

1 **PROVIDENCE CITY COUNCIL MEETING**
2 **August 28, 2018 7:00 PM**
3 **Providence City Office Building, 164 North Gateway Drive, Providence UT**

4
5 Opening Ceremony:
6 Call to Order: Mayor Drew
7 Roll Call of City Council Members: Mayor Drew
8 Attendance: Kirk Allen, Kristina Eck, Brent Fresz, Dennis Giles, Roy Sneddon
9 Pledge of Allegiance: Mayor Drew
10 Opening Remarks – Prayer: None

11
12 **Approval of the minutes**

13 **Item No. 1.** The Providence City Council will consider approval of the minutes of August 14, 2018.

14 **Motion to approve the minutes for August 14, 2018 – R Sneddon, second – D Giles**

15 **Vote:**

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

17 **Nay: None**

18 **Corrections:**

- 19 • Page 2 line 16 ~~to~~ **too**
- 20 • Page 2 line 17 revenue
- 21 • Page 2 line 25 ~~South~~ **North** Main
- 22 • Page 2 line 26 all operating
- 23 • Page 2 line 43 all emergency call
- 24 • Page 2 line 45 full time firefighters for the county
- 25 • Page 3 line 11 expressed concern with increasing number of mental health calls
- 26 • Page 3 line 12 paramedics only come out of Logan
- 27 • Page 3 line 13 respond to emergency calls
- 28 • Page 3 line 19 the County Fire would provide
- 29 • Page 3 line 28 wanted to expand the existing station rather than establish an additional station
- 30 • Page 5 line 51 said he had extended the offer to assist the irrigation company with funding to improve
- 31 flow rates
- 32 • Page 6 line 16 legalese
- 33 • Page 6 line 29 will also be replacing the pump
- 34 • Page 6 line 7 need
- 35 • Page 6 line 34 then flushed
- 36 • Page 6 line 34 samples are taken to Bear River Health to ensure
- 37 • Page 6 line 42 the same homes every three years to sample the water within the home

38
39 **Public Comments:** Citizens may appear before the City Council to express their views on issues within the City's
40 jurisdiction. Comments will be addressed to the Council. Remarks are limited to 3 minutes per person. The total
41 time allotted to public comment is 15 minutes. The City Council may act on an item, if it arose subsequent to the
42 posting of this agenda and the City Council determines that an emergency exists.

- 43 • No public commented

44
45 **Public Hearing(s):** None

46
47 **Business Items:**

48 **Item No. 1. Discussion:** Mark Meaker, former Logan City Fire Chief, will discuss fire services.

- 49 • Mayor Drew introduced Mark Meaker. M Meaker is currently Fire Chief for North Bend Oregon and a
50 former Providence resident. Brian Davies, Logan City Fire Captain and Providence resident, also attended
51 the meeting.
- 52 • Chief Meaker reviewed his career that began in August 1973 in Sac-Metro. He is a Designated Chief

1 Officer. Chief Meaker reported during his time at Logan City, he tried to get Providence City to build a fire
2 station. At that time, he explained Providence was getting a “killer” deal on the contract that could not
3 be sustained. When it became apparent that Providence was not going to build a fire station, Logan City
4 built the station in the south end of Logan. Chief Meaker reported he told former Mayor Randy Simmons,
5 who was for the Providence station, you realize at some point in time you will pay for that station and it
6 will not be in your city.

- 7 • Chief Meaker explained that municipalities must plan for recapitalization of fixtures. He explained the
8 station Logan built was a little over \$800,000. He felt the same station today would cost \$1.5 million.
- 9 • Chief Meaker worked with Tammy Pyfer, Jay Downs, and Darrell Gibbons to create the County EMS
10 system. Not replacing capital fixtures regularly actually costs the taxpayers more in the future. He felt
11 Providence City’s current council is in the same boat of having to deal with the consequences of capital
12 fixtures that were put off by past councils. In fairness to councils, it is human nature to save money
13 rather than spend tax dollars on capital fixtures.
- 14 • Chief Meaker explained the current contract is 2% of the fire operation and fire prevention budget. He
15 felt a more appropriate methodology was to look at call volume vs. total operational budget. If the fire
16 department responds to 20 calls per day and 2 of those calls are in Providence City that would be 10%.
- 17 • Chief Meaker felt the City had four options:
 - 18 ○ 1) pay the increased contract, \$460,000.00
 - 19 ○ 2) consider a volunteer department. This is not a reliable option because recruiting and retaining
20 volunteers is extremely difficult. He discussed the reasons for the difficulty. In his current
21 department, he has 10 career fighters and 20 volunteers. He spends most of his time recruiting
22 and retaining volunteers. The costs of the capital expenditures is also a large concern. He spoke
23 to the improvements in breathing apparatuses; they are about \$8,000 - \$10,000 each. He felt
24 the City would need 20 fire fighters, and the “turn-out” cost per fire fighter is \$3,000 each. He
25 estimated at least \$100,000 for a fire chief. Today’s homes are intrinsically built to a higher level
26 of safety. However, homes use lightweight construction with collapse times of 3 – 5 minutes. He
27 also spoke to “Legacy Homes” built with synthetics vs. “Modern Homes” built with natural
28 materials. The Legacy home fire reaches flash over much faster. Even though there are less
29 severe structure fires, there are more fighter deaths during the fire. He explained the reason this
30 is happening is that the volunteer firefighters today do not have 25+ years of experience.
 - 31 ○ 3) Contract with Hyrum City. However, they are a volunteer department; and response times
32 with be longer.
 - 33 ○ 4) Contract with Cache County to build and staff a fire station. The pros and cons of the County
34 vs. Logan would need to be evaluated. Chief Meaker spoke to paramedic services. Advance Level
35 EMT can start an IV and do intubations; but the doctor may not allow it. Look and the value, not
36 just the total price. Mayor Drew explained depending on the call, the dispatcher dispatches the
37 appropriate personnel. Chief Meaker explained the triage system.
- 38 • Chief Meaker explained fire service is a complex system, with union laws and OSHA regulations. He again
39 cautioned the Council against starting a volunteer department.
- 40 • Mayor Drew asked about the number of fire fighters living in Providence. Chief Meaker felt there were at
41 least three.
- 42 • Chief Meaker discussed the locations the City considered in 2008.
- 43 • Mayor Drew reported when Chief Meaker retired from Logan City, Chief Meaker told him that at some
44 time Logan would increase the contract. Chief Meaker explained his comment. It was not because of
45 malice, he just knew that at some point someone would see that the previous contract was not
46 sustainable.
- 47 • Chief Meaker explained that while a countywide fire service seems improbable, with the right
48 personalities involved in the negotiations, it could happen; much the way the County EMS happened. He
49 explained it would take getting past the emotions of each current department wanting to keep their
50 independence, even though it is not sustainable.

51
52 **Item No. 2. Discussion:** Brent Speth, President Spring Creek Water Company, will discuss projects involving
53 Providence City and Spring Creek Water Company.

- 54 • Mayor Drew reported that last week he, Rob Stapley, and Skarlet Bankhead met with Brent Speth,

1 President of Spring Creek Water Company. They discussed joint projects that would improve both the
2 irrigation system and the culinary system.

- 3 • Brent Speth explained the discussion addressed the discussions with former Mayor Calderwood that
4 resulted in the agreement for the City to use its Spring Creek Water Company shares in the culinary
5 system in April and October. Discussions with Mayor Calderwood also included working with the City to
6 use their shares, when not being used for irrigation water, in the culinary system during May – September
7 as well. Their intent was that nothing in the agreement would hurt the irrigation company and the
8 irrigators had priority during those months. He explained this would help with beneficial use. The intent
9 was to come up with an agreement that the water master and public works director would work together
10 to adjust for the irrigators and any excess go into the culinary water system. Part of that discussion also
11 included putting water in an old pipe that exits in the Canyon rather than the streambed, increasing the
12 flow to the weir at the mouth of the Canyon. The City would make provisions to get the water into the old
13 existing pipe and Spring Creek Water Company would then be responsible for the ongoing maintenance of
14 the pipe. He explained there is quite a bit of seepage that occurs in the streambed; putting the water in
15 the old pipe would help with the seepage problem.
- 16 • Mayor Drew explained R Stapley felt the current box should be relocated to provide for better gravity
17 feed in the pipe.
- 18 • B Speth explained a small adjustment to the pipe near the mouth of the Canyon would need to be made
19 to get the water into the weir. He explained water over the .42 mark on the measure would be considered
20 excess and available for culinary use.
- 21 • B Speth and Mayor Drew explained as a result of last week’s meeting, B Speth would review the draft of
22 the agreement, R Stapley would gather information to relocate the current box and adjust the current
23 pipe. An application for change of use will need to be prepared to submit to the State Engineer’s Office. B
24 Speth felt as irrigators, if the irrigation company needs are met during the period of adjudication and the
25 state will agree to it, he felt the water could be used in the City water system.
- 26 • B Speth reported he did not know how many springs were in the upper part of the Canyon. He did not
27 know how many, if any, springs had been developed. Sharell Eames felt Jesse Jensen might know about
28 the various springs. Ralph Daniels felt there were definitely springs that collection could be improved.
- 29 • Sharell Eames felt the shareholders would need to vote on the agreement. B Speth agreed.
- 30 • B Speth felt it would take quite a bit of money to improve collection at the various springs. R Daniels
31 explained most of the water is coming from Broad Hollow Springs. He felt the original installation of the
32 system did an excellent job, including a canal that carries water.
- 33 • B Speth explained Spring Creek Water Company has a right to 16-second feet of water. B Fresz explained
34 .42 on the measure stick was about six second feet. B Speth explained it also depends on the climate year.
35 If the trend keeps on the prediction is there will be no more snow in the next 5 years.
- 36 • Mayor Drew reported a secondary water system for recent developments in the City was discussed with
37 developers. It was agreed that it is too bad that the Baker property was not able to utilize the secondary
38 water that was associated with it. B Speth explained part of the problem was that the City does not have
39 ordinances in place to make secondary water systems a requirement of the developer. Mayor Drew
40 explained the first step for the City is to adopt an ordinance creating the utility to operate the secondary
41 system. He explained there has been more than one developer who was willing to put in the piping for a
42 secondary system. B Speth explained he understood there was concern that the ordinance would create
43 a citywide mandatory secondary irrigation system, which the proposed ordinance does not do. However,
44 he suggested since the City does not have a citywide secondary system, as project come online they be
45 added to the ordinance by appendices. He personally felt the City should get an ordinance in place to
46 allow the City to manage the system that is in place [Hampshire area]. Mayor Drew reported the staff
47 agreed appendices would add the different systems and their specifics.
- 48 • R Sneddon felt if anyone had the “crystal ball” relative to Spring Creek Water, it was B Speth. He asked
49 what B Speth saw for irrigation use in 25 years in the future. B Speth explained the large parcels of
50 property are reducing. However, he felt that people currently using irrigation water would continue to use
51 irrigation water. He does not foresee a big diminish in irrigation use. He felt it was an economical way to
52 water compared to other systems. R Sneddon felt citizens perceived there was some sort of a “grab” for
53 the water being used by the irrigation company. B Speth explained in the proposed ordinance, a
54 shareholder could sell their water shares to the City; the shares are personal property.

- 1 • B Speth explained the April and October agreement [for the shares designated as municipal use] discussed
2 with Mayor Calderwood had to be signed by both parties [Spring Creek Water Company and Providence
3 City] every year. This would prevent people in various positions from taking advantage of either the
4 irrigation company or the City. He explained he felt the water should be utilized to the best interest of
5 both parties.
6

7 **Item No. 3. Resolution 029-2018:** The Providence City Council will consider for adoption a resolution selecting
8 individual(s) for nomination to represent the City of Providence on the respective company boards; ~~Spring Creek~~
9 ~~Water Company and~~ Providence Blacksmith Fork Irrigation Company. This resolution does not appoint an
10 individual to either Board of Directors; it only selects individual(s) for nomination.

- 11 • Brent Speth explained you have to be a shareholder to be on the Spring Creek Water Company Board of
12 Directors. Providence City is the shareholder. A designated representative of the City could vote the
13 shares; however, the Council could not nominate someone to represent the City as a Board member.
14 • L Fisher explained Ralph Call served on the Board of Directors while serving on the City Council, and he
15 was removed from the Board for conflict of interest.
16 • Mayor Drew reported B Fresz has expressed a desire to serve on the Boards. He felt B Fresz was about the
17 engineering and facts, and would be a good addition to both Boards.
18 • S Eames read from the Spring Creek Water Company Articles.
19 • S Bankhead explained the resolution was to select someone as a nominee for a Board member position. S
20 Bankhead will reword the resolution.

21 **Motion to approve 029-2018 and select Brent Fresz [as a nominee] to serve on the Providence Blacksmith Fork**
22 **Board – K Allen, second – K Eck**

23 **Vote:**

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

25 **Nay: None**

26 **Abstained: None**

27 **Excused: None**
28

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

30 R Stapley, Public Works Director:

- 31 • R Stapley explained that between the technical and scheduling problems the fog seal contractor,
32 Holbrook, would not be able to return until September 15. To keep access to the businesses on 100
33 North, they will do more on Sunday the 16. This will delay the striping and painting the crosswalks.
34 • R Stapley reported the hydro seeding project for the 400 South park would happen this fall. K Eck asked if
35 the hydro seeding would use the wild flower mix. B Fresz explained the product used in the Highlands
36 area was not as desirable as hoped. R Stapley explained this would be drought resistant field grass. It will
37 green up in the spring; but will yellow during the summer. K Eck felt the exercise equipment should be
38 installed. K Eck requested what is not spent on the sprinkling system, be spent on exercise equipment.
39 ○ Mayor Drew reported on September 8 the town hall will be on parks. He felt if the budget was
40 not used on the 400 South park, it could be used somewhere else.
41 ○ K Eck explained with no parking, we would not want anything major. She felt it was the perfect
42 place for someone walking to use the exercise equipment.
43 • R Stapley reported Jay's Well is running again. He explained he has not received the invoice from Glenn's
44 Electric.
45 • R Stapley reported the all the lead and copper sample bottles were disbursed to the selected
46 homeowners today.
47 • R Stapley reported Gus Garcia, the Storm Water Technician, has given his two-week notice for personal
48 reasons. B Fresz and K Eck felt exit interviews were very important. K Eck asked what the City was doing
49 to retain employees.
50 • K Eck she had a number of citizen complaints about the potholes, crosswalks not painted, etc.
51 • Mayor Drew explained the City's position on streets. K Eck stated she understands the position, but her
52 issue is the gigantic potholes on 100 East. She stated they are unacceptable to the citizens, to herself and
53 it should be unacceptable to the Mayor. She requested Public Works staff focus on the potholes on 100

1 East. Mayor Drew reported the potholes on the school section of 100 East have been fixed. K Allen did not
2 want to spend a lot of money on 100 East until it was time to rebuild it.

- 3 • Mayor Drew explained the Council used to designate the streets, which was political. His goal is to use
4 engineering not politics to decide the street priority.
- 5 • R Stapley explained the potholes were waiting for the plan to improve the road with an inexpensive
6 version of an overlay.
- 7 • K Eck asked about the responsibility for the tall weeds at 100 East and Center. R Stapley explained it is City
8 property, but the ordinance requires the homeowners to keep their frontage clean.
- 9 • K Eck asked about Hillcrest Park. R Stapley reported Eric Dursteller brought in an expensive but very nice
10 concept. R Stapley explained the thought is to get the grading plan. K Eck expressed concern that she was
11 not notified of the meeting.

12 S Bankhead, Administrative Services Director:

- 13 • S Bankhead explained the \$700,000 check showing on the payables register was not an expense; it was
14 transferring money from the PTIF Account to create an account at Cache Valley Bank for the Capital
15 Project Fund money.
- 16 • S Bankhead explained another large account payable expenditure was for roads. She also explained the
17 3rd party vendor that does our credit card processing and online checks had a computer glitch, and some
18 customers had two payments taken from their bank accounts. Once this has been resolved, the financial
19 statement may change.
- 20 • B Fresz asked if this was a significant amount. S Bankhead explained she believes it was less than
21 \$3,000.00.

22
23 **Council Reports:** Items presented by the City Council members will be presented as informational only; no formal
24 action will be taken. The City Council may act on an item, if it arose subsequent to the posting of this agenda and
25 the City Council determines that an emergency exists.

- 26 • Council members did not have any additional reports
- 27 • Mayor Drew reported we are getting ready to publish notice for the impact fees for streets.
- 28 • Mayor Drew reported CRS is working on capital facilities plan for a culinary water system. Once that is
29 done impact fee study can begin. A sewer system and parks capital facility plan is also being done as well.
- 30 • Mayor Drew reported he received a phone call from Mayor Flint, Hyde Park City, interested in the Life
31 Cycle Residential ordinance. He explained this is the fifth city that has requested the ordinance.
- 32 • Mayor Drew reported the “kick the can down the road” view is one of his concerns.

33
34 **Executive Session Notice:**

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

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

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

41 **Motion to enter executive session – B Fresz, second – R Sneddon**

42 **Vote:**

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

44 **Nay:** None

45 **Abstained:** None

46 **Excused:** None

- 47 • The Council entered the closed meeting at approximately 9:45 PM.
- 48 • The Council re-entered the open meeting at approximately 10:36 PM

49
50 **Motion to adjourn – K Allen, second – B Fresz**

51 **Vote:**

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

1 **Nay: None**
2 **Abstained: None**
3 **Excused: None**

4
5 Meeting adjourned approximately 10:36 PM
6 Minutes prepared by Mindi Petersen

7
8 **APPROVED 09/11/2018**

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John Drew, Mayor

Skarlet Bankhead, City Recorder