

**Adopted Minutes
Spanish Fork City Council Meeting
October 19, 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 local boy scout Ben Shepherd.

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

Staff Members Present: 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: LaRue Mecham, Wess Mecham, Sharon Braithwaite, Debbie Banks, Janice Shepherd, Allen Nash, Marsha Nash, George Bills, Ben Shepherd, Terry Shepherd, Jed Clement, Jeremy Clement, and Allen Bohne.

Minutes

Councilmember Shaw made a **motion** to accept the minutes of the October 5, 1994, regular city council meeting and presented warrants. The **second** was made by Councilmember Woodhouse, and the motion **passed** unanimously.

Councilmember Swenson made a **motion** to accept the minutes of the June 22, 1994, special meeting of the Spanish Fork City Council. The **second** was made by Councilmember Shaw, and the motion **passed** with a unanimous vote.

Public Power Week Recognition

Mr. Richard Judd, Utah Municipal Power Agency, expressed his appreciation for Councilmember Rex Woodhouse's involvement and dedication as he has served on the board of directors for Utah Municipal Power Agency for eleven years.

Marigold Festival Recognition

Mr. and Mrs. Allen Nash presented Wesley and LaRue Mecham with the "Yard of the Year" award.

Canyon Ridge Estates - Phase II - Preliminary

Mr. Heap said there are some ditches on the development that will have to be either piped or abandoned. He said the third phase of the 600 East sewer upgrade will have to be completed and he recommends a fence be installed along Canyon Road on lot 140. Mr. Heap said the Development Review Committee and the Planning Commission recommend approval of the development.

Councilmember Chapple made a **motion** to approve Canyon Ridge Estates - Phase II - Preliminary subject to the following conditions: 1) The third phase of the 600 East sewer upgrade is completed; 2) The ditches along the east side are either piped or abandoned; and 3) A fence is installed along Canyon

Road on lot 140. The **second** was made by Councilmember Swenson, and the motion **passed** with a unanimous vote.

East Canyon Village - P.R.D. - Final

Mr. Heap said the Development Review Committee and the Planning Commission recommend approval of East Canyon Village subject to the installation of a 6 foot fence where the development abuts SR 214.

Councilmember Shaw made a **motion** to approve East Canyon Village - P.R.D. - Final subject to the installation of a 6 foot fence where the development abuts SR 214. The **second** was made by Councilmember Woodhouse, and the motion **passed** with a unanimous vote.

Wolf Hollow Heights - Plat F - Final

Mr. Heap said a sewer easement needs to be obtained on a small piece of property in order for development to continue in the area. The developer said there would be two possible pieces of property that could be used, but neither of the property owners would sell. Councilmember Swenson asked if condemnation should be considered as an option. Attorney Baker said he recommended speaking with the property owners first, then filing with the court if they would not cooperate. He said an order of immediate occupancy could be granted so development could continue.

Councilmember Peterson said his concern would be setting a precedence. He felt by condemning the property the council might be asked to intervene if a similar problem should arise in the future.

Councilmember Woodhouse said the property owners should be contacted by the staff and in the meantime the staff should find out what developments would be impacted if the property is not obtained for the sewer easement.

Councilmember Shaw made a **motion** to table a decision on Wolf Hollow Heights - Plat F - Final until the 100 East sewer issue is resolved. Councilmember Chapple made the **second**, and the motion **passed** unanimously.

Public Hearing - Ordinance Z-110: Lynnbrook III Zone Change

Councilmember Chapple made a **motion** to open the public hearing at 7:35 pm. The **second** was made by Councilmember Peterson, and the motion **passed** with a unanimous vote.

Mr. Heap said it is the recommendation of the Development Review Committee and the Planning Commission that the Lynnbrook III zone change from C-2 to R-2 be approved.

Mayor Huff asked if there was any input from the public. No public input was received.

Councilmember Peterson made a **motion** to approve Ordinance Z-110: changing the zone on lots 7-11 of the Lynnbrook III development from C-2 to R-2. The **second** was made by Councilmember Swenson, and the motion **passed** with a unanimous vote.

Councilmember Shaw made a **motion** to close the public hearing at 7:40 pm. The **second** was made by Councilmember Peterson, and the motion **passed** with a unanimous vote.

Miscellaneous

Mr. Rosenbaum informed the council the youths responsible for the vandalism at the swimming pool had been caught and will be referred to juvenile court.

Adjournment

Councilmember Woodhouse made a **motion** to adjourn the regular session of the city council meeting and to convene the executive session of the city council at 7:45 pm. The **second** was made by Councilmember Swenson, and the motion **passed** with a unanimous vote.