

**Adopted Minutes
Spanish Fork City Council Meeting
September 21, 1999**

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

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

Staff Members Present: David A. Oyler, City Manager; Richard J. Heap, Engineer/Public Works Director; S. Junior Baker, City Attorney; Kent R. Clark, Finance Director/Recorder; Jack J. Swenson, Parks & Recreation Director; Nate Crow, GIS Specialist; and Gina Peterson, Deputy Recorder.

Citizens Present: Roy L. Johns, Glenn A. James, Roxanna Johnson, *Spanish Fork Press*; Ed Carter, *Deseret News*; Mark Dixon, Brandon Dixon, Matt Barber, Craig Christensen, Holly Goodrich, Dick O. Hallsey, Tresa Ahlin, Karen Payne, Sheena Ehlert, Brook Lee, Jodie Reynolds, Tiffany Palmer, Sam Hadlock, Shayne Ahlin, Brad Jex, Bryan Jex, Deanna Jex, Paul Abraham, and P.J. Abraham.

Minutes

Councilmember Shaw made a **motion** to approve the minutes of the September 7, 1999 meeting of the Spanish Fork City Council as presented. Councilmember Huff **seconded**, and the motion **passed** with a unanimous vote.

Agenda Request - Spanish Fork Area Chamber of Commerce

Members of the Spanish Fork Area Chamber of Commerce were present to discuss pedestrian crossings, downtown parking, and the status of tree trimming on Main Street.

Chamber President Tresa Ahlin reviewed a concept being used in Ketchum and Sun Valley, Idaho where large red flags are placed on both sides of crosswalks at high use intersections without traffic lights. The pedestrians can then hold the flag as they are crossing the street, making them more visible to motorists. Ms. Ahlin noted each site is \$450 to install, with the flags costing approximately \$1 each. She stated the biggest problem the program has had in other cities is theft of the flags. Ms. Frances Larsen from the Nebo School District indicated Farmers Insurance has agreed to finance four of the flag crosswalk test sites throughout Utah County. One of the locations will be in Spanish Fork. The Police Department will have to determine where they feel the crosswalk is most needed. Mayor Barney commended Chamber representatives for the idea and indicated the Council is anxious to see the crosswalk in place.

Dick Hallsey, arborist on the City's Shade Tree Commission gave an update on the pruning of the trees along Main Street. Mr. Hallsey indicated the Shade Tree Commission has concluded the best options for the trees along Main Street is to replace them as they die with a different kind of tree. Five trees have been killed in recent years due to excessive pruning. Mr. Hallsey stated he does not anticipate the trees lasting much longer than 10 years.

Mayor Barney commended Mr. Hallsey and the Shade Tree Commission for their efforts.

Ms. Ahlin also asked the Council to consider the need for downtown parking. The Chamber supports extra parking anywhere it can be found on Main Street.

Agenda Request - Spanish Fork Builders (Bryan Jex)

Spanish Fork Builders owner Bryan Jex approached the Council asking for temporary approval to use a building located at 31 North 100 East. An old home has been remodeled at the site, and previous landscaping in front of the home has been removed with a cement parking lot installed in its place. Mr. Jex would like to use the building for a retail business but the parking does not comply with the City's parking or landscaping ordinance. Mr. Jex stated the neighbors feel it has been an improvement to the area, and are grateful that some off-street parking has been added. He feels that few businesses along the older part of Main Street comply with the City Ordinance.

Mayor Barney agreed the improvements to the building have enhance the neighborhood, but he stated the City Council has to abide by the law. Attorney Baker indicated the Council does not have the authority to grant a temporary permit, so the City would need to find a way to accommodate Mr. Jex within the law. Mayor Barney directed City staff to determine if a solution could be found within the bounds of the law.

It was noted a public hearing is scheduled before the Planning Commission on October 6 to review a zone change request on the property.

Public Hearing - Ordinance A05-99: An Ordinance Annexing Property Known as the Hales Annexation

Councilmember Kelepolo **moved** to open the public hearing at 7:54 pm. Councilmember Shepherd **seconded**, and the motion **passed** with a unanimous vote.

GIS Specialist Nate Crow reviewed the annexation. Mr. Ernest Hales is requesting to annex approximately 7.3 acres located at 3900 East U.S. Highway 6. Owners of the property are Ernest and Marilyn Hales, Logan Hunter, and Paul Christensen. The property is undeveloped and is located within the City's five year growth boundary. Current zoning around the property is I-3 and C-1. Mr. Crow noted staff recommends approval of the Hales annexation with a zone of C-2, General Commercial.

Mayor Barney opened the meeting for public input.

Access to the property from U.S. Highway 6 was discussed. Mr. Hales indicated he has been granted a limited access from the highway by UDOT, although it is not a recorded access. It was determined access issues as well as the water line easement should be conditions of approval for the annexation.

Councilmember Huff made a **motion** to approve the Ernest Hales annexation by Ordinance A05-99 subject to the property being zoned C-2, and an annexation agreement to be signed by the petitioners and the City which incorporates the following conditions:

1. A written easement for the water line which passes through the property will be given to Spanish Fork City;
2. When the property develops, the access from U.S. Highway 6 will be moved and combined into one access, joining the City's access across from Powerhouse Road and thus potentially qualifying for a traffic light at that intersection which would benefit all parties;
3. The developer will be responsible for installing all utilities to the property.

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

Mr. Hales indicated his agreement with the conditions.

Councilmember Shepherd made a **motion** to close the public hearing at 8:07 pm. Councilmember Shaw **seconded**, and the motion **passed** with a unanimous vote.

Bid - Demolition of Old Smith Auto Buildings

Mr. Heap reviewed the bids for demolition of the buildings on the old Smith Auto property at 300 North Main. He recommended approval of the low bid from DPG Construction.

Councilmember Shaw made a **motion** to award the bid to DPG Construction in the amount of \$8,500 for demolition of buildings on the old Smith Auto property. Councilmember Huff **seconded**, and the motion **passed** with a unanimous vote.

Bids Received: BD Barney, \$19,780; Ray Butts, \$12,400; DPG Construction, \$8,500; and HB Construction, \$28,896.

Adjournment

Councilmember Shaw made a **motion** to adjourn the meeting of the Spanish Fork City Council at 8:12 pm. Councilmember Shepherd **seconded**, and the motion **passed** with a unanimous vote.