

**ADOPTED MINUTES
SPANISH FORK CITY COUNCIL MEETING
NOVEMBER 18, 1992**

The meeting was called to order at 7 pm by Mayor Marie W. Huff. The pledge of allegiance was offered by a local boy scout.

Elected Officials Present: Mayor Marie W. Huff, and Councilmembers Jerald M. Chapple, Kim H. Peterson, Sheldon W. Gordon, Rex Woodhouse, and Clyde A. Swenson. y

Staff Members Present: David A. Oyler, City Manager; Kent R. Clark, Finance Director/Recorder; Richard J. Heap, City Engineer/Public Works Director; Dee Rosenbaum, Public Safety Director/Chief; Junior Baker, Attorney; Marvin Banks, Water Leadworker; and Mary-Clare Maslyn, Administrative Assistant.

Citizens Present: Leann Moody, The Press; Daily Herald; John Smith, Lant Olsen, Barbara Sharpe, Janice James, Arthur Hartvigsen, Mary Ann Fraughton, Alex Fraughton, J. Mark Nelson, Mark W. Nelson, E. Andrus, Lynn Gilbert, Colton Baker, Wendy Simmons, and Bryan Simmons.

Minute Passage

Councilmember Peterson made a **motion** to accept the minutes of the November 4, 1992, regular session of the city council meeting, along with the November 4, 1992, work session. The **second** was made by Councilmember Chapple. The motion **passed** with a unanimous vote.

Employee of the Quarter

The Mayor and Council presented Marvin J. Banks, Water Leadworker, with the Employee of the Quarter award, third quarter, 1992.

Citizen Request, Barbara D. Sharpe, Zoning

Ms. Sharpe approached the council regarding home occupation use and zoning use. She requested permission to use an ancillary building of her home for antique sales, and boutiques. Ms. Sharpe read a prepared message to the council and requested a variance. Ms. Sharpe was thanked for her time, but was told that the regulations will stay as is, but if she can operate her business within the stated regulations, she is invited to do so. The council stated their concern that residential areas remain residential.

**Citizen Comments: Eldon Andrus, Water Shortage
Arthur Hartvigsen, Ambulance Accident**

Eldon Andrus: Mr. Andrus requested the city officials install a pipe system for distribution of lawn water, rather than using culinary water for watering purposes. He stated his concern for water. Engineer Heap said the city has analyzed this concern and some problems would arise if it were implemented at this time. He said sediment from the dirty water would need to be stored in a sediment pond, which would be very expensive. It appears the city has ample water without a secondary. The city will continue to look into this option as they are water conscious.

Arthur Hartvigsen: Mr. Hartvigsen was involved in an accident with the city ambulance where the ambulance driver was cited, not him. He informed the council that the ambulance driver is now suing him for his involvement in the accident. He is greatly disturbed by the suit and requested any assistance the city may be willing to offer him.

Attorney Baker stated that because the suit is between private parties, the city would be unable to assist Mr. Hartvigsen in this situation. The council was not aware this law suit was taking place until this evening as told by Mr. Hartvigsen.

Citizen Request, Bill Alldredge, Lease Refund

Mr. Alldredge previously addressed the city council regarding negative incidents occurring with city property which he leased for hunting, Fall 1992. Due to the nature and extent of the situation, Councilmember Woodhouse made a **motion** to reimburse Mr. Alldredge the amount of **\$1,500.00** for his lease. The **second** was made by Councilmember Swenson. The motion **passed** with a unanimous vote.

Independent Auditor Report - Fiscal Year Ending June 30, 1992

Mr. Clark introduced representatives of Gilbert and Stewart, Independent Auditors. Mr. Clark then turned the time over to Mr. Lynn Gilbert who presented the audit for the Fiscal Year ending June 30, 1992. Mr. Gilbert reviewed the basic sections of the audit. He answered questions from council and staff. Mr. Gilbert said the city was fiscally sound, and that he appreciated working with the city and staff.

Councilmember Peterson made a **motion** to accept the Independent Auditor Report for Fiscal Year Ending June 30, 1992. The **second** was made by Councilmember Gordon. The motion **passed** with a unanimous vote.

Resolution 92-09: Irrigation Ditches and Development

Resolution 92-10: Subdivision Standards and Irrigation Canals and Ditches

After discussion regarding resident concerns and irrigation policies, Councilmember Gordon made a **motion** to accept Resolution 92-09: A Resolution Establishing City Policy Concerning City Irrigation Ditches and Development; and to accept Resolution 92-10: A Resolution Establishing City Policy Concerning Subdivision Standards and Irrigation Canals and Ditches. The **second** was made by Councilmember Woodhouse. The motion **passed** with a unanimous vote. Mr. Heap was asked to distribute a copy of these resolutions to developers.

Tone and Country Living, Final Plat D

The Planning and Zoning Commission recommended passage of the final plat as presented. Councilmember Gordon made a **motion** to accept Tone and Country Living, Final Plat D as presented, with the requirements to be met of having a fence on the east bench ditch, along the south and west property lines. The **second** was made by Councilmember Peterson. The motion **passed** with a unanimous vote.

Crab Creek Property Grazing Lease

Mr. Heap was provided permission, by the council, to bid out the grazing lease on the Crab Creek property. Recommendations on grazing details will be made at a later date.

Appointment - Mark Boyack to SUVSWD

Councilmember Gordon made a **motion** to appoint Mr. Mark Boyack, Water Superintendent, to the board of the Southern Utah Valley Solid Waste District. The **second** was made by Councilmember Chapple. The motion **passed** with a unanimous vote.

Motion to Adjourn to Redevelopment Agency Meeting

Councilmember Chapple made a **motion** to adjourn the regular session of the city council meeting at 8:30 pm to go into a Redevelopment Agency Meeting. The **second** was made by Councilmember Woodhouse. The motion **passed** with a unanimous vote.