

**Adopted Minutes
Spanish Fork City Council Meeting
October 13, 1998**

The meeting was called to order at 6:30 pm by Mayor Dale R. Barney for a preliminary review of the agenda. At 7:00 pm the pledge of allegiance was led by Cole Ercanbrack.

Elected Officials Present: Mayor Dale R. Barney, and Councilmembers Everett Kelepolo, Thora L. Shaw, Lillian J. Shepherd, and Clyde A. Swenson. Councilmember Sherman E. Huff was excused.

Staff Members Present: David A. Oyler, City Manager; Richard J. Heap, Engineer/Public Works Director; Kent R. Clark, Finance Director/Recorder; S. Junior Baker, City Attorney; Dee Rosenbaum, Public Safety Director; Dennis Sorensen, Treatment Plant Manager; and Gina Peterson, Deputy Recorder.

Citizens Present: Carl Empey, Zions Bank Public Finance; Roxanna Johnson, Spanish Fork Press; Tiffany Smith, Amy Beth Spotten, Allen Eddington, Amberlee Eddington, James Cornaby, Anna Biesinger, Cole Ercanbrack, and Nancy Lew.

Minutes

Councilmember Shaw made a **motion** to adopt the minutes of the October 6, 1998, Spanish Fork City Council meeting with noted amendments. Councilmember Shepherd **seconded**, and the motion **passed** with a unanimous vote.

Resolution 98-21: A Resolution of the City Council of Spanish Fork City, Utah (The "Issuer") Finalizing the Terms and Conditions of the Issuance and Sale by the Issuer of (A) its Water Revenue Refunding Bonds, Series 1998A (The "Series 1998A Bonds"), (B) Its Water Revenue Refunding Bonds, Series 1998B (The "Series 1998B Bonds") and (C) Its Water Revenue Refunding Bonds, Series 1998C (The "Series 1998C Bonds"); Awarding and Confirming the Sale of Said Series 1998A Bonds, Series 1998B Bonds and Series 1998C Bonds; Authorizing the Execution by the Issuer of a General Indenture of Trust, a First Supplemental Indenture of Trust, and Other Documents Required in Connection Therewith; Authorizing and Approving a Preliminary Official Statement and Final Official Statement; Authorizing the Taking of All Other Actions Necessary to the Consummation of the Transaction Contemplated by this Resolution; and Related Matters

Mr. Carl Empey from Zions Bank Public Finance explained the steps to enable Resolution 98-21 to refund the City's 1991A, 1991B, and 1995A Water Bonds into 1998A, 1998B, and 1998C Water Bonds at a net present value savings of \$62,649.12. The Average Coupon Rate for the previous water bonds was 7.0897449%, and the Average Coupon Rate for the newly issued bonds is 4.1442485%.

Councilmember Swenson made a **motion** and Councilmember Kelepolo **seconded** to adopt Resolution 98-21: A Resolution of the City Council of Spanish Fork City, Utah (The "Issuer") Finalizing the Terms and Conditions of the Issuance and Sale by the Issuer of (A) its Water Revenue Refunding Bonds, Series 1998A (The "Series 1998A Bonds"), (B) Its Water Revenue Refunding Bonds, Series 1998B (The "Series 1998B Bonds") and (C) Its Water Revenue Refunding Bonds, Series 1998C (The "Series 1998C Bonds"); Awarding and Confirming the Sale of Said Series 1998A Bonds, Series 1998B Bonds and Series 1998C Bonds; Authorizing the Execution by the Issuer of a General Indenture of Trust, a First Supplemental Indenture of Trust, and Other Documents Required in Connection Therewith; Authorizing and Approving a Preliminary Official Statement and Final Official Statement; Authorizing the Taking of All Other Actions Necessary to the Consummation of the Transaction Contemplated by this Resolution; and Related Matters. The motion **passed** with a unanimous vote.

Bid - Chlorine Contact Chamber for the Sewer Treatment Plant

City Engineer Richard Heap noted this bid was tabled from the September 15, 1998, Council meeting.

Mr. Dennis Sorensen, Sewer Treatment Plant Manager reviewed why the additional Chlorine Contact Chamber is needed to meet State regulations. Since the bid came in over budget staff members met with contractors regarding the bid. It was determined the contact chamber could be installed for \$124,650. Mr. Heap stated the additional money needed from the budget could be transferred from other areas. He recommended awarding the bid to Nelson Brothers with an immediate change order to take away the amount bid for work on the pump station. This would decrease the bid from \$157,060 to \$129,060

Councilmember Kelepolo made a **motion** to accept the bid for the Chlorine Contact Chamber from Nelson Brothers with Change Order Item A and Item D as well as not including work on the pump station, for a total price of \$129,060. Councilmember Shepherd **seconded**, and the motion **passed** with a unanimous vote.

Discussion - Trees on Main Street

Mayor Barney stated he has received calls from some Main Street business owners who are concerned about the growth of the trees on Main blocking their signs. The business owners feel they have paid a lot of money to advertise their businesses, and the trees may detract from their signs. The Mayor stated if he didn't know where a business was located he would have a hard time finding it due to the trees.

Councilmember Shaw feels the trees have really enhanced Main Street. Some members of the Council noted it took a lot of tax dollars to beautify the street and there are many people who enjoy the trees.

The Mayor feels the City needs to be sensitive to businesses along Main Street and somehow find a balance.

A brief discussion took place among the Council. It was recommended Councilmember Shaw talk with the Chamber of Commerce Board to get feelings from those involved before a decision is made regarding removal of the trees.

Adjournment

A **motion** was made by Councilmember Shaw to adjourn the meeting of the Spanish Fork City Council at 7:50 pm. The motion was **seconded** by Councilmember Kelepolo, and it **passed** with a unanimous vote.