

1 **PROVIDENCE CITY COUNCIL MEETING MINUTES**

2 Wednesday September 21st, 2022, 6:00 PM

3 Providence City Office Building, 164 North Gateway Drive, Providence UT

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5 To view the video recording account of the City Council meeting please visit our YouTube Channel.

6 Providence's YouTube Channel Link: [City Council 9/21/2022 - YouTube](#)

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8 **HR. MIN. SEC.** in **GREEN** above items are time stamps for the YouTube Video of the City Council meeting

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10 **Opening Ceremony:**

11 Call to Order: Mayor Alder called meeting to order.

12 Roll Call of City Council Members: Mayor Alder took attendance of members present.

13 Council in attendance: Mayor Alder, Council members Sealy, Paulsen, Kirk, Speth & Nebeker.

14 City Staff in attendance: City Manager Ryan Snow, Community Development Director Skarlet Bankhead, Public Works Director Rob Stapley, and City Recorder Ty Cameron.

15 Pledge of Allegiance: Council member Speth

16 Opening Remarks/Prayer: Council member Kirk

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19 **(5 MIN. 35 SEC.)**

20 **Council Reports:** Items presented by the City Council members will be presented as informational only; no
21 formal action will be taken.

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- 23 • Mayor Alder called for Council reports.
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 - 25 • Council member Paulsen
 - 26 ○ Commented that he had talked with citizens about the Vineyard project and indicated that they seemed
 - 27 ok with the proposed plan.
 - 28 ○ Stated that there seemed to be a communication gap between the fiber installation crew and the
 - 29 residents. He called for better noticing. Staff indicated that they are aware of the issue.
 - 30 ○ Commented on the previous City celebration and commended and thanked everyone who was
 - 31 involved. Remarked that it was a very successful City celebration.
 - 32
 - 33 • Council member Kirk
 - 34 ○ Reported on the Youth Council and their upcoming plans. Congratulated them and all they did to help
 - 35 with the City Celebration.
 - 36 ○ Indicated that the Concerts in the Park will be discontinued after this year and that those involved will
 - 37 focus on the yearly City celebration, Christmas Tree Lighting and Easter Egg Hunt.
 - 38
 - 39 • Council member Sealy
 - 40 ○ Reported that Earl Leonhardt who was a board member on the Blacksmith Fork Irrigation Company
 - 41 passed away recently. Parties expressed their condolences.
 - 42 ○ The School Board has postponed the bond proposal to create new schools throughout the valley,
 - 43 particularly middle schools. They will wait until next year.
 - 44 ○ The Legislative Policy Committee met and discussed the current housing issues.
 - 45 ○ The Healthy Cities Initiative is moving along and going well.

- Some residents have reached out and commented on the issues of speeding along Spring Creek Parkway. They have also mentioned the desire to have more green space and maintenance for the current green spaces. They have also talked to her about the Vineyard housing development.

- Council member Speth

- Reported on the water supply and the irrigation companies ongoing communication and partnership with the City.
- Indicated that the emergency management brochures and magnets are coming along, with 2,000 brochures to be distributed soon. Commented that the 2022 Utah Local Emergency Planning Committee Conference is coming up and is free to any who wish to attend. It will be held in Layton Utah.

- Council member Nebeker

- Indicated that he attended the Planning Commission meeting and commented on the Vineyard development. Remarked on the residents comments that were made during the public hearing and stated that it sounded like everyone was heading in the right direction.
- Discussed with Council and staff an issue that was brought to his attention regarding visibility at the intersection of 300 E & 500 N, indicated that there were high weeds in the way and if anything could be done. Parties discussed the issue and concluded that when that land gets developed the issue should be resolved.

- Mayor Alder

- Thanked everyone for the Sauerkraut celebration and all the hard work that went into it.

Approval of the minutes:

(19 MIN. 25 SEC.)

- **Item No. 1 Approval of the Minutes:** The Providence City Council will consider for approval the minutes of August 17th, 2022 . **(MINUTES)**

- Mayor Alder called for the approval of the minutes.
- Council member Sealy asked that on line 47 & 52 it should be stated that it is a 110-million-dollar bond and not a 10-million-dollar bond. Staff will correct that number.

Motion to approve the minutes of August 17th, 2022, with the stated corrections – Council member Sealy. 2nd Council member Kirk

Vote:

Yea- Council members Sealy, Paulsen, Kirk, Speth & Nebeker.

Ney-

Abstained-

Absent-

Motion passes, minutes approved.

89
90 **Public Comments:** Citizens may express their views to the City Council on issues within the City’s jurisdiction.
91 The City Council accepts comments: by email providencecityutah@gmail.com, and by text 435-752-9441.
92

- 93 • Mayor Alder opened the floor for public comment.
- 94 • Hal Hansen, Providence City resident, commented on the Spring Creek Parkway and the possibility
95 of putting in dips to slow speeding. Rob Stapley, Public Works Director, stated the pros & cons to dips
96 and that it could be discussed further.
- 97 • No further comments were made. Mayor Alder closed the public comment portion of the meeting.
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99 **Presentations/Reports:**

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101 (34 MIN. 00 SEC.)

102 ➤ **Item No. 2 Swearing in of the Providence City Youth Council:** The Providence City Council
103 will acknowledge and swear in the Providence City Youth Council.
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- 105 • Mayor Alder called item 2, gave a brief introduction, and called the Youth Council to the stand to
106 be sworn in.
- 107 • Youth Council Members took the stand and were sworn in by the mayor.
- 108 • The mayor thanked the Youth Council members for their willingness to serve.
- 109 • Council member Kirk awarded letters of recommendation to two senior members of the Youth
110 Council.
- 111 • Council member Kirk read the Youth Council mission statement and thanked them for their service
112 and all that they have currently done for the citizens of the City.
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114 (22 MIN. 25 SEC.)

115 ➤ **Item No. 3 Sauerkraut Days Committee Report:** The Providence City Council will hear a report
116 from the Sauerkraut Days Committee regarding the recent Sauerkraut Days City celebration.
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- 118 • Mayor Alder called item 3, gave a brief introduction, and invited Nicole Bone, co-committee chair,
119 to the podium to report on the City celebration.
- 120 • Nicole Bone thanked Council for all that they did for the City celebration. She indicated that
121 Ashley Poole the other co-chair was unable to make it tonight.
- 122 • Nicole gave a shout out to all the sponsors for their support, and especially Visionary Homes and
123 their overall participation at the celebration.
- 124 • Nicole asked Council if they had any thoughts or suggestions regarding the City celebration.
- 125 • Council indicated that they liked how the history of the City was highlighted. Commented that the
126 historic tour was well attended and that the live entertainment was great. Council thought that the
127 parade went well and was the perfect length and time. Council commented that they liked how the
128 committee honored Stan Checketts and stated that it might be good to honor a citizen of the past
129 and present next year.

- Parties discussed the Finding the Can event and dates for the next City celebration & parade. Parties discussed how best to reach out and get those involved who may want to be involved next year.
- Parties thanked everyone who attended and all those who helped.

(38 MIN. 30 SEC.)

➤ **Item No. 4 Crossing Guard Fundraiser Report:** The Providence City Council will hear a report from Jeanette Christenson regarding the Crossing Guard Fundraiser.

- Mayor Alder called item 4, gave a brief introduction and asked Janette Christenson for her report regarding the Crossing Guard Fundraiser.
- Jeanette Christenson took the podium and discussed with Council the purpose of the fundraiser and the incident that led them to do the fundraiser.
- She indicated that the money collected will be used to purchase up to 5 body cameras for crossing guards to use that will hopefully help to keep them safe.
- Council thanked Jeanette for all the hard work that she has put into the fundraiser and for being an advocate for crossing guard safety.

Public Hearings:

(42 MIN. 50 SEC.)

➤ **Item No. 5 Providence City’s Code Codification:** The Providence City Council will take questions and comments regarding the City’s current code codification. The codification seeks to update the City code with more concise and complete language as well as making it compliant with the Utah State Code.

- Mayor Alder called item 5, gave a brief introduction, and opened the floor for public comment.
- Ryan Snow, City Manager, reviewed with the Council and those present the purpose of the codification and the process. He indicated that the codification has been public to the citizens for over 30 days now.
- No comments were made. Mayor Alder closed the public hearing.

Resolutions/Ordinances:

(44 MIN. 35 SEC.)

➤ **Item No. 6 Ordinance 06-2022 Code Codification:** The Providence City Council will review, discuss, and may take action on an ordinance adopting and enacting a new code for Providence City, Utah. **(ORDINANCE 06-2022)** **(CODIFICATION (w. strikethrough))**

- Mayor Alder called item 6, gave a brief introduction, and asked Council for any comments.

- Council member Nebeker asked about the cost of the codification. Ryan Snow responded that overall, it costed around \$15,000 and reminded Council that it has been over 20 years since the code was codified and that most cities codify their code every 7-10 years.
- Council and staff discussed potential conflicts and purpose of codification.
- Council member Sealy motioned to approve the codification with Council member Nebeker seconding her motion. Council continued discussion of codification.
- Council member Speth asked about page 31 and 36 of the strikethrough codification and whether peak months needed to be listed as it currently is and whether secondary water stock representative needed to be plural. Parties discussed the issues and concluded that it was ok as is.
- Council member Kirk listed some discrepancy and asked if they should be fixed such as on page 59-60 D “charter” word should be changed to code. Indicated also its called charter in section P change to chapter. Council agreed. Page 63 2-3-1 Historical heritage is redundant, just needs heritage. Council agreed. Page 69 3-1-5 6 asked why is childcare called out? Shouldn’t it just state all home business? Council agreed to strike childcare from section. Stated page 82 section L is redundant, it is listed under prohibited businesses, Council agreed that will be stricken. Commented on page 135 that the Dairy and Feed Lot’s sections be removed since they are a thing of the past in Providence. Council agreed and that section will be removed. Indicated that in 5-1-20 B the word should be “sheet” not “Sheep”. On page 144 5-5-6 combine A and B to one sentence. Indicated that on page 161 - 7-2-3 suggested to strike "unless special permission . . .", Council discussed the wording and believes it should stay. In section 7-2-5 that it should just have to be approved by the public works director. On page 198 she stated that it seems like overkill to have the application in the ordinance. Council agreed and will strike the application. Commented on page 243 10-1-2 2 to take out R309-113-6 and Definitions at the end of the sentence. Council agreed as it is outdated. And finally on page 262 2 should be a Capital “A”
- Parties discussed the section of the code where it uses the word ‘reserved’, as it indicates it can be added to later on and wondered if it should be clarified. Parties agree to change or add ‘reserved for future use’ throughout the code to better clarify for readers.
- Parties discussed the special events section of the code and whether it was needed or if it should be changed. Council agreed no changes are necessary at this time.

Council member Sealy motioned to amend her previous motion. Council member Sealy motioned to approve the codification with the stated and discussed corrections 2nd – Council member Nebeker.

Vote:

Yea- Council members Sealy, Paulsen, Kirk, Speth & Nebeker.

Ney-

Abstained-

Absent-

Motion passes, codification approved. Staff will include the corrections on the draft codification and the City’s code publishers will upload the new code to the City website in a few weeks.

Agreements, Contracts, Bid Awards:

213
214 **(1 HR. 20 MIN. 10 SEC.)**

215 ➤ **Item No. 7 Cooperative Career Service Council Interlocal Agreement:** The Providence City
216 Council will review, discuss, and may take action on an Interlocal Agreement to establish a Cooperative
217 Career Service Council. **(INTERLOCAL AGREEMENT)**

- 218
- 219 • Mayor Alder called item 7 and asked Ryan Snow to give an overview of the agreement.
- 220 • Ryan Snow discussed with Council what the agreement would mean and what it would accomplish
- 221 should they choose to approve it.
- 222 • Council member Paulsen motioned to approve the agreement, seconded by Council member Kirk.
- 223 Council continued discussion of the agreement.
- 224 • Council member Speth commented on the requirement listed in section 5 of the agreement
- 225 regarding representatives. Ryan Snow responded that the representative could be whoever they
- 226 deemed qualified and could depend on the situation or grievous.
- 227 • Parties discussed the agreement more in depth and reviewed a hypothetical situation to help them
- 228 understand how this agreement would work. Parties discussed legal counsel and representation
- 229 regarding this agreement.
- 230 • Council asked Skarlet Bankhead, Community Development Director, what she thought of this
- 231 agreement as a staff member. Ms. Bankhead responded that she saw both pros and cons to the
- 232 agreement.
- 233

234 **Motion to approve the Cooperative Career Services Council Interlocal Agreement – Council**
235 **member Paulsen. 2nd – Council member Kirk**

236 **Vote:**
237 **Yea- Council members Paulsen & Kirk**
238 **Ney- Council members Sealy, Speth & Nebeker**
239 **Abstained-**
240 **Absent-**

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242 **Motion fails, agreement is not approved. Providence City will not participate or be a part of the**
243 **Cooperative Career Services Council.**

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245 **Plans and Other Business:**

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247 **(1 HR. 36 MIN. 40 SEC.)**

248 ➤ **Item No. 8 Property Purchase:** The Providence City Council will review, discuss, and may take
249 action on the purchase of property located at approximately 800 South and 300 East.

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- 251 • Mayor Alder called item 8 and asked Ryan Snow to give an overview of the property.
- 252 • Ryan Snow discussed the appraisal price of the property and its acreage.
- 253 • Council asked about how much field space it would be. Parties discussed the parcel of land and
- 254 possible uses.
- 255

256 **Motion to reject offer for purchase of property located at 800 S and 300 E – Council member**
 257 **Paulsen. 2nd Council member Speth**

258 **Vote:**

259 **Yea- Council members Sealy, Paulsen, Kirk, Speth & Nebeker.**

260 **Ney-**

261 **Abstained-**

262 **Absent-**

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 264 **Motion passes, Providence City WILL NOT move forward with the purchase of property.**

- 265
- 266 • Ryan Snow indicated to Council that the other property that was previously discussed in prior meetings is
- 267 no longer available.
- 268
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270 **Study Items:**

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272 **(1 HR. 40 MIN. 20 SEC.)**

- 273 ➤ **Item No. 9 Interlocal agreement with Cache Waste Consortium:** The Providence City Council
- 274 will review and discuss an interlocal agreement with Cache Waste Consortium regarding the City's waste
- 275 removal operations. **(AGREEMENT)**
- 276

- 277 • Mayor Alder called item 9, indicated that this item is a study item so the Council will not take any
- 278 action on it tonight. Mayor Alder reviewed with the Council the agreement and stated that it is still
- 279 being worked out. Mayor Alder reviewed with Council the purpose of the agreement and the idea
- 280 behind it.
- 281 • Council member Sealy noted that the agreement was set around the county's budget year and not
- 282 the cities'.
- 283 • Parties discussed bids & RFPs and the obligations of sharing bid information. Parties discussed
- 284 how and if bids could be compared with ones the City would receive and ones that the consortium
- 285 would receive.
- 286 • Parties discussed the agreement and the cities that would be a part of it.
- 287 • Parties discussed the City creating their own waste collection entity and issuing their own RFP for
- 288 comparison with the one the consortium creates.
- 289 • Council member Speth commented on the politics of the agreement and members of the
- 290 consortium.
- 291 • Parties discussed green waste and what all this RFP would cover.
- 292 • Parties agree that whatever they decide for the future they need to maintain the same level of
- 293 service that the City has now.
- 294 • Council member Kirk thanked all those who are working on this issue.
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296 **(2 HR. 01 MIN 40 SEC.)**

- 297 ➤ **Item No. 10 Providence City Pickleball Courts:** The Providence City Council will discuss the
- 298 locations of pickleball courts and extending the RAPZ tax funds.

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- Mayor Alder called item 10 and asked Ryan Snow to give an overview of the item.
 - Ryan Snow discussed with the Council the previous RFP for pickleball courts, locations and the RAPZ tax & grants which are about to expire. Ryan indicated that overall, he would like Council's input on how to move forward with the potential pickleball courts.
 - Parties discussed possible locations of pickleball courts and the RAPZ tax restrictions.
 - Parties discussed the bid that they received from the RFP. Parties discussed possible plans or solutions and wondered if the grants could be used elsewhere or for separate courts throughout the City.
 - Matt Harris, Providence City Resident, commented on the noise the comes from people playing pickleball. He suggested converting one of the tennis ball courts at Zollinger Park into pickle ball courts. He reiterated the noise from people playing the game has become a nuisance and thinks courts should be placed away from houses.
 - Parties discussed the grants and if they allowed for conversion of courts or if they are strictly for new builds.
 - Parties discussed the possibility of converting a tennis court into pickleball courts.
 - Ryan Snow commented that he will investigate what they can do with the possible solutions that were discussed here tonight.
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- Howard Christenson, Historic Preservation Commission Chair, commented on the historic markers that have recently been put up and the potential for two new markers in the future regarding farming and fruit in the area. Indicated that they are working on having the Historic Preservation website be a part of the City website.

(2 HR. 28 MIN. 35 SEC.)

Staff Reports: Items presented by Providence City Staff (including but not limited to: Public Works Director, Administrative Services Director, City Recorder, and City Manager) will be presented as information only.

- Mayor Alder called for staff reports.
- Rob Stapley, Public Works Director
 - Reported on the new reservoir and discussed with Council the water pressure and storage of the new reservoir. Reviewed with Council the different water zones throughout the City.
 - Commented on the City's well system and that everything looked good.
 - Indicated that the new cemetery building was coming along nicely and should be completed shortly.
 - Fiber installation is moving along. The crew is moving up on the southside and north bench.
 - Indicated that construction on 100 S is still in progress and that they are a little behind schedule.
- Skarlet Bankhead, Community Development Director
 - Skarlet thanked Council for approving the codification
 - Reported to Council that development of the Providence Highlands also know to Council as Celco was on hold.

- Reported a boundary line adjustment was in the works with Millville but that they are first waiting to see what Millville does. Parties discussed what the land could be used for.
- Flag football is under way and the annual car show is coming up in October followed by the annual tree lighting on December 1st, 2022.
- Commented that she and her staff are still working with residents on code compliance and that Colton the new staff member was doing a great job.

- Ty Cameron, City Recorder

- Reported to Council that now that the codification was approved, he will go in and make those changes that were suggested tonight and once complete he will contact Civics Plus to upload the new code to the City’s website.
- Indicated that next month the Council will be having the public hearing regarding the Vineyard annexation and that hopefully everything will go smoothly.

- Ryan Snow, City Manager

- Ryan commented on the codification and plans moving forward to keep updating the code.
- Reported to Council all the work that has been done recently which included:
 - Working on the master plans
 - Upgrading the cities roads.
 - The cemetery build out.
 - Fiber installation.
 - Updating water services and maintenance.
 - Previous and new grants the City has been awarded.
 - Upgrades to the City fleet.
 - Increased Park space.
 - Positive Broad Hollow water usage.
 - Having no active litigations.
- Council asked about the Spring Creek Water report and Ryan indicated that it is not complete yet.

Motion to adjourn City Council meeting – Council member Sealy, 2nd – Council member Speth.

Vote:

Yea- Council members Sealy, Paulsen, Kirk, Speth & Nebeker.

Ney-

Abstained-

Absent-

Motion passes, meeting adjourned.

Next meeting – October 19th, 2022 @ 6:00 PM

Minutes approved by City Council on _____ of _____ 2022.

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Kathleen W. Alder, Mayor

Ty Cameron, City Recorder