will have to make many assumptions, and those assumptions will
166 be critiqued by the irrigation company. Many of those assumptions will probably be wrong in some way. It
167 will waste a lot of time and money.
- 168 • Mayor Drew asked about George Daines’ pond. He asked whether the number .42 would be unnecessary
169 if all 50 city shares that go into the pond were taken out at Broad Hollow Spring.
- 170 • M Pierce said that this is not necessarily the case. The lateral that goes to George Daines’ pond is mostly
171 piped. There may be very little loss, although nobody has measured it.
- 172 • Mayor Drew said that the best thing for the city would be to take all the water that its shares represent
173 directly from Broad Hollow Spring. We need to do this while also respecting the needs of the remaining
174 shareholders. This is the problem that we need to solve.
- 175 • M Pierce said that an engineering study on the system would not solve the problem. The best way right
176 now to solve the problem is for the city to sit down with the irrigation company in a spirit of cooperation.
177 Anything other than that will cost a lot of time and money, and may end up harming the city and the
178 irrigation company. The system is very unsophisticated. Having more sophisticated measurement of the
179 water would help, but it will take money and time to get there. There is a lot of unused water in the
180 system that could be put to beneficial use. It is in everyone’s best interest to come together and
181 cooperate. If all sides understand that the irrigation system cannot be harmed, then they can come
182 together in a spirit of cooperation and try to understand the other side’s issues.
- 183 • K Allen said that he doesn’t feel that the city has been trying to steal any water or be oppositional. He
184 doesn’t know what the problem has been. K Allen said that in this day and age, we need legal agreements,
185 not just understanding between the parties.
- 186 • B Speth agreed with K Allen. He said that he has no issue with anyone on the council. He has wanted to
187 work with the city. As K Allen said, we need agreements. We don’t yet have one for the proposed change
188 application.
- 189 • B Speth said that because of the July 5th deadline, the change application must be denied. The company
190 will be happy to work with the city as expeditiously as possible after that to create an agreement for the
191 change application.
- 192 • R Sneddon asked if the .42 excludes the city. B Speth said that it includes the city’s shares. However,
193 previously we were not considering taking out the water at a different diversion point.
- 194 • Sharell Eames explained that water shares, including the city’s shares, that shareholders indicate that they
195 will not use are not put on the schedule for the season. She said that [the water is then scheduled so that]
196 there is no unused water.
- 197 • R Sneddon asked if it would work for the city to remove water from the mouth of the canyon every time
198 the city’s shares were scheduled.
- 199 • B Speth said that the company doesn’t schedule at the point of diversion. They schedule in laterals. The
200 city has shares in all nine laterals. The city would have to take water at each lateral. R Sneddon asked
201 what the difference is between taking it down the lateral and taking it at the mouth of the canyon.
- 202 • R Daniels said that each lateral receives an amount of water based on the shares in that lateral. There
203 needs to be a certain amount of water in each lateral for the pumps to work that are in some laterals. If
204 you take away the water before it even gets there, the pumps will not work.
- 205 • Wes Bitters, Vice President of Spring Creek Water Company, said that the company feels that they need
206 .42 [at the mouth of the canyon] to manage the system. Until that is proven wrong, we need to go with
207 that assumption.

- 208 • R Daniels said that there are some adjustments that can be made on the laterals. He said that there are
- 209 some shares that are not being used, such as on Bear Lateral.
- 210 • B Speth said that the company did not want to deny the change application. However, it has come down
- 211 to the 11th hour, and there are still things that we need to work out. He gave S Bankhead written notice of
- 212 the denial.
- 213 • Mayor Drew asked whether if the city took all of its shares out from Broad Hollow Spring, the
- 214 measurement at the weir could be less than .42 [because less water would be needed in the laterals to
- 215 supply those shares].
- 216 • B Speth said that it is hard to say what the effect would be. The company doesn't know exactly how much
- 217 water volume they would need in order to get water to the end of the lateral if the city took its shares out
- 218 of the system.
- 219 • Mayor Drew asked if the city shares are carry water. B Speth said that all shares are carry water for
- 220 everyone else's shares.
- 221 • Mayor Drew asked whether if a lateral was piped it would make a difference. B Speth said that it would.
- 222 He is not opposed to piping laterals. However, [open] water flowing has some [aesthetic] value.
- 223 • Mayor Drew brought up users who are allowing their irrigation water to overflow and causing damage. He
- 224 said that the city will send a letter to the violator and a copy of the letter to the water company.
- 225 • B Speth said that this is a hard problem for flood irrigators to solve.
- 226 • K Allen said that the council could meet with Spring Creek on Monday, Tuesday or Wednesday.
- 227

228 **Item No. 3. Workshop Discussion.** The Providence City Council will discuss a proposed amendment to Providence
 229 City Code Title 1 Chapter 12 by reinstating a city manager ordinance.

- 230 • B Fresz said that he would like to see the contract language that will go along with the city manager
- 231 ordinance. Mayor Drew said that he can talk to the president of the Utah City Manager's Association
- 232 about suggested contract language. B Fresz is concerned about language in the ordinance that would
- 233 require the city to pay a manager for at least 6 months after termination [even if they did not perform
- 234 their duties]. David Zook of Nibley City had told him that this issue could be addressed in the contract's
- 235 performance requirements.
- 236 • B Fresz felt that the ordinance made by the ICMA (International City/County Management Association)
- 237 has been well thought-out. It is a little bit biased towards the city manager, but not very much.
- 238 • B Fresz thought that we should use the ICMA ordinance, and address other issues in the contract. The
- 239 applicants will see an ordinance that is what their organization recommends. This will create a good
- 240 position for negotiation.
- 241 • K Allen asked who furnishes the bond. S Bankhead said that the city is required by law to furnish the
- 242 bond.
- 243 • K Eck asked about the bond requirement. Mayor Drew said that this is the same requirement for our
- 244 treasurer and recorder. State law requires that they be bonded.
- 245 • K Eck said that she likes the proposed ordinance.
- 246 • R Sneddon brought up the language that says that the creation of the council-manager form of
- 247 government shall be ratified by a referendum.
- 248 • R Sneddon brought up 1-12-5 (c) in the document entitled Proposed Ordinance Changes in the agenda
- 249 packet. This section says that the positions of city recorder, city treasurer, city attorney, city engineer,
- 250 justice court judge, and city department heads can only be appointed, removed, demoted or promoted by
- 251 the advice and consent of the city council. R Sneddon would like this language included in the ordinance
- 252 that we pass. S Bankhead said that this is required by state code.
- 253 • K Allen thought that some of those positions were not designated in state code, such as the city attorney.
- 254 S Bankhead said that she will look that up.
- 255 • Mayor Drew said that by adopting this ordinance, we would be changing the Mayor's duties. The Mayor's
- 256 duties are spelled out in city code. Part of the proposed ordinance change addresses the changes to the
- 257 mayor's duties.
- 258 • S Bankhead asked if R Sneddon wants this to go to a vote of the people. The state of Utah does not
- 259 require it. R Sneddon said that we would be doing a disservice to everyone unless we have residents buy

- 260 into the idea of a city manager. We could do a trial period for a few years, but eventually, it should be on
261 the ballot.
- 262 • Mayor Drew spoke about succession planning for S Bankhead. S Bankhead would like to move to a job
263 that is 40 hours per week. If we put this item to a vote of the people, who will do what S Bankhead
264 currently does while we have no city manager in the interim?
 - 265 • R Sneddon said that we should hire a city manager now, and then put it on the ballot after a few years.
 - 266 • Mayor Drew asked what happens to the city manager if the people vote not to have a city manager. R
267 Sneddon said that it would be covered in the contract. K Eck doubted that many people would apply for
268 the job if that were the case.
 - 269 • R Sneddon said that we shouldn't force a city manager on the city [residents]. He understands the need to
270 plan for S Bankhead's transition.
 - 271 • Mayor Drew was concerned that if the city manager ordinance were put to a vote after a few years, the
272 city manager would spend those years campaigning for votes rather than working for the council and the
273 mayor.
 - 274 • R Sneddon said that the public displeasure that may occur if we bypass the residents would be to the
275 city's detriment. At some point in time, the residents should vote on this.
 - 276 • Mayor Drew asked who we would hire to replace S Bankhead if the residents voted no on the city
277 manager ordinance. What kind of qualifications and background would we look for [instead of a city
278 manager]?
 - 279 • K Allen asked if we think that this ordinance will pass without a referendum. The citizens might file for a
280 referendum.
 - 281 • Don Calderwood, former mayor of Providence, suggested that instead of a city manager, the council allow
282 S Bankhead to hire more assistants. They could eventually take over her position.
 - 283 • K Eck said that we have a revolving door of employees. She asked D Calderwood why he thinks this is the
284 case.
 - 285 • K Allen said that employees leave because the pay is not enough.
 - 286 • K Eck felt that if the city manager ordinance went to a referendum, the public would approve it. There
287 was a lot of misinformation last time this came to a vote that affected the citizens' decision.
 - 288 • Ralph Daniels of Providence felt that it should have been put on the ballot for this November. He voted no
289 on the last referendum, but he changed his mind and would now vote for the city manager position. He
290 feels that if the council puts in a city manager without another referendum, they are disrespecting the
291 voters who turned down the city manager position last time.
 - 292 • K Eck asked how we get something on the ballot. S Bankhead said that she would need to look into
293 whether we could still get it on the November ballot.
 - 294 • Mayor Drew said that David Zook, Nibley City Manager, has done a great job for Nibley. There is very little
295 turnover in their organization. D Zook focuses on hiring well and developing those he hires. Mayor Drew
296 said that he wants to know who we would hire if we don't hire a city manager. The job is very complex.
297 We are no longer a backwater city.
 - 298 • K Eck reported that D Zook said that they hardly ever need their city attorney at council meetings, and
299 they hardly ever go into executive session. They don't get themselves into those kinds of situations. D
300 Zook also said that he has brought in more than his salary in grant money. K Eck is interested to know if
301 we can get this on the ballot for fall.
 - 302 • Mayor Drew said that the role of the council and of the mayor is not to change their vote every time a
303 resident expresses a concern. The job that the council and the mayor were elected to do is to put in the
304 time and do the homework to make an informed decision.
 - 305 • K Eck said that she doesn't have a problem moving forward on this without a referendum, because she
306 knows that it is in the best interest of the city to have a city manager.
 - 307 • Mayor Drew was concerned that if there is a referendum, there will be misinformation from the opposing
308 side, but no one to put out positive information.
 - 309 • K Allen said that he was against a city manager position when the referendum came up last time. But after
310 watching what the city is going through, he has changed his mind. The council recognizes the need to
311 have someone to step in when S Bankhead retires. If we don't, the city will be in a world of hurt. We need

- 312 someone who has the understanding of how a city works to step in. How do we communicate that to the
313 citizens?
- 314 • S Bankhead noted that we have received about as much grants as Nibley. D Zook was referring to COG
315 grants, RAPZ grants, etc., which we have also received. Also, there was a time when we could have
316 applied for more grants, but we did not have council support. Even a city manager that is highly qualified
317 can only do what the council will let them do.
 - 318 • B Fresz said that we should look for someone who went to school to become a city manager. With many
319 other professions, such as medicine, law, etc., we would insist that someone either had the appropriate
320 degree or lots of experience.
 - 321 • As for the referendum, B Fresz felt that most citizens are not interested enough in the issue to take the
322 time to learn about it. Most of the audience left when D Zook started his presentation on city managers.
323 The duty of the council is to research these issues and make an informed decision on behalf of the
324 citizens. If it goes to referendum, most people will not even realize they are voting on it until they see it
325 on the ballot.
 - 326 • R Sneddon suggested again that we have a two-year test period and then have a referendum. Mayor
327 Drew and K Eck felt that most people would not want to take that job. B Fresz felt that we need to go all
328 in on this decision or not go at all. D Giles agreed that we should go all in.
 - 329 • B Fresz felt that if we have a two-year test period, only those who are trying to get a start in their careers
330 will apply.
 - 331 • R Sneddon asked why the professionals who wrote the ordinance included the part in italics [that speaks
332 about holding a referendum].
 - 333 • B Fresz said that the ordinance was written by an international organization. Laws in some areas may
334 require a referendum. We should ask ICMA why they included that part.
 - 335 • K Allen wondered if we could pass this ordinance and begin the hiring process soon.
 - 336 • Mayor Drew said that we still need a contract. A qualified applicant will insist on an employment
337 agreement.
 - 338 • B Fresz suggested that we take the contract language from contracts that other cities have used
339 successfully instead of writing our own language.
 - 340 • Mayor Drew said that there are parts of our city code that will need to be changed if we accept the
341 ordinance language [from ICMA]. There are duties that are given to the city manager in the ordinance that
342 are the mayor's duties in our code. Chad Wooley, city attorney, can look over the conflicts and prepare
343 the ordinance so that it rectifies those conflicts.

344
345 **Council Reports:** Items presented by the City Council members will be presented as informational only; no formal
346 action will be taken. The City Council may act on an item, if it arose subsequent to the posting of this agenda and
347 the City Council determines that an emergency exists.

- 348 • K Eck asked about Dale Thompson's property. C Wooley has started working on the first right of refusal
349 contract.
- 350 • S Bankhead said that in relation to the water company discussion earlier, the city can only take the
351 amount of water represented by the city's shares or the percentage we are allowed to take based on our
352 shares [in drier years]. We cannot legally take all the excess water as some representatives of the water
353 company seemed to imply that they wanted to allow us to do.

354
355 **Executive Session Notice:**

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

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

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

- 362 • No executive session
- 363

364
365 **Motion to Adjourn:** — K Eck, second — D Giles
366 **Vote:**
367 **Yea:** K Allen, K Eck, D Giles, B Fresz, R Sneddon
368 **Nay:**
369 **Abstained:**
370 **Excused:**
371
372 Meeting adjourned at approximately 8:50 PM
373 Minutes prepared by Jesse Bardsley
374 Minutes approved by vote of the council on August 13, 2019
375
376
377
378
379 _____
John Drew, Mayor

Skarlet Bankhead, City Recorder