

**Adopted Minutes
Spanish Fork City Council Meeting
July 22, 1997**

The meeting was called to order by Mayor Marie W. Huff.

Elected Officials Present: Mayor Marie W. Huff, and Councilmembers Matthew D. Barber, Sherman E. Huff, Thora L. Shaw, Clyde A. Swenson and Rex Woodhouse.

Staff Members Present: David A. Oyler, City Manager; Richard J. Heap, Engineer/Public Works Director; Kent R. Clark, Recorder/Finance Director; Jeffrey A. Foster, Electric Department Superintendent; and Gina Peterson, Deputy Recorder.

1240 South Road Agreement

Attorney Baker reviewed the agreement to be signed by Mayor Huff, and the property owners Randall Harward and Rob McGovern for the extension of 1240 South past 1400 East. Construction of this road will allow a safer and direct route to the new elementary school for numerous school children. The agreement outlines Spanish Fork City will pay upfront costs for construction of the road. Mr. McGovern and Mr. Harward will reimburse the City for these costs when the Strawberry litigation is resolved and at the time their property is recorded for development. McGovern/Harward will act as contractors for the road, construction of which will commence no later than August 1, 1997. Construction of the road will meet City standards. Mr. Heap expressed the concern that the property owners may wait ten to fifteen years to record a final plat, thereby delaying repayment to the City. Attorney Baker acknowledge the concern and stated it would be addressed in the agreement.

Councilmember Shaw **moved** to authorize Mayor Marie Huff's signature on the agreement to construct a road at 1240 South. If McGovern/Harward refuses to sign the agreement the Council authorizes Attorney Baker to condemn the property to build the road. Councilmember Barber **seconded**, and the motion **passed** with a unanimous vote.

Other Business

A brief discussion was held concerning the zoning issue of Mr. Blake Barney.

The Council discussed presentation of a gift to the President of Iceland during his visit. It was determined a sculpture would be purchased from local artist Kelly Peterson to be presented to President Grimsson by the Mayor at the western feast.

Mr. Oyler stated DJ Elite owed the City \$40,000 at the beginning of July for the sewer line near the Spanish Trails development. Mr. Vic Deauvono met with Mr. Oyler and explained DJ Elite thought the first plat would be recorded by July 1 making financing available. Mr. Oyler asked the Council's feelings on allowing Mr. Deauvono to sign an agreement stating money for the

sewer line will be received by the City within five days after recording of the plat. Building permits will not be issued until the money is paid. The Council assented to such an agreement with the addition if the \$40,000 has not been paid by August 15, 1997, interest at a rate of seven percent will begin to accrue.

Adjournment

Councilmember Shaw made a **motion** to adjourn the meeting of the Spanish Fork City Council at 6:45 pm. The motion was **seconded** by Councilmember Huff, and it **passed** unanimously.