

**Adopted Minutes  
Spanish Fork City Council Meeting  
June 29, 1999**

The meeting was called to order at 6:30 pm by Mayor Dale R. Barney for a preliminary review of the agenda. At 7:07 pm the pledge of allegiance was led by Councilmember Lil Shepherd.

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

Citizens Present: Roxanna Johnson, *Spanish Fork Press*; Dan Thomas, Shellie Peterson, Steve Tanner, *The Daily Herald*; Jeff Smith, Larry Jensen, Bill Duffin, Chris Rinehart, Darren Curtis, Doug Owens, Larry Hilton, Gordon Rawlings, Seth Small, Troy L. Riding, Steve Rawlings, Timothy Varner, Ryan Thomas, Richard Thomson, John D. Maas, Boyd A. Martin, Kirk Duncan, Kim Duncan, Dave Olsen, Nancy Olsen, and Roy L. Johns.

**Public Hearing - FY 99 Budget - Final Revision**

A **motion** was made by Councilmember Kelepolo to open the public hearing at 7:09 pm. Councilmember Shepherd **seconded**, and the motion **passed** with a unanimous vote.

Mr. Oyler reviewed the budget revision to close out the FY 99 budget.

Mayor Barney opened the meeting for public comment. None was received.

Councilmember Swenson made a **motion** to adopt the FY 99 Budget Revision #2. The motion was **seconded** by Councilmember Huff, and it **passed** with a unanimous vote.

Councilmember Kelepolo **moved** to close the public hearing at 7:25 pm. Councilmember Shepherd **seconded**, and the motion **passed** with a unanimous vote.

**Adjourn to RDA Session**

Councilmember Kelepolo **moved** to adjourn the City Council meeting and convene the RDA meeting at 7:25 pm. Councilmember Shepherd **seconded**, and the motion **passed** with a unanimous vote.

## **Adjournment of RDA Session**

Councilmember Shepherd made a **motion** to adjourn the RDA meeting and reconvene the Spanish Fork City Council meeting at 7:29 pm Councilmember Kelepolo **seconded**, and the motion **passed** with a unanimous vote.

## **Development Agreement - Hearthstone Development**

Attorney Baker reviewed the proposed development agreement with Hearthstone Development. Oakview Estates plats D & E have not been recorded, and the development agreement will be tied to those two plats. Attorney Baker indicated the development agreement will break up monotony and eliminate a tract subdivision by requiring various amenities with the homes. He reviewed specifics of the agreement, including the requirement that 20% of the homes will be 100% solid surface.

Councilmember Swenson clarified the other 80% of the homes can be a combination of rock, stucco, brick, logs, wood, siding etc. Councilmember Shepherd asked if Mr. Olsen was comfortable with the agreement. Mr. Olsen answered yes.

Members of the Council noted their desire to look closer at development as well as eliminate cookie cutter subdivisions. Councilmember Swenson indicated his desire to have diversity in materials. Mayor Barney recommended approval of the agreement.

Mr. Larry Jensen, representing South Valley Siding Company, asked if citizens would be allowed to speak. The Mayor indicated the development agreement was not part of a public hearing. Attorney Baker noted the agreement is with Hearthstone Development only. Mr. Jensen stated his comments were in the context of the development agreement. Mayor Barney directed Mr. Jensen to submit an agenda request form to be heard at a future meeting.

Councilmember Huff made a **motion** to accept the Development Agreement with Hearthstone Development for Oakview Estates Subdivision Plats D & E as proposed. Councilmember Swenson **seconded**, and the motion **passed** with a majority vote of 3:1. Councilmember Shepherd was opposed.

## **Cooperative Agreement - Design Engineering Reimbursement**

City Engineer Richard Heap reviewed the design engineering reimbursement cooperative agreement.

Councilmember Swenson made a **motion** to authorize Mayor Barney's signature on the agreement. Councilmember Kelepolo **seconded**, and the motion **passed** with a unanimous vote.

## **Discussion Item - Recreation Sports Fee**

Mr. Oyler led a discussion regarding recreation fees for non-residents. The Council has approved a \$20 non-resident fee in addition to the usual sports fee as part of the FY 2000 Budget.

This new fee will not take effect until the printing of the next recreation brochure, in April of 2000. Non-resident fees for the remaining programs until the new recreation program is printed need to be addressed. Previously, the Council determined to charge County residents an additional \$10 per program and Salem City was asked to pay a flat fee for their participation. Salem City denied the request. The Recreation Committee has discussed the issue in an effort to come to an equitable solution. They recommend the fees be uniform for Salem and County residents at a \$10 increase for each program, until the printing of the new brochures.

Councilmember Kelepolo is a member of the Recreation Committee and explained the programs have room for additional people to sign up, so the Committee felt the fee should be uniform and allow everyone a fair advantage to play. A brief discussion took place among the Council.

Councilmember Kelepolo made a **motion** to adopt the \$10 non-resident fee to include summer and fall sports in the current printed recreation program. Councilmember Shepherd **seconded**, and the motion **passed** with a unanimous vote.

## **Other Business**

The Council discussed the potential uses for City owned property at 400 North Main which has now been vacated by Smith Auto. There is no specific use planned for the property at this time.

## **Adjournment**

Councilmember Shepherd made a **motion** to adjourn the meeting of the Spanish Fork City Council at 8:10 pm. Councilmember Huff **seconded**, and the motion **passed** with a unanimous vote.