

**Adopted Minutes**  
**Spanish Fork City Council Meeting**  
**July 20, 1994**

The meeting was called to order at 6:30 pm by Mayor Marie W. Huff for a preliminary review of the agenda. At 7:00 pm the pledge of allegiance was lead by Jeff Peery.

Elected Officials Present: Mayor Marie W. Huff, and Councilmembers Thora L. Shaw, Jerald M. Chapple, Kim H. Peterson, Rex Woodhouse, and Clyde A. Swenson.

Staff Members Present: David A. Oyler, City Manager; Kent R. Clark, Finance Director/Recorder; Richard J. Heap, Engineer/Public Works Director; Dee Rosenbaum, Public Safety Director; S. Junior Baker, City Attorney; and Heather Frost, Recording Secretary.

Citizens Present: Jack Perry, Rommyn Skipper, Deseret News; Pat Frandsen, Paul Frandsen, Chris Clyde, Jason Dodds, Tony Johns, Cory Starley, and Karl Hansen.

### **Minutes**

Councilmember Woodhouse made a **motion** to accept the minutes of the July 6, 1994, regular city council meeting with noted corrections and presented warrants. The **second** was made by Councilmember Swenson, and the motion **passed** with a unanimous vote.

### **"Future is in Your Hands" Award**

Mayor Huff presented the "Future is in Your Hands" award to five Spanish Fork youth for their acheivement as junior staff members for Timberline. They were Chris Clyde, Jason Dodds, Paul Frandsen, Tony Johns, and Cory Starley.

### **Fairway Meadows - Plat A - Final**

Mr. Heap said the Development Review Committee and the Planning Commission recommend approval of Fairway Meadows - Plat A -Final.

Councilmember Woodhouse made a **motion** to approve Fairway Meadows - Plat A - Final subject to the completion of an engineering report prior to building permit. The **second** was made by Councilmember Chapple, and the motion **passed** with a unanimous vote.

### **Red Pine Estates - Preliminary**

Mr. Heap said the drainage issue needs to be resolved. He said he proposes purchasing a four acre piece of land to work as a neighborhood park as well as a retention area for storm drainage. He said the cost would be approximately \$200,000.00. He proposed assessing an impact fee to collect the money spent on the park. He said the Development Review Committee and the Planning Commission recommend the Red Pine Estates - Preliminary be approved subject to the following: 1) There is no access to Canyon Road from Lot 1; 2) The ditch be taken care of to satisfy East Bench Irrigation Company, 3) The drainange meets the requirements of the engineer and city council, and 4) The sewer on 600 East be upgraded from 200 South to Center. A discussion ensued in regards to piping the ditch.

Councilmember Swenson made a **motion** to table Red Pine Estates - Preliminary until more information could be made available regarding the drainage and the issue of the ditch. The **second** was made by Councilmember Shaw, and the motion **passed** with a unanimous vote.

Discussion ensued regarding the two lots proposed to face Canyon Road. The councilmembers agreed there wouldn't be a problem with two of the proposed homes facing Canyon Road.

### **Ordinance No. 23-94: Title 17, Animal Ordinance**

Mr. Oyler reviewed Ordinance No. 23-94: Title 17, Animal Ordinance.

Councilmember Peterson made a **motion** to adopt Ordinance No. 23-94: Title 17, Animal Ordinance with noted corrections. The **second** was made by Councilmember Chapple, and the motion **passed** with a unanimous vote.

### **Resolution 94-13: Appointments to Taxing Agency Committee**

Councilmember Shaw made a **motion** to adopt Resolution 94-13: A resolution to appoint Councilmembers Swenson and Peterson to the Spanish Fork Canyon Project Area. The **second** was made by Councilmember Woodhouse, and the motion **passed** with a unanimous vote.

### **UTA Annexation Letter**

Mr. Oyler reviewed the proposal from UTA.

Councilmember Shaw made a **motion** to authorize the Mayor to send the letter to UTA to request UTA option be added to the November ballot. The **second** was made by Councilmember Chapple, and the motion **passed** with a unanimous vote.

### **Bank Service Bids**

Mr. Clark reviewed the bids for banking service. The bid was based upon the compensating balance the city would be required to maintain in order to not be charged a bank charge. First Security Bank requires \$68,000.00; Zions Bank and Bank One require \$100,000.00. His recommendation was First Security Bank for the next three years.

Councilmember Chapple made a **motion** to accept the bid from First Security Bank. The **second** was made by Councilmember Shaw, and the motion **passed** with a unanimous vote.

### **Non - Agenda Item**

The staff and the councilmembers discussed the request of the post office to require the installation of vinyl mailboxes in rural postal routes. The councilmembers instructed the staff to advise the postal service they would prefer neighborhood cluster boxes in rural routes and in city routes two boxes on one post on the property line.

### **Review Draft Copy of the Agreement for Disposition of Land for Private Development (A.D.L.)**

Mr. Oyler reviewed the draft copy of the Agreement for Disposition of Land for Private Development (A.D.L.) with the council.

## **Miscellaneous Items**

Mr. Oyler said two developers had preliminary plat approval before the \$1,100.00 impact fee was assessed. He asked for the council's feeling with charging the fee at the time of building permit for those two developments only. The council agreed to charge the \$1,100.00 fee on the two developments at the time of building permit.

Mr. Baker said the stay of execution the city had sought had been denied, but the judge had approved a supersedeas bond. He asked the council if they would like to seek stay of execution with the Supreme Court. He said doing so would send a message to the court and to Strawberry that this issue is important to Spanish Fork City and the city will fight every step of the way. The council agreed to seek stay of execution with the Supreme Court. A discussion ensued regarding the Strawberry Electric Service District lawsuit.

## **Adjournment**

Councilmember Shaw made a **motion** to adjourn the meeting at 9:15 pm. The **second** was made by Councilmember Peterson, and the motion **passed** with unanimous vote.