

**Adopted Minutes  
Spanish Fork City Council Meeting  
November 14, 2000**

The meeting was called to order at 6:30 pm by Mayor Dale R. Barney for a preliminary review of the agenda. The invocation was offered by David A. Oyler. At 7:00 pm the pledge of allegiance was led by Riley Measom.

Elected Officials Present: Mayor Dale R. Barney, and Councilmembers Sherman E. Huff, Glenn A. James, Roy L. Johns, Everett Kelepolo, and Lillian J. Shepherd.

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; John Bowcut, IS Director; Jack J. Swenson, Parks and Recreation Director; Nate Crow, GIS Specialist; Bill Bushman, Maintenance Supervisor; and Gina Peterson, Deputy Recorder.

Citizens Present: Rodger Hardy, Deseret News; Kenneth Hall, Erin Johnson, Brittany Bushman, Haley Musil, Nicholas Thomas, Troy Thomas, Philip Thomas, Janis Nielsen, Spanish Fork Press; Cleo Harmon, Ginger Taggart, Kasey Welsh, Lindsey Van Ausdal, D.G. Yates, Josh Yates, Travis Aitken, Kelvin Remund, Cooly Porter, Riley Measom, and Kevin Harward.

**Minutes**

Councilmember Shepherd made a **motion** to approve the minutes of the October 24, 2000 meeting of the Spanish Fork City Council as presented. Councilmember Johns **seconded**, and the motion **passed** with a unanimous vote.

**Presentation of Award for Outstanding Community Forest Program 2000 from the Utah Community Forest Council**

Maintenance Supervisor Bill Bushman addressed the Mayor and City Council. He noted the City of Spanish Fork has a Shade Tree Commission to develop ordinances for the use and planting, care and management of public shade trees in Spanish Fork. The Utah Community Forest Council held a conference in November and gave the City of Spanish Fork an award for an outstanding forestry program. Mr. Bushman presented the award to the Mayor and Council in appreciation of their work with the Shade Tree Commission. Mayor Barney commended Mr. Bushman and the Shade Tree Commission for their efforts to beautify Spanish Fork.

**Employee Recognition - Maureen Rindlisbacher**

The Mayor and Council recognized Maureen Rindlisbacher for her service as a City employee. Ms. Rindlisbacher is retiring after 33 years.

### **Adjournment to Executive Session**

Councilmember Huff made a **motion** to adjourn the regular session of the Spanish Fork City Council at 7:09 pm and convene the executive session to discuss purchase of property. Councilmember Kelepolo **seconded**, and the motion **passed** with a unanimous vote.

### **Reconvening of Regular Session**

Councilmember Kelepolo made a **motion** to adjourn the executive session and reconvene the regular session of the Spanish Fork City Council at 8:05 pm. Councilmember James **seconded**, and the motion **passed** with a unanimous vote.

### **Addendum (II) to the Interlocal Agreement with Nebo School District**

Councilmember Huff made a **motion** to table the second addendum to Interlocal Agreement with Nebo School District. Councilmember Shepherd **seconded**, and the motion **passed** with a unanimous vote.

### **Agreement with Remedy, LLC**

Mr. Oyler gave a brief history of property the City purchased in 1969 from UDOT at 630 West Center Street. The property formerly housed the Electric Shops, and the Community Network Building was in the process of being constructed on the site. In the early 1980's, the City discovered a underground gasoline tank that was used by UDOT when they owned the property. At that time, the tank was removed and salvaged. During the process of building the Community Network Building, construction crews have found gasoline which apparently leaked into the ground for many years, prior to removing the gasoline tank. The City has contacted a consulting firm that can assist with the clean-up process. Mr. Oyler recommended the City Council approve an agreement with Remedy, LLC for clean-up assistance.

The Department of Environmental Quality will also analyze the situation and determine what clean-up should take place. After clean-up, the DEQ will make a determination on whether the possibility of problems still exist for this property as well as adjacent properties.

Councilmember Johns asked who is responsible for clean-up of the gasoline if it goes to adjacent properties. Mr. Oyler stated the gasoline originated from the UDOT property, and since the City now owns the property, the City is in charge of the clean-up. He noted City ownership does not mean the City pays for clean-up costs, but ensures the clean-up takes place. The responsibility of the gasoline leakage lies with who benefitted most from that tank being on the property. The City never used the tank or knew it existed until it was found in the 1980's.

Mr. Oyler noted for security reasons, the City may want to install chain link fencing where the hole has been dug.

Councilmember Kelepolo made a **motion** to accept the agreement with Remedy, LLC to assist in clean-up of the gasoline spill at 630 West Center Street. Councilmember Shepherd **seconded**, and the motion **passed** with a unanimous vote.

### **Adjournment**

Councilmember Huff made a **motion** to adjourn the meeting of the Spanish Fork City Council at 8:16 pm. Councilmember Kelepolo **seconded**, and the motion **passed** with a unanimous vote.