

Tentative Minutes
Spanish Fork City Council Meeting
May 2, 2000

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

3 Elected Officials Present: Mayor Dale R. Barney, and Councilmembers Sherman E. Huff, Glenn A.
4 James, Roy L. Johns, and Lillian J. Shepherd. Councilmember Everett Kelepolo arrived during
5 executive session.

6 Staff Members Present: David A. Oyler, City Manager; MaryClare Maslyn, Assistant City Manager;
7 Richard J. Heap, Engineer/Public Works Director; Kent R. Clark, Finance Director/Recorder; Jeff
8 Foster, Electric Superintendent; Dee Rosenbaum, Public Safety Director; John Bowcut, IS Director;
9 Nate Crow, GIS Specialist, and Gina Peterson, Deputy Recorder.

10 Citizens Present: Terry Brandon, Mary Lou Brandon, Ron Andrews, David Tuttle, JoAnn Tuttle, Mike
11 Olsen, Earl D. Miller, Paul Miller, Ida Kay Slaymaker, Cathy Harrison, Karla Jarvis, Angela Jackson,
12 Jennalee Long, Lacey J. Long, Stoney Tucker, Valenda Aitken, Josh, Kent C. Boogert, Mike Jerman,
13 Micahleen Gillie, Rodger L. Hardy, *Deseret News*; Roxanna Johnson, *Spanish Fork Press*; and
14 Karen Payne, *Spanish Fork Area Chamber of Commerce*.

15 **Minutes**

16 Councilmember Johns made a **motion** to approve the minutes of the April 11, 2000 meeting of the
17 Spanish Fork City Council meeting as presented. Councilmember Shepherd **seconded**, and the
18 motion **passed** with a unanimous vote.

19 **Employee of the Quarter**

20 Jolynne Burnell, Accounts Payable Clerk, was awarded the employee of the quarter for the first quarter
21 of 2000. Mayor Barney and the Council commended Ms. Burnell for her dedication and hard work.

22 **Resolution 00-10: A Resolution Proclaiming Arbor Day**

23 Councilmember Shepherd made a **motion** to approve Resolution 00-10: Proclaiming Arbor Day.
24 Councilmember Huff **seconded**, and the motion **passed** with a unanimous vote.

25 **Resolution 00-11: A Resolution Proclaiming Letter Carriers Food Drive Day**

26 Councilmember James made a **motion** to adopt Resolution 00-11: Proclaiming Letter Carriers Food
27 Drive Day. Councilmember Shepherd **seconded**, and the motion **passed** with a unanimous vote.

28 **Resolution 00-12: A Resolution Proclaiming Firemen Appreciation Day**

29 Mayor Barney feels a Firemen appreciation day is well deserved. Councilmember Huff added the City
30 should recognize the role Firemen play in the safety of our community.

31 Councilmember Huff made a **motion** to adopt Resolution 00-12: Proclaiming Firemen Appreciation
32 Day with one noted amendment. Councilmember James **seconded**, and the motion **passed** with a
33 unanimous vote.

34 **Public Hearing - Ordinance 05-00: An Ordinance Amending the Accessory Building**
35 **Requirements of the Zoning Ordinance**

36 Councilmember James made a **motion** to open public hearing at 7:12 pm. Councilmember Johns
37 **seconded**, and the motion **passed** with a unanimous vote.

38 Mr. Pierson indicated an item was missing for the accessory building ordinance that was not intended to
39 be removed when the ordinance was amended on December 7, 1999. Ordinance 05-00 would set the
40 maximum allowable size for accessory buildings.

41 Mayor Barney opened the meeting for public input. None was received.

42 Councilmember Huff made a **motion** to approve Ordinance 05-00: Amending the Accessory Building
43 Requirements of the Zoning Ordinance. Councilmember Shepherd **seconded**, and the motion **passed**
44 with a unanimous vote.

45 Councilmember Johns made a **motion** to exit the public hearing at 7:18 pm. Councilmember Shepherd
46 **seconded**, and the motion **passed** with a unanimous vote.

47 **Report on Fiber Optics**

48 Dave Tuttle, Chair of the Utility Board addressed the Mayor and City Council regarding Fiber Optics
49 in Spanish Fork City. Two years ago the City Council authorized construction of a backbone fiber
50 system, basically for use with utility interface. Over the last couple of years, the City has realized the
51 fiber could be used as a tool to provide other City services. Mr. Oyler outlined the location for the
52 fiber backbone. He noted areas that have already been constructed, with the remaining construction to
53 be completed in the next fourth months.

54 The Utility Board as well as a Fiber Optics Ad Hoc Committee have been studying the options
55 available with Fiber Optics. A consultant was hired, and a market research study done to determine
56 the feasibility of different fiber optic options. Some of the opportunities available with the systems are
57 improving the quality of life, and attracting high-tech businesses and industries. After reviewing the
58 results of the SDS survey, the consulting firm Uptown Services felt the City should proceed with

59 development of a business plan including, financing, construction, marketing, engineering, vendor
60 presentations, and site visits.

61 IS Director John Bowcut gave a brief presentation of possible product uses including community
62 enhanced cable TV, high speed Internet, and high speed network services for local businesses. The
63 goals of the system are to enhance the community and local businesses and position the City for
64 economic growth.

65 Mr. Tuttle reviewed the recommendation of the Fiber Optics Committee and Utility Board to proceed
66 with the design, financing and construction of an HFC system, including the operation of high speed
67 Internet services for both residential and business applications and cable TV services

68 Mayor Barney stated the City will have to compete with private entities for business, but he supported
69 the use of the system in the community. Mr. Bowcut stated the City can add value to the system for
70 Spanish Fork that no private industry can.

71 Councilmember Huff stated seldom is a City in the position to do something of this great magnitude for
72 a community. He complimented City staff and the committees and indicated his support in proceeding.
73 Other Councilmembers indicated their support as well.

74 Councilmember Huff asked for a brief presentation at a future meeting on funding for the project. Mr.
75 Oyler indicated the City does not have all the answers but if directed, will proceed with finding out how
76 things will be handled. Financing may include a revenue bond for the construction of capital facilities. It
77 was noted the Electric Department will complete construction on the backbone, but outside help will be
78 needed if the entire system is built.

79 Councilmember Shepherd made a **motion** to authorize City staff to move forward with the
80 recommendation from the Utility Board and Fiber Optics Committee, with the design, financing and
81 construction of fiber optics system for residential and business applications. Councilmember Huff
82 **seconded**, and the motion **passed** with a unanimous vote.

83 **Western Heritage Festival**

84 Councilmember James reviewed the recommendation from the Arts Council to support the Western
85 Heritage Festival which was reviewed at the last City Council meeting. All revenues and expenses will
86 run through the City.

87 Councilmember Shepherd made a **motion** for the City to support beginning the Western Heritage
88 Festival. Councilmember James **seconded**, and the motion **passed** with a unanimous vote.

89 **Appointments to Senior Citizens Board**

90 Donna Murray and Barney Argyle were recommended to serve on the Senior Citizen Board.

91 Councilmember James made a **motion** to ratify the nominations of Donna Murray and Barney Argyle
92 for the Senior Citizens Board. Councilmember Johns **seconded**, and the motion **passed** with a
93 unanimous vote.

94 **Ordinance 03-00: An Ordinance Regulating Public Parades and Similar Special Events**

95 The City Council tabled this ordinance from the previous City Council meeting until minor amendments
96 were made. Chief Rosenbaum outlined the discussion that took place at the last Council meeting. The
97 ordinance will prohibit saving seating space prior to the Fiesta Days Mammoth Parade.

98 Councilmember Johns made a **motion** to adopt Ordinance 03-00: Regulating Public Parades and
99 Similar Special Events. Councilmember Shepherd **seconded**, and the motion **passed** with a
100 unanimous vote.

101 **Solid Waste Collection Bid and Agreement**

102 Finance Director Kent Clark outlined bids received for solid waste collection. The City has been with
103 Waste Management for last five years. Mr. Clark recommended approval of the low bid from Waste
104 Connections subject to working out an agreement with the company. He also noted Santaquin, Layton,
105 and Kaysville cities have used Waste Connections and gave favorable recommendations. If approved,
106 the new agreement will take affect July 1, 2000.

107 Councilmember Huff made a **motion** to approve the bid with Waste Connections Inc. for residential
108 garbage collection with rates as specified for five years, subject to and agreement being developed with
109 legal counsel which the mayor is authorized to enter into. Councilmember Shepherd **seconded**, and the
110 motion **passed** with a unanimous vote.

111 *Bids received from: Waste Connections, Inc.; Ace Disposal; Waste Management; and BFI.*

112 **FY 2001 Budget**

113 Mr. Oyler briefly reviewed the FY2001 preliminary budget and the timetable for adoption of the
114 budget.

115 **Airport Board - Budget Items**

116 Cris Child, Chair of the Airport Board stated \$4,000 has been spent to have area around the airport
117 surveyed. As a result of the survey, it was discovered that the city does not have necessary property
118 and easements to cover the airspace around the airport. Failing to protect the airspace around the
119 airport seriously jeopardizes the future existence of the airport and it's Federal funding. Due to this
120 information, certified appraisals on the affected properties must be obtained immediately. The Airport
121 Board estimate the total cost of the appraisals to be \$20,000, of which 95% is reimbursable from
122 Federal and State sources. Mr. Child indicated the Airport Board is going to sell property near the

123 airport, and requested authorization to use the proceeds of the sale of property to fund the appraisals.
124 Mr. Child noted the Springville City Council gave their authorization earlier in the evening.

125 Councilmember Huff made a **motion** to authorize the Airport Board to use \$20,000 total proceeds
126 from the sale of property for needed appraisals. Councilmember Shepherd **seconded**, and the motion
127 **passed** with a unanimous vote.

128 Mr. Child briefly reviewed other budget items needed for the next fiscal year.

129 **Resolution 00-13: A Resolution Approving the 2nd Addendum to the GPS Interlocal**
130 **Agreement**

131 Mr. Heap reviewed the addendum to the GPS Interlocal agreement which would authorize the hiring of
132 an additional GPS employee.

133 Councilmember Johns made a **motion** to adopt Resolution 00-13: Approving the 2nd Addendum to the
134 GPS Interlocal Agreement effective July 1, 2000, and subject to changing Springville and Spanish Fork
135 City's percentages on page 2 for the shared expenses of the third employee and additional equipment
136 to 30% each. Councilmember Shepherd **seconded**, and the motion **passed** with a unanimous vote.

137 **Resolution 00-14: A Resolution Supporting a Memorandum of Understanding Between the**
138 **South Utah Valley Municipal Water Association and the Central Utah Water Conservancy**
139 **District**

140 The South Utah Valley Municipal Water Association (SUVMWA) has been negotiating with the
141 Central Utah Water Conservancy District (CUWCD), Strawberry Water Users Association, and the
142 Department of Interior concerning Central Utah Project (CUP) water and its availability for municipal
143 use. The four entities have been unable to reach a consensus and therefore SUVMWA and CUWCD
144 are working together to obtain 65,000 acre feet of M&I water which SUVMWA will purchase. The
145 resolution gives the City's support to accomplish the water purchase.

146 Councilmember Huff made a **motion** to adopt Resolution 00-14: Supporting a Memorandum of
147 Understanding Between the South Utah Valley Municipal Water Association and the Central Utah
148 Water Conservancy District. Councilmember James **seconded**, and the motion **passed** with a
149 unanimous vote.

150 **Other Business**

151 Mayor Barney noted the name of the new road at the new ballpark will be Volunteer Drive or
152 Volunteer Way, due to all the volunteer work put into construction of the park.

153 **Adjournment to Executive Session**

154 Councilmember Shepherd made a **motion** to adjourn the regular session of the Spanish Fork City
155 Council at 9:25 pm, and convene the executive session to discuss sale of property. The motion was
156 **seconded** by Councilmember Huff, and it **passed** with a unanimous vote.