

1 **PROVIDENCE CITY COUNCIL MEETING MINUTES**

2 **Wednesday, April 15, 2020 6:00 PM**

3 **Providence City Office Building,**

4 **164 North Gateway Drive, Providence UT**

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6 **Members of the Council attended this meeting electronically.**

7 **This meeting was live streamed on Providence City's YouTube Channel**

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9 **Opening Ceremony:**

10 Call to Order: Mayor Drew

11 Roll Call of City Council Members: Mayor Drew

12 Pledge of Allegiance: Mayor Drew

13 Opening Remarks – Prayer: Josh Paulsen

14
15 **Staff Reports:** Items presented by Providence City Staff (including but not limited to: City Engineer, City Attorney,
16 Public Works Director, and Administrative Services Director) will be presented as information only.

17
18 R Stapley, Public Works director

- 19 • Spring has come. The departments are busy. We are taking measures to implement social distancing.
- 20 • Development and construction seems like it hasn't slowed due to the pandemic. We have had a few
- 21 preconstruction meetings.
- 22 • B Speth asked about the green waste containers [at Von's Park] that will be there until May 1st and then
- 23 be brought back later in the fall. Will we not have green waste containers during the summer?
- 24 • R Stapley said that this is correct. Logan City has decided to do this county-wide. It is unfortunate, but we
- 25 are glad to have them for the spring and the fall. There has been some talk that they might get rid of them
- 26 completely next year. We don't really have much option unless we want to spend a good amount of
- 27 money to pay for them. It has been a free service to us in the past.
- 28 • K Eck asked how much it would cost to pay for [the green waste bins]. R Stapley said he can email the
- 29 Council a cost breakdown.
- 30 • B Speth said that if we pay for it, we will have to be concerned about businesses that use the containers.
- 31 • R Stapley said that there was a lot of abuse among landscaping and contracting companies. This was one
- 32 of the reasons the service [was reduced].
- 33 • Mayor Drew asked about the preconstruction meetings that we have had. R Stapley said that one was for
- 34 the Jensen Farm subdivision. There will be some road closures on 200 West and 100 North due to the
- 35 construction.
- 36 • R Stapley said that we also got the [west] spring creek crossing preconstruction meeting done. We are still
- 37 waiting for stream flows to subside before we start. We think we will start in the first part of July.
- 38 • Mayor Drew asked about the east crossing. R Stapley said that Visionary Homes is optimistic that they can
- 39 start that soon. They have nearly finished with the FEMA and the Army Corps [permitting].

40
41 Skarlet Bankhead, Administrative Services Director

- 42 • Some staff members have been splitting their time between home and the office.
- 43 • We are looking at software options to improve our agenda management and budget management, etc.
- 44 • We have put signs in our parks to encourage social distancing. We have also taped the playgrounds.
- 45 • We are wiping down when people come in to the office. We are allowing the public to come in by
- 46 appointment or by calling on the phone when they arrive.
- 47 • We are putting many of our applications online, such as zoning applications, business license applications,
- 48 utility agreements, dog licenses, etc. The COVID-19 crisis has caused us to go beyond our comfort zone
- 49 and do some things that will be good for us in the long run. We worked with IWORQ to get these forms
- 50 implemented.
- 51 • C Kirk said that having these things online will be good for the city.
- 52 • S Bankhead said that public comments can be emailed or texted to us during the meeting tonight. We
- 53 have not yet received any comments.

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Ryan Snow, City Manager

- R Snow sent the Zion’s Bank [quote] for a feasibility study [for fiber installation] to the Council. He asked if the Council had concerns about the \$5,000 price tag. Nobody expressed any concerns.
- R Snow said that he has participated in trainings and calls about COVID-19. The Lieutenant Governor and the Utah League of Cities and Towns both have a weekly call that R Snow has participated in. We are doing well with coordination in regards to the pandemic.
- R Snow spoke about a property that the Council was interested in purchasing. We have received the appraisal for the property. We can discuss details in a closed session.
- R Snow said that we are working on a job description and wage analysis [for city staff]. We have a consultant that we are working with.
- We are working with residents on the sewer expansion that will be in the area west of Zion’s Bank.
- We are working on budgets. R Snow has met with each of the departments and supervisors about the budget.
- R Snow spoke about our new tank project. It is about 90% designed. Next, we should look for funding or decide to fund it out of our reserves. We could go to the Community Impact Board, and get a 2.5% interest rate, or we could go to the open bond market. Currently they are at 3-3.5%. If interest rates drop due to COVID-19, we may be able to get a good deal.
- B Speth asked about using reserves vs bonding. Are we gaining any interest on our reserves?
- R Snow said that we are. It varies, but we were earning 2.5-3% about six months ago. Now it has probably dropped to the 2% range. If we could borrow at 2%, and our interest rate [on our reserves] went up, we might be able to gain an arbitrage. R Snow said that in the short term, our interest rate may be lower due to COVID-19. But over the long term, they may go up again. Over a 20 year period, we may gain the arbitrage.
- J Paulsen proposed sending the new tank name issue to the Historic Preservation Commission so that they can choose a name that is significant to the city and honors our heritage. He spoke with K Eck about this and they both agreed. C Kirk, J Sealy, and B Speth agreed.
- C Kirk spoke about the issue with Spring Creek Water Company. She felt that it might be a good idea to have a subcommittee to work on the negotiations with the water company. She suggested R Snow, J Sealy, and B Speth.
- J Paulsen said that he agrees. We should set an example of collaboration. He felt that B Speth would be open to the discussion whether he was representing the city [as a Council member] or the water company [as its president].
- B Speth said that the irrigation company has always wanted to allow the City to use as much water as possible without jeopardizing the shareholders. There are times when the water could be used throughout the summer. He said that he would be happy to sit down for a meeting. He suggested inviting another member of the board, such as Ralph Daniels, since he (Brent Speth) wears two hats.
- Mayor Drew said that he is fine with a subcommittee. He suggested that R Stapley be in the meeting. He knows our system, what it is capable of, etc.
- C Kirk asked if we need to vote to create a subcommittee.
- C Woolley didn’t think so. He said that as City Attorney, he does not have a problem with trying to resolve the issues outside of litigation. It hasn’t been fruitful in the past, but it might be now. There are not very many major points that we disagree on.
- R Snow said that he will set up a [subcommittee meeting with the Water Company].
- Mayor Drew said that there was a subcommittee on the previous council. It might be a good idea to reach out to some of them to gain some insights.
- B Speth said that if we need someone else from Spring Creek besides himself and Ralph Daniels, we could invite Rod Kowallis.
- C Kirk said that we should avoid having the committee get too large. It might make things get muddled.
- J Paulsen said that he understands that committees can become difficult to manage. However, if there are significant stakeholders, we should involve them so that we can have their buy-in from the beginning.
- J Paulsen suggested having two members of the Council other than B Speth be involved in the discussions.
- B Speth said that he is not opposed to that.

- 107 • C Kirk said that because it will need to have B Speth’s signature, it might be good to have him participate.
- 108 • K Eck said that B Speth should be on the committee. J Sealy and C Kirk agreed. K Eck suggested that
- 109 Skarlet be on the committee.
- 110 • R Snow suggested himself, C Kirk, and J Sealy, and then a few members from the board of the water
- 111 company. We will keep the negotiating group small, but then when we bring it back to the Council, we can
- 112 pull in Skarlet, Rob, etc. Alternatively, we could do J Sealy and B Speth in the small group.
- 113 • B Speth asked about the litigation that has been filed. There is a change application filed with the state
- 114 engineer. Will that be stayed?
- 115 • C Woolley said that it is not stayed as of right now.

116
117 **Approval of the minutes**

118 **Item No. 1.** The Providence City Council will consider approval of the minutes of March 18, 2020

119 **Motion to approve the minutes of March 18: — C Kirk, second — J Sealy**

120 **Vote:**

121 **Yea: K Eck, C Kirk, J Paulsen, J Sealy, B Speth**

122 **Nay:**

123 **Abstained:**

124 **Excused:**

125 **Corrections:**

- 126 • The Public Hearing was not held
- 127 • Legislative Item No. 1: Was not considered
- 128 • Page 4 Line 177: J Paulsen commented that we are essentially receiving 24/7 animal control services
- 129 without paying for it.

130
131 **Public Comments:** Citizens may appear before the City Council to express their views on issues within the City’s

132 jurisdiction. Comments will be addressed to the Council. Remarks are limited to 3 minutes per person. The total

133 time allotted to public comment is 15 minutes. The City Council may act on an item, if it arose subsequent to the

134 posting of this agenda and the City Council determines that an emergency exists.

- 135 • There were no public comments submitted via email (providencacityutah@gmail.com) or text (435-752-
- 136 9441).

137
138 **Administrative Business Item(s):**

139 **Item No. 1. Report – City Celebration Survey:** The results of the City Celebration Survey will be presented.

- 140 • The average rating for “sense of community” in Providence was 3.4/5
- 141 • The largest number of people preferred that the City Celebration be in September.
- 142 • About 1/3 of the respondents came to the Celebration in the past 1-2 years. Another 1/3 never came. The
- 143 last 1/3 haven’t come in a while.
- 144 • Childrens’ activities were the activities that people were most interested in for the Celebration at 26%,
- 145 followed by food booths at 19% and the car show at 18%.
- 146 • For additional activities/celebrations, many people liked the idea of summer concerts or movies in the
- 147 park.
- 148 • 62% of people wanted a parade with the celebration, and 70% would like to have a fireworks show at a
- 149 cost to the city. R Snow said that to have a good show it would cost \$10-15,000.
- 150 • More people participate in our baseball program than any other recreation program. Baseball is a fairly
- 151 popular thing in our community.
- 152 • Many residents wanted the city celebration to include movies in the park, carnival games, a baseball
- 153 game, or a fun run.
- 154 • Zollinger Park, Leonhardt Park, and Von Baer Park were the parks that were most utilized by residents.
- 155 • There were many people who gave us personalized comments about what we could do to increase the
- 156 sense of community. R Snow will send these comments to the Council. There were around 250 people
- 157 who responded to the survey, which is a pretty good response rate.
- 158 • There were about 35 residents who said that they would be willing to serve on a committee.
- 159 • C Kirk thanked R Snow for the survey. It is good to know what people actually think. She also said that

- 160 because the residents want fireworks, we should consider it.
- 161 • K Eck said that we could potentially build up to a fireworks show over several years of increased Council
- 162 engagement with the community.
- 163 • B Speth suggested that the Council cook breakfast and serve it to people on the morning of our
- 164 celebration.
- 165 • J Sealy said that in her home town, there was a breakfast and 5k. The money from that paid for the
- 166 fireworks. R Snow said that in his city, they had sponsors for the fireworks.
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168 **Item No. 2. Resolution 011-2020 Recreation Philosophy and Cost Recovery Methodology:** The Providence City

169 Council will consider approval of the revised Recreation Philosophy and Cost Recovery Methodology.

170 **Motion to approve resolution 011-2020 Recreation Philosophy and Cost Recovery Methodology: — K Eck,**

171 **second — J Sealy**

172 **Vote:**

173 **Yea: K Eck, C Kirk, J Sealy, B Speth**

174 **Nay: J Paulsen**

175 **Abstained:**

176 **Excused:**

177 **Comments:**

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- 179 • R Snow said that we met as a subcommittee. We added a level to the methodology, which allows us to
- 180 make a profit on some programs. We simplified some things and reduced the document to one page.
- 181 • J Sealy noted a typo at the end of the section labeled “Level 6.” “Maybe” should be “may be.”
- 182 • J Sealy said that the committee decided to make an appendix with the lists of different activities and the
- 183 levels they are assigned to. [The appendix has not been written yet].
- 184 • J Paulsen said that he feels that not much has changed in this document. He is uncomfortable with levels
- 185 2 and 3. He doesn’t want the city to be in the business of choosing which recreation programs to
- 186 subsidize. He might be more comfortable if we had an appendix.
- 187 • R Snow said that we can add still things to the document. However, some things would be better added to
- 188 a recreation or park master plan. He thought that we had decided to put more of the detail into those
- 189 plans.
- 190 • J Paulsen said that if we pass this, we will be subsidizing levels 2 and 3 while we are working on a
- 191 recreation master plan. He would like to hear what other Council members think about this issue.
- 192 • C Kirk asked if the master plan determines what the level is.
- 193 • R Snow said that we took away some of the examples because there were some levels that didn’t have
- 194 any examples, such as level 2. R Snow explained levels 2 and 3, which have a larger city subsidy. R Snow
- 195 said that with level 4, the City sponsors a program and subsidizes it a small amount so that more people
- 196 can participate.
- 197 • J Paulsen said that the City’s primary responsibility is to provide excellent parks and community oriented
- 198 events that anyone can participate in. This is where the budget should go. For sports, he doesn’t feel like a
- 199 small increase in cost will deter someone from signing up. We could use that money [that was going to
- 200 subsidize sports] to improve our facilities, community events, etc.
- 201 • J Paulsen would be OK with taking out level 2, 3, and 4.
- 202 • J Sealy said that it is good for us to have the different levels even if we are currently not using all of them.
- 203 If something comes up, we would then have a category to put it in.
- 204 • J Sealy said that she talked to several cities about what they do. Many of them shoot from the hip without
- 205 any kind of structure. It is good that we have a methodology.
- 206 • C Kirk said that she doesn’t see any harm in leaving the levels.
- 207 • K Eck said that she doesn’t want to subsidize baseball anymore. She would rather spend the money on
- 208 creating more community-oriented events. Based on the survey, we could improve on our sense of
- 209 community.
- 210 • J Sealy said that the details in the appendix would be useful for the Council to see. Would we see those
- 211 annually?
- 212 • R Snow said that we would create a consolidated rate schedule. Usually we would evaluate that in
- 213 December or January.

- J Sealy asked if the Council would like to have the appendix or make any changes before we approve this.
- C Kirk, K Eck and B Speth were OK with it the way it is.

217 **Item No. 3. Update –100 South from 200 W to approximately 400 W:** The Providence City Council will hear an
218 update on 100 S from 200 W to approximately 400 West.

- R Snow said that we issued payment [to property owners for right-of-way acquisition] based on the appraisals we received. The property owners received those, and then called the ombudsman’s office. Someone from the office came down and helped the owners understand some of the differences in appraisal values. We also had a meeting with Mark Thompson who requested that we pay for the radius [of the cul-de-sac], which we hadn’t calculated. The original amount was \$101,300 and we added about \$13,800. This is still well within our budgeted amount. We are looking to proceed with that this week. This will complete the 50 ft right-of-way.
- R Snow said that Mark Thompson also came to us representing his neighbors to speak about the city acquiring a wider right-of-way (an additional 16 ft). He said that if we wanted to purchase the additional 16 feet, the neighbors wanted some things. They wanted the same square footage price, and they wanted a commitment about when we would finish and widen the road.
- R Snow proposed that we could commit to completing the road in three years. That gives us two opportunities to get COG money and possibly an opportunity to get CMPO federal highway funding. If the City wants to do this, he feels that the neighbors would be likely to sell us that extra 16 ft.
- J Paulsen asked what the cost would be to build the road.
- R Snow said that the ballpark number we have been given is \$600,000. We have not gotten an engineer to make the calculations.
- R Snow said that there is a pretty good chance that we could get grant money. We have already done our matching amount for COG funding and probably for the CMPO funding.
- Mayor Drew said that the engineer’s estimate to pay for the right-of-way was \$350,000. We are spending less than half of what the original estimate was.
- Mayor Drew said that there is a big concern about the loss of sales tax revenue among cities. We could have a 40% decrease. This will impact COG as well. It may be wise to give this project 3 years.
- Mayor Drew said that the engineer’s estimate was about \$750,000 for everything [including right of way and road improvement]. If we have saved as much as we have on land acquisition, we may be closer to \$450,000 for improvement of the road. Also, the best time to do construction projects is when the economy is slow.
- J Paulsen said that he had requested that this item be on the agenda so that we could affirm or reconsider the opening of [100 South]. He said that he is not opposed to the road, but he is concerned about it being in its current state for 2-3 years. He is also concerned about the cost. It would cost each household in Providence about \$318 to improve the road if the improvements cost about \$750,000. He really would like us to get grant money to pay for it. However, he is fine with acquiring the right-of-way, since the road will open eventually, and we don’t want to have to pay those costs in the future.
- B Speth said that he is concerned about youth walking on the road during the two or three year period [that the road will be left unimproved]. He felt that the idea presented about the opening of 100 South was that the road would be improved quickly. He is not opposed to the road being open, and he feels like we have already gone through the pain of opening it. However, he wonders if we are premature in removing the barriers.
- J Paulsen expressed concerns about the safety of the road including the differing widths of the road. J Sealy said that the western part of that road [the new part by the townhomes] is already narrow anyway because cars are parked on both sides of the street. Traffic coming east from the roundabout will be slow already.
- R Snow said that we might have a lot harder time getting grant funding with a closed road. Cities typically get grant money on uncontested issues and open roads.
- K Eck spoke with some of the citizens on 485 West. They were happy that 100 South will be open because it will alleviate traffic on their road. They were not willing to talk to anyone about it because they wanted to preserve relationships with people in their ward (church congregation). It will cost money to open the

- 266 road, but it will also cost money to maintain the other roads where the increased traffic will go. She felt
 267 that if we close the road, it will make things difficult with COG. She feels that we need to move forward
 268 with the road open and try to get as much grant money as possible so that we can improve the road as
 269 soon as possible.
- 270 • B Speth said that these are good points. Is there anything that we currently do to maintain safety on the
 271 road?
 - 272 • R Stapley said that he has been driving the road almost daily since we opened it. Safety is not a concern at
 273 this point according to people that he has talked to. We can continue to monitor the safety aspects of the
 274 road.
 - 275 • Mayor Drew spoke about where Canyon Road becomes 100 East, which is another road with a safety
 276 issue. Several years ago, we tried to create a walking trail [for pedestrian safety], but failed to acquire the
 277 property we needed. In order to widen the road around that corner, it would cost \$5-6 million.
 - 278 • C Kirk said that the 3-year window is a worst-case scenario for finishing 100 South. We hope that we can
 279 get the money the first time that we apply and finish sooner. She felt that we should keep the road open,
 280 continue to monitor the safety, and seek to get the money we need to finish the road.
 - 281 • Mayor Drew said that the best case scenario would be that we would do the engineering and grant
 282 application this year and build the road next year.
 - 283 • C Kirk said that the traffic may be less of an issue this summer [due to COVID-19]. Also, it may take a few
 284 years for people to get into the habit of using the road.
 - 285 • J Paulsen asked if the “no outlet” sign is still up on 100 South. R Stapley said that there are three or four
 286 signs that still need to come down. J Paulsen said that if it is legal, we might as well leave them up in order
 287 to keep traffic light.
 - 288 • R Stapley said that he was waiting to take them down until after this Council meeting.
 - 289 • C Wooley said that we have had engineers look at the road, and there are no safety issues. He feels that it
 290 would be better for the city to just take the signs down. He is also uncomfortable leaving signs up that are
 291 misleading.
 - 292 • J Paulsen asked about the plans for maintaining the road.
 - 293 • R Stapley said that the double chip seal we put on it will last 3-5 years.
 - 294 • R Snow said that UDOT classifies a double chip seal as an asphalt road. R Snow recommended that the
 295 Council leave decisions about signs up to city staff.

296 **Motion to vote to approve keeping 100 South open, to approve the acquisition of the rest of the property and**
 297 **allow for up to three years to complete the road, and allow the city to seek for COG funding as soon as possible**
 298 **and as often as needed: — C Kirk, second — K Eck**

- 299 • J Paulsen asked for a roll call vote.
- 300 • B Speth clarified that we only have two years to apply for funding.
- 301 • The mayor conducted a roll call vote.
- 302 • J Paulsen added some comments to his vote. He said that we have a traffic issue on 485 west. Opening
 303 100 South will alleviate that. His other concern was taxpayer funds. With what we have discussed, the
 304 plan is to pursue several avenues to secure funds other than Providence taxpayer funds. Using Providence
 305 taxpayer funds for this road would be an unwise decision. He also felt that the Council is committed to
 306 monitor the safety situation on the road and would be quick to respond if a safety issue arose.

307 **Vote:**

308 **Yea: C Kirk, K Eck, J Paulsen, J Sealy, B Speth**

309 **Nay:**

310 **Abstained:**

311 **Excused:**

312 **Legislative Business Item(s):**

314 **Item no. 1. Resolution 004-2020 – General Plan:** The Providence City Council will consider for adoption a
 315 resolution adopting the General Plan and associated key initiatives, objectives, and goals.

316 **Motion to adopt the general plan: — B Speth, second — K Eck**

317 **Vote:**

318 **Yea: K Eck, C Kirk, J Sealy, B Speth**

319 **Nay: J Paulsen**

320 **Abstained:**

321 **Excused:**

322 **Comments:**

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- 324 • R Snow said that the General Plan has been up on the website [for public review] and the subcommittee
325 has worked hard on it. The General Plan is a broad-brush plan. The individual master plans will refer back
326 to this Plan as a reference document.
 - 327 • C Kirk said that she has read the Plan multiple times and doesn't love everything about it. However, when
328 you are working with a big team, there is give and take. She would like to see us move forward with our
329 other plans, and to do that we need to move forward on the General Plan first. It is a good enough
330 starting place.
 - 331 • B Speth said that the Plan is probably a good view from 30,000 ft. It is deliberately not very specific. He
332 feels good about it after working on it with K Eck [in a subcommittee], and he thinks she felt good about it
333 too.
 - 334 • K Eck said that R Snow was very helpful [in working on the plan]. She was not happy with the company
335 that we hired to put the plan together, however. She hopes that we do not hire them again. The previous
336 Council had to do a lot of low-level work on the Plan.
 - 337 • Mayor Drew said that the issues may have come from the Planning Commission.
 - 338 • K Eck felt that the company we hired put a lot of boiler-plate language that didn't fit.
 - 339 • Mayor Drew felt that the Planning Commission didn't fix many things that they should have fixed and left
340 a lot of work for the Council. He felt that the Plan is a good starting point or outline. We haven't had a
341 new General Plan since 2000. He also recommended that the Council review the General Plan every year.
 - 342 • C Kirk acknowledged the hard work and thought that was put into the Plan by the Planning Commission
343 and the previous Council. We are not starting over [with the revisions we have made].
 - 344 • J Paulsen acknowledged the subcommittee and the previous Council. He thanked R Snow for circulating
345 the document [for public review] in the newsletter, online, etc. The document will not be perfect.
346 However, he has serious concerns with Initiative #6 which was labeled "Life Cycle Housing" and has been
347 relabeled "Various Housing Opportunities." He is uncomfortable with many things in the Moderate Income
348 Housing Plan. He also doesn't like the General Plan's vision statement because it tries to appeal to both
349 sides and lacks teeth. He wouldn't mind approving the Plan initiatives 1-5 if we could leave out initiative 6
350 so that we could work through it as a Council.
 - 351 • C Kirk said she also wanted section 6 to be eliminated. However, after talking through it with R Snow, it
352 seems that most of the things that are in there are required by law. She feels that we need to approve the
353 Plan tonight.
 - 354 • K Eck said that she is looking forward to getting on to our other master plans.
 - 355 • B Speth asked if we can focus right now on creating a new Moderate Income Housing Plan that would
356 amend this one since we have to review it every year anyway. Mayor Drew said that we can do this as
357 long as we follow state law.
 - 358 • B Speth said that he does not completely understand moderate income housing requirements in state
359 law. Maybe we should have a workshop so that we can get a better understanding. Then we can modify
360 section 6 in the coming year.
 - 361 • Mayor Drew said that some cities pick sections of the general plan and rotate through them every few
362 years. [The moderate income housing] section has to be revisited every year anyway.
 - 363 • C Kirk liked the idea of a workshop to help us understand state code on moderate income housing.
 - 364 • K Eck said that there are many classes at the Utah League of Cities and Towns conferences about this
365 subject. From her own professional experience, she feels like moderate income housing is a serious crisis
366 that needs to be addressed.
 - 367 • J Paulsen asked if our population size affects what the state requires us to do regarding moderate income
housing.

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- R Snow said that he does not know all the details. However, he knows that an affordable housing plan is required in order to get certain grants. If you are a town under 1,000 people, that might not be the case. Some of it depends on the county size, and some depends on the city classification, etc.
 - C Wooley said that it varies. He hasn't dug into it too deeply, but he can do a report on it if the council wants him to.
 - J Paulsen requested a roll call vote. On his turn to vote, he said that he feels that he is answering to voters. The feedback he is getting is that his constituents want to go in a different direction. He will vote no.

377 **Item No. 2. Discussion: Accessory Dwelling Units:** The Providence City Council will discuss Providence City Code
378 setback regulations for Accessory Dwelling Units (detached).

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- J Paulsen asked about PCC 10-8-1 where it has setbacks for "detached accessory uses" and "detached accessory building."
 - S Bankhead said that the accessory buildings [or uses] mentioned in 10-8-1 are not for residential living. The detached accessory dwelling units, on the other hand, are specifically meant to be living structures. The accessory dwelling units are not currently on the chart in 10-8-1 because the Council decided to leave them off. Some residents have felt that it doesn't make sense that they can put a large garage 5 ft from the property line, but they cannot put an Accessory Dwelling Unit that close.
 - J Paulsen asked what the recommended setbacks for the ADU were that were made by the Planning Commission. S Bankhead said that they were: Front yard, 20 ft; side interior, 10 ft (except for SFH and SMH zones, 7.5 ft); street side, 20 ft (except for SFH and SMH, 15 ft); rear yard, 15 (except for SMH, 10 ft).
 - J Paulsen said that he would like to see 20 ft setbacks on the side and on the rear for all ADUs even though it would make them untenable in SFR and some SFT lots.
 - R Snow said that if J Paulsen wants to make a change, he should write it up and send it to the Planning Commission. Because it is a land use issue, it has to go to the Planning Commission.
 - Mayor Drew asked how many ADUs have been built so far. There have been very few. Even the current setbacks make it difficult to build them.
 - J Paulsen said that the ordinance hasn't been out there that long. He is not a big fan of the ADU concept. It can fundamentally change the character of some neighborhoods, moving them away from what the owners thought the neighborhood would be like when they bought their home. If the setbacks were 20 ft, it would be similar to a primary dwelling unit setback. It would acknowledge that having a place where people live is different than having an [uninhabited] shed. It causes more noise, smells, cars, etc. J Paulsen said that he ran on this issue [during the campaign], and he is trying to vote consistently with what he told people at that time.
 - S Bankhead said that right now, the ADU code says that the ADU has the same setback requirement as a primary dwelling unit in each zone.
 - J Paulsen said that he would like this to remain the same. He likes the ADU having the same setback as the primary dwelling unit.
 - B Speth said that he doesn't feel the need to change this.
 - C Kirk didn't have a problem with it [the way it is].
 - J Sealy said that she doesn't have a problem with the table [in 10-8-1]. However, she would like to discuss the parking issue. She feels that there should be at least one parking spot provided for each ADU. J Paulsen and B Speth agreed.
 - K Eck said that she is in favor of the ADU having the same setback as the house.
 - J Sealy asked if she needs to report anything back to the Planning Commission on this issue. R Snow said that if there is no action recommended, there is nothing to report. J Sealy asked about the parking. S Bankhead said that if we want to change the current code, that would have to go back to the Planning Commission.
 - J Paulsen said that he would like to make amendments to the ADU ordinance.
 - K Eck said that she is not in favor of rewriting the ordinance at this time. However, she would consider requiring a parking space. There is a reason that we have this ordinance, and it doesn't work for very many instances [to have an ADU] anyway. She felt that it is a good ordinance.

- 420 • J Paulsen said that the people who elected him wanted to see [this ordinance changed]. This is why he is
- 421 bringing it up.
- 422 • Mayor Drew said that the Commission on Housing Affordability has been hands-off for now. However,
- 423 they are watching the progress of what the cities have chosen to adopt [with regards to moderate income
- 424 housing].
- 425 • K Eck asked if we can go through this issue after we do the League meetings and get training on it.
- 426 • C Kirk said that she needs more information about this issue. She is fine with the idea of requiring a
- 427 parking spot.
- 428 • K Eck said that there are some large lots that were developed by the pioneers that have inner areas that
- 429 are unused. This would be a good place for an ADU.
- 430 • J Paulsen said that he is not inclined, nor are his constituents inclined, to do anything more than the state
- 431 is requiring us to do today. He understands that the state requires us to at least “check the box” that we
- 432 have a certain number of [moderate income housing] options available.
- 433 • B Speth said that he also feels that he needs to learn more about [the ADU issue]. He would like the
- 434 mayor to send some information [about ADUs to the council]. He doesn’t currently feel comfortable
- 435 making any adjustments at this point.
- 436 • Mayor Drew said that this ADU ordinance came from the Council. Also, he has made a point to have as
- 437 many Council members and city staff attend the Utah League of Cities and Towns meetings as possible.
- 438 There were sessions there on the ADU issue and on the housing issue in general, and the Council came
- 439 back and decided to take this issue on.
- 440 • S Bankhead said that this ADU ordinance did go through the proper land use steps, even though Mayor
- 441 Drew did do a lot of homework and got the Council involved. The ordinance went through the Planning
- 442 Commission and then back to the Council. The parking issue was one of the issues where there was a
- 443 difference of opinion.
- 444

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

- 448 • Mayor Drew said that we have been trying to raise funds for the food bank. The food bank is also trying to
- 449 get can donations. The suggestion was that we put fliers on every doorstep.
- 450 • C Kirk thinks the Youth Council would be willing to help. [Picking up the donations] would have to be
- 451 scheduled for certain times for certain areas of the city.
- 452 • Mayor Drew mentioned a proposed parade [for picking up the cans]. Young Toyota-Honda is willing to
- 453 offer equipment and volunteers.
- 454 • C Kirk said that we should think about safety [during the pandemic]. Perhaps people could stand by their
- 455 house doors. Mayor Drew suggested putting the items out on the curb. C Kirk said that if there was a
- 456 siren, people could come out as the vehicle went by or send out their kids with donations.
- 457 • Mayor Drew said that Deputy Carly of the Cache County Sheriff’s Department said that he would be
- 458 willing to help.
- 459 • C Kirk spoke about fiber optic internet. We will move forward with Zion’s Bank crunching the numbers
- 460 unless there are objections. She said that the need [for faster internet] has become more apparent in the
- 461 last month.
- 462 • J Sealy said that she is fine to proceed with the financial study. However, she has some technical concerns
- 463 that she would like to have Zion’s Bank evaluate as part of the study to make sure that all cost
- 464 considerations are looked at.
- 465 • K Eck said that she will form subcommittees about the city celebration. She will ask the Council to help
- 466 out.
- 467 • J Paulsen asked if we have heard from Steve Simmons about his deannexation request.
- 468 • R Snow said that we will have it on our May agenda.
- 469 • B Speth said that he spoke with the Daines’ about the property north of the theater. It is zoned
- 470 commercial and there is nothing much they can do with it. They would like to put the area east of Legrand
- 471 Johnson’s into higher density housing. They would be willing to talk about using the pond for a fish pond.

- 472 B Speth isn't sure whether the Council would consider high density housing in that area or not, but it has
473 access to the commercial district, mass transit, and Logan City. Perhaps we could put this on the agenda.
474 • Mayor Drew said that the property owner needs to petition the city for a rezone. Then the staff will do
475 their research and make their recommendation [to the Council].
476 • B Speth said that we are at a level 1 full activation for state emergency preparedness. We usually have an
477 emergency management meeting but due to the [COVID-19] situation we didn't have one this month. B
478 Speth confirmed that R Snow gets the same emails that he gets about emergency management.
479 • K Eck would like to relook at the ordinance for townhomes and require more open space. J Paulsen said
480 he would like that.
481 • R Snow said that K Eck can write up her proposed changes and submit it to the staff, and then we can
482 forward it to the Planning Commission chair.
483 • J Sealy, C Kirk and B Speth said that they would also be interested in looking at it.
484 • Mayor Drew said that we made an application for federal road funds. We will probably know in May if we
485 make the short list.
486 • Mayor Drew said that B Perry will have to resign from the office of Planning Commission Chair due to a
487 new job, but he will remain a member of the Commission. He spoke to Kathleen Alder about being the
488 chair and she agreed. Mayor Drew felt that she would be a good chair.
489

490 **Executive Session Notice:**

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

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

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

- 497
498 • There was no executive session.
499

500 **Motion to adjourn: — K Eck, second — C Kirk**

501 **Vote:**

502 **Yea: K Eck, C Kirk, J Paulsen, J Sealy, B Speth**

503 **Nay:**

504 **Abstained:**

505 **Excused:**

506 Meeting adjourned at approximately 8:55 PM

507 Minutes prepared by Jesse Bardsley

508 Minutes approved by vote of the Council on May 6, 2020
509
510
511

512 _____
513 John Drew, Mayor

_____ Skarlet Bankhead, City Recorder