

**Adopted Minutes
Spanish Fork City Council Meeting
December 15, 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 local boy scout Alex Stoddard.

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

Staff Members Present: David A. Oyler, City Manager; Richard J. Heap, Engineer/Public Works Director; Dee Rosenbaum, Public Safety Director; S. Junior Baker, City Attorney; Kent R. Clark, Finance Director/Recorder; Jack J. Swenson, Parks & Recreation Director; Steven Money, Fairgrounds Manager; Tonya Williams, Office Clerk; Paul Taylor, Irrigation Master/Equipment Operator; Louise Nuzman, Library Director; Sharon Lehmborg, Library Clerk; and Gina Peterson, Deputy Recorder.

Citizens Present: Joanne Jones, Roy Johns, Mark Evans, Casey Stewart, Gregory Bishop, Jason Potter, Rick Roberts, Matt Barber, *Chamber of Commerce*; Clark Mitchell, Devon Brickson, Alex Stoddard, Daniel Barron, Nathan Geslison, Jared Johns, Dyson Gillies, Joe Richins, Kevin Madson, *KMA Architects*; Blaine Bradford, *RB Construction*; Clyde Bradford, *RB Construction*; Lara Blackett, and Roxanna Johnson, *Spanish Fork Press*.

Minutes

Councilmember Shaw made a **motion** to approve minutes of the December 1, 1998 meeting of the Spanish Fork City Council as presented. Councilmember Shepherd **seconded**, and the motion **passed** with a unanimous vote.

Employee Recognition - Tonya Williams

Tonya Williams is an office clerk in the Finance Department. She handles the business licensing for the City and has obtained her CBLO title (Certified Business License Officer). The Mayor and Council commended her for this achievement.

Employee Recognition - Steven Money & Paul Taylor

Fairgrounds Manager, Steven Money and former Fairgrounds employee Paul Taylor were given an award in Las Vegas at the National Finals Rodeo for having the best kept grounds. The Council and Mayor Barney commended Mr. Money and Mr. Taylor on this honor.

Public Hearing - FY 99 Budget Revision

Councilmember Huff **moved** to open public hearing at 7:10 pm. Councilmember Shaw

seconded, and the motion **passed** with a unanimous vote.

Mr. Oyler reviewed the proposed revision to the City's FY 99 budget. The revision is due to the City planning to remodel the upstairs of the Library. This project was not previously budgeted for, but after completion of the Library's basement remodel, it was felt the upstairs should be remodeled as well. The City's expenditures would be increased by \$450,000. This would be added to a new capital project fund for the remodel of the Library upstairs. To offset the expenditure, Mr. Oyler recommended the City take out a short term loan which would be repaid in 2 to 4 years. He also noted the regular budget revision will take place in February.

The Mayor opened the meeting for public comment.

Mr. Alex Stoddard, a local scout, stated one of his favorite things to do is to read. He stated he enjoys visiting library and he is in favor of the remodel because there will be more room for new books.

Mr. Charles Thorpe, representing the Library Board, expressed appreciation for the remodel that was completed in the Library basement. The Board feels once the upstairs remodel is complete, the City will basically have a new library. Mr. Thorpe stated the Library will really add to the community growth and make literacy programs more workable.

Councilmember Shaw expressed support for the project. Mayor Barney stated the library is one of the more important things a city can have.

Finance Director Kent Clark reviewed the recommendation of the City's financial advisor. Mr. Carl Empey from Zions Banks recommends the City take out a short term loan for four years. The annual payment would be \$103,000.

Councilmember Swenson made a **motion** to amend the FY 99 Budget to include the capital project for library in amount of \$450,000, anticipating the project will cost less. Councilmember Shaw **seconded**, and the motion **passed** with a unanimous vote.

A **motion** was made to exit the public hearing at 7:32 pm by Councilmember Shaw. The motion was **seconded** by Councilmember Huff, and the motion **passed** with a unanimous vote.

Bids - Recreation Complex Construction

Mr. Clark indicated the bids for the Recreation Complex construction are still being evaluated by the Architect. He recommended the item be tabled to give the architect time for a thorough review.

Councilmember Huff made a **motion** to table the bids for the Recreation Complex construction until proper information is available. Councilmember Shaw **seconded**, and the motion **passed** with a unanimous vote.

Bids - Library Remodel

Architect for the Library remodel, Kevin Madson reviewed the bids in the total amount of \$417,499. He noted this does not include the architect fees. The total bid includes a base bid of \$336,000 with an alternate amount of \$81,434 for cabinet work.

Councilmember Shaw discussed the lack of a sound system on patio behind the Library. She stated the patio would be more utilized, especially at Fiesta Days, if it were upgraded.

After further discussion, it was the general feeling the Library remodel would be beneficial.

Councilmember Kelepolo **moved** to accept the maximum bids of \$336,065 (base bid) and \$81,434 (alternate 1) in the total amount of \$417,499 for the upstairs Library remodel. Those bids that have not been evaluated are subject to the review of the construction management team. Any bids above the base and alternate amount would have to come before the Council for approval. Councilmember Shepherd **seconded**, and the motion **passed** with a unanimous vote.

Ordinance 17-98: An Ordinance Clarifying Prohibited Weapons

Attorney Baker stated the City currently has an ordinance that prohibits the discharge of firearms within City limits. A couple of recent situations have caused City staff to propose an ordinance amendment that would broaden the definition of prohibited weapons.

Councilmember Shaw made a **motion** to adopt Ordinance 17-98: An Ordinance Clarifying Prohibited Weapons. Councilmember Swenson **seconded**, and the motion **passed** with a unanimous vote.

Change Order - 200 East Project

City Engineer Richard Heap stated the change order for the 200 East project should be approved in a Redevelopment Agency meeting. He recommended the item be postponed until an RDA meeting can be noticed.

Councilmember Shaw made a **motion** to table the change order for the 200 East project until the next RDA meeting. Councilmember Shepherd **seconded**, and the motion **passed** with a unanimous vote.

Western Park - Revised Preliminary Plat H

Mr. Heap reviewed the Western Park Revised Preliminary Plat H. The street layout is the same, but the size of some lots have been decreased, and two lots have been added. The Development Review Committee and Planning Commission recommended approval subject to the following conditions:

1. Lot 7 has a twelve foot easement with a ten foot asphalted access.
2. Block wall as required by City Ordinance along the entire length of I-15 as it

- adjoins the property.
3. Chain link fencing around remaining two sides of the retention basin with a gated access to the basin.
 4. Set up an escrow account to pay for the maintenance of the basin with the interest accumulated from the account. The fee would be refunded to whoever posted the fee when the storm drainage on 400 North is complete. The amount of the fee is to be determined by the Engineering Department.

Mr. Heap stated the only remaining issue other than the conditions listed on the plat, is the maintenance fee to be paid to the City to take care of the retention basin behind Lots 6 and 7. In approximately five years the storm drainage in 400 North will be complete and then the drainage will go into 400 North. The Engineering Department estimated the maintenance of the basin would cost approximately \$1000 annually, or a total of \$5,000 for five years.

Mr. Clark Mitchell, spoke representing the property owners. He asked that instead of being required to install a block fence he be allowed to install whatever the ordinance allows.

Councilmember Swenson made a **motion** to accept the Western Park Revised Preliminary Plat H with the \$5,000 maintenance charge for the retention basin, and fencing as required by §39.08.067 of the City's Development Standards, and as approved by Mr. Comstock. Councilmember Shepherd **seconded**, and the motion **passed** with a unanimous vote.

Review of Appointments to City Boards and Commissions

Mayor Barney directed the Council to give him recommendations so appointments can be made in January to the City's boards and commissions.

Adjournment

Councilmember Huff made a **motion** to adjourn the meeting of the Spanish Fork City Council at 8:30 pm. Councilmember Shaw **seconded**, and the motion **passed** with a unanimous vote.