

1 **PROVIDENCE CITY COUNCIL MEETING MINUTES**

2 **May 14, 2013**

3 **15 South Main, Providence UT**

4 Attendance: D Calderwood, J Russell, R Liechty, R Call, D Astle

5 Excused: B Bagley

7 Call to Order: Mayor Liechty

8 Roll Call of City Council Members: Mayor Liechty

9 Pledge of Allegiance: Mayor Liechty

12 **Approval of the minutes**

13 **Item No. 1.** The Providence City Council will consider approval of the minutes April 9, 2013 City Council meetings.

15 **Motion to approve the minutes with the following corrections: R Call, second – D Astle**

16 Page 1 – B Bagley, excused from meeting

17 Page 2, Line 39 – J Russell what are the other options.

18 Page 4, Correct Bessler to Bissland

19 Page 4, Line 8 change defiantly to definitely

20 Page 5, Line 37 Walker's

21 **Vote: Yea: D Calderwood, J Russell, R Call, D Astle**

22 **Nay: None**

23 **Abstained: None**

24 **Excused: B Bagley**

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

- 30 • J Drew – reviewed progress of sauerkraut dinner. We have two growers. We are growing the Dutch Ball variety, ideal for sauerkraut. We are looking into two kitchens to use for processing the sauerkraut. We need volunteers.
- 33 • D Astle – suggested checking with the health department. Kitchens must be commercial.

35 **Business Items:**

36 **Item No. 1. Report.** The Providence City Council will hear a report from representatives from the Cache Valley Transit District (CVTD).

- 38 • Former Mayor Alma Leonhardt, and Todd Buetler, Manager of the Transit District. A Leonhardt represents Providence on CVTD Board. This transit district is one of the best in the country for its size. It has won several awards.
- 41 • T Buetler – Reviewed ridership growth vs. passengers/hour. June 3 starts revamping transit center, which was completed in 2001, adding 6 new bus stalls and replacing old concrete in plaza with heated concrete. June 3 to end of June, 5th North will be shut down for this project. University is main destination/ridership with students and faculty. Taxes pay for bus service. We have a fare-free philosophy. Costs more money to collect fare up to \$1.25 after that we potentially lose up to 45% of ridership. Our main goal is to reduce dependency on automobiles.

47 **Item No. 2. Resolution 13-009.** The Providence City Council will consider for adoption a resolution approving the development agreement for Fields at Brookside Subdivision, a 6-lot residential subdivision located at the south end of Art's Place (approximately 150 East 300 North).

50 **Motion to approve development agreement for Fields at Brookside Subdivision: J Russell, second D Calderwood**

- 52 • D Astle asked about street sign and security performance amount.
- 53 • S Bankhead – Danny has set up a cash bond.

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- D Astle – B Bagley had one comment about storm water retention and its maintenance. He felt like that needs to be identified more clearly.
- R Eck – this will be on final plat as per State regulations.
- S Bankhead – this is a floating target, the State comes out with new regulations once in a while and you don’t get to grandfather.
- R Eck – the City is required to inspect once a year and if maintenance is required, the owner will be notified.
- D Astle asked about irrigation distribution.

Vote: **Yea:** D Calderwood, J Russell, R Call, D Astle
Nay: None
Abstained: None
Excused: B Bagley

Item No. 3. Resolution 13-010. The Providence City Council will consider for adoption a resolution awarding the bid for the Satsuma Drive Street Improvements.

Motion to award bid to LeGrand Johnson: J Russell, second – R Call

- R Eck reported five entities showed up at mandatory pre-bid, three decided to be subcontractors and at the last minute one of the three dropped out. We ended up with two generals and two subs. Reviewed bids from the generals. We gave them 45 days to complete the project. Recommended lowest bid which came from LeGrand Johnson and feels like they will do a good job.

Vote: **Yea:** D Calderwood, J Russell, R Call, D Astle
Nay: None
Abstained: None
Excused: B Bagley

Item No. 4. Resolution 13-011. The Providence City Council will consider for adoption a resolution approving the agreements with Bank of Utah and Master Mechanic regarding the 100 North Gateway Drive Roundabout.

Motion to approve Resolution: D Astle, second – D Calderwood

- S Bankhead has accurate legal descriptions for both properties. The Engineering designer is trying to get the individual landscape and demo plans for each property. As soon as she gets them they will be ready to take to business owners for their signature.
- R Eck - Morris Poole acted as agent for the church, which is a common practice. His development agreement includes everything that will happen on the LDS church property.

Vote: **Yea:** D Calderwood, J Russell, R Call, D Astle
Nay: None
Abstained: None
Excused: B Bagley

Item No. 5. Workshop Schedule. The Providence City Council will discuss and schedule workshop(s) to discuss the 2014 budgets for all City funds, and to discuss changes to Providence City Code Title 10 Zoning Regulations.

- Council discussed how many workshops this will include. Deadline for fiscal year 2014 budget is June 22, 2013. The final closeout budget for 2013 needs to be done by June 30th. Generally these two budgets are done at the same time.
- S Bankhead – public hearing can be the same night as the vote. Council meetings are scheduled the 28th of May and the 11th of June, or a special meeting could be scheduled.
- Workshop is scheduled for May 31st starting at 4:00 pm. Budget items first, then Title 10. Planning and Zoning will join meeting at 5:00 pm for Title 10.

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

- R Eck said Roundabout is on schedule and going well. Enough utilities on 100 North. Water and sewer are in for Morris Poole. We’re in the design phase of 3rd South. City will take water line to Blackhawk’s east boundary. Flow tallies and lift stations discussed. Annexation declarations discussed.

- 1 • S Bankhead said we've annexed as far west as we can go. If you want to consider this other
- 2 property, we have to amend our declaration and we should get started on it. There is a process
- 3 involved.
- 4 • J Russell asked about turnarounds.
- 5 • R Eck – The City requires developers to provide temporary asphalt paved turnarounds for
- 6 garbage trucks, plows and emergency vehicles on streets longer than 150'. Our ordinance has
- 7 worked well in the past, but now it is becoming a problem with one of our developers who is
- 8 doing the second phase of his subdivision. His construction drawings call for a temporary asphalt
- 9 turnaround and when he paved, he didn't put the turnaround in because he is going to submit
- 10 for phase 3. He is trying to save himself some money and save the City an inferior product
- 11 because of the cuts in the asphalt. This also violates our dependent subdivision ordinance.
- 12 Whether he follows the ordinance or not we will have compromised asphalt.
- 13 • D Astle suggested the turnaround in gravel and the developer escrow the cost. Developer needs
- 14 the cash up front in case something happens and the developer isn't able to finish the next phase
- 15 of the development.
- 16 • R Eck said this would violate our ordinance and he would need an agreement for a temporary
- 17 gravel turnaround from the City Council in lieu of a paved asphalt turnaround.
- 18 • D Calderwood asked Randy if he were comfortable with a temporary gravel turnaround.
- 19 • R Eck said for a limited amount of time, but not over an extended period of time.
- 20 • S Bankhead sometimes these temporary things go on for years and never get finished properly.
- 21 • R Eck - it has been suggested we give him up to September to work with his temporary
- 22 turnaround, after that the City takes the bond money and gets it paved. He would like the
- 23 Council's input on a solution.
- 24 • R Liechty brought up the issue of City vehicles.
- 25 • R Call and D Astle feel this should be part of the budget meeting.
- 26 • S Bankhead most of what has been discussed by Randy covers what is in the report. Sheryl Eames
- 27 has filed an appeal on the Planning Commission's decision regarding Grace Baugh subdivision.
- 28 We have four members of the Appeals Authority and we can have five. If you want another
- 29 person to serve we could use one more. Recommended names.
- 30 • S Bankhead asked for proposed ordinance changes by the 28th so they can be discussed in one of
- 31 the June meetings.
- 32 • S Bankhead said we have to wait at least 15 days from the time the appeal was filed before we
- 33 can hold a hearing and we have to hold the hearing before 30 days of the filed appeal. Our
- 34 window to respond is between May 22, 2013 and June 7, 2013.
- 35 • J Russell asked about building permits.
- 36 • S Bankhead we are getting more units than we are getting remodels and additions.
- 37 • D Astle we have building lots up in Highlands going up for tax sales.

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

- 42 • D Calderwood attended meeting with Newton City.
- 43 • D Astle attended COG meeting. Four projects are up for vote. If we want to put anything for that,
- 44 we need to get on the project list by 24th of April. Reviewed proposals.
- 45 • R Eck fourth leg of the Roundabout would fit well with COG.
- 46 • D Astle reviewed meetings attended in St. George.
- 47 • R Call – nothing to report.
- 48 • J Russell asked about City Celebration.
- 49 • S Bankhead reviewed what has been accomplished so far in regard to activities scheduled, etc.
- 50 • R Liechty Spring Creek Water Company met with me and has asked the City not to pay the bill
- 51 they gave us for \$5,000 for work done up in the canyon. Providence City is the biggest
- 52 shareholder and if they get in a situation where they want more, they will do an assessment. Lyn

1 Lemon has suggested asking the County for money to help pay for the Roundabout.

2 **Motion to move to executive session: R Call, second – D Astle**

3 **Vote: Yea: D Calderwood, J Russell, R Call, D Astle**

4 **Nay: None**

5 **Abstained: None**

6 **Excused: B Bagley**

7 Executive session opened at 7:25 pm.

8 **Executive Session:**

9 Item No. 1. The Providence City Council will enter into a closed session as allowed by Utah Code 52-4-205(1) (a)

10 Item No. 2. The Providence City Council may enter into a closed session to discuss land acquisition or the sale of real property Utah Code 52-4-205(1) (d) and (e).

11 Item No. 3. The Providence City Council may enter into a closed session discuss pending litigation Utah Code 52-4-205(1) (c).

12 **Motion to close Executive Session – R Call, second – J Russell**

13 **Vote: Yea: D Calderwood, J Russell, R Call, D Astle**

14 **Nay: None**

15 **Abstained: None**

16 **Excused: B Bagley**

17 Executive Session ended at 8:05 pm.

18 **Motion to adjourn – R Call, second – D Astle**

19 **Vote: Yea: D Calderwood, J Russell, R Call, D Astle**

20 **Nay: None**

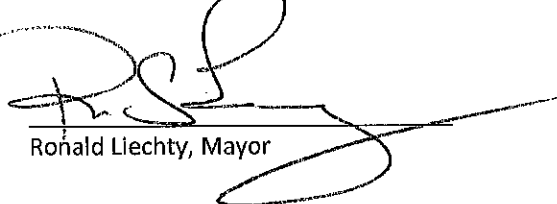
21 **Abstained: None**

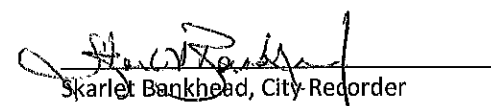
22 **Excused: B Bagley**

23 Meeting adjourned at 8:10

24 Minutes taken by S.Bankhead and C Craven and prepared by C Craven.



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Ronald Liechty, Mayor


Skarlet Bankhead, City Recorder

City Council Meeting

May 14, 2013

Please Sign In

Name

City of Residence

Todd Bentler CVD
JOHN AREW
Sharell Eames

Smithfield
PROVIDENCE
Providence

