

Adopted Minutes
Spanish Fork City Council Meeting
December 5, 2000

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 the pledge of allegiance was led by Councilmember Lil Shepherd.

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; S. Junior Baker, City Attorney; Kent R. Clark, Finance Director/Recorder; Jack J. Swenson, Park and Recreation Director; Dee Rosenbaum, Public Safety Director; and Gina Peterson, Deputy Recorder.

Citizens Present: Janis Nielsen, *Spanish Fork Press*; Kathi Pulsipher, Logan Pulsipher, Matthew T. Schutjer, Rock Schutjer, *VoiceStream Wireless*; Alex Simmons, Jared Leavitt, Bryce Walker, and Rodger Hardy, *Deseret News*.

Minutes

Councilmember Kelepolo made a **motion** to approve the minutes of the November 7, 2000 meeting of the Spanish Fork City Council as presented. Councilmember James **seconded**, and the motion **passed** with a unanimous vote.

Councilmember Shepherd made a **motion** to approve the minutes of the November 14, 2000 meeting of the Spanish Fork City Council as presented. Councilmember Johns **seconded**, and the motion **passed** with a unanimous vote.

Discussion with VoiceStream Wireless Regarding Cell Tower Placement

Attorney Baker indicated VoiceStream Wireless has approached the City with an interest to place a cellular tower at the City Park located in the middle of the block at 600 North 400 East. VoiceStream has indicated they are willing to provide funds in addition to the lease payment, to help with maintenance of the area. Attorney Baker stated VoiceStream representatives were present to discuss the issue.

Mr. Rock Schutjer stated there is always a need for more wireless towers and facilities. He noted the property in question is ideal for his company to locate a tower. Mr. Schutjer indicated VoiceStream is willing to enhance the rent approximately \$250 to \$300 per month to cover maintenance costs of the park. The wood pole will not have the big antennae array of most poles, but will need to be about 70 feet high. If the City would like to generate additional revenue, Mr. Schutjer stated they may want to

consider the possibility of another carrier colocating on the pole. Co-location would require the pole to be higher to accommodate two carriers.

Mayor Barney indicated his feeling that citizens in the area are adamantly opposed to the cell tower. They have expressed concern to him about access issues and the pole causing cancer.

Mr. Schutjer stated all antennae emit radiation but it dissipates very quickly. The Federal Government feels so strongly that emissions from cell phones are safe they have said entities cannot consider denying the location of a tower for health reasons.

Mayor Barney stated he would like to have people in the neighborhood aware of and involved in the discussion process. The City will contact residents in the area to attend a future meeting with VoiceStream.

North Main Street - Project Design

Spanish Fork City became part of the Urban area as defined by the Federal Highway Administration in 1995. This designation has allowed funds to be available to Spanish Fork City for street projects. Some of these funds are being used on the North Main Street construction project. Due to the great amount of Federal regulations that have to be met when these funds are used, the Engineering Department has felt it would be beneficial to hire an independent consulting firm to handle the project. The City could then reserve it's own staff for projects which do not have to go through the federal review process.

Mr. Heap recommends the City enter into a contract with Carter Burgess to oversee the design engineering. Federal money will pay 93.23% of the costs, with the City being responsible to pay the remainder of \$2,478.05.

Councilmember Kelepolo made a **motion** to authorize Mayor Barney to sign a contract with Carter Burgess for the North Main Street Project Design in the amount of \$36,603.35, with the City paying 6.77% in the amount of \$2,478.05. Councilmember Shepherd **seconded**, and the motion **passed** with a unanimous vote.

Golf Course Rates

Parks and Recreation Director Jack Swenson reviewed proposed rate adjustments for the golf course in the coming year. An increase is proposed which keeps the golf course rates competitive with other golf courses in the area. Mr. Swenson indicated the adjustment will hopefully offset increased wages and price of equipment.

Councilmember James asked if the golf course is being used to capacity. He questioned if play would decrease when prices increase. Mr. Swenson answered tee times are booked throughout the season, especially on weekends. Because of the locale and competition with other courses in the area, Mr.

Swenson does not feel the rate increase will affect play.

Councilmember Kelepolo made a **motion** to approve the proposed rate amendments to the Golf Course as follows:

	2000-2001
5-Day Single	\$415
5-Day Joint	\$585
5-Day Jr./Sr.	\$375
7-Day Single	\$525
7-Day Joint	\$750
7-Day Jr./Sr.	\$475
Punch Card	10 @ \$80 20 @ \$160
9 Holes	\$10
W/E 9 Holes	\$11
18 Holes	\$20
W/E 18 Holes	\$22
Jr./Sr. 9 Holes	\$9
Jr./Sr. 18 Holes	\$18
9 Hole Cart	\$10
18 Hole Cart	\$20

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

Discussion on Cap for Non-Resident Recreation Fees

Mr. Swenson stated the Recreation Committee would like this issue tabled until further study can be done and they can make a recommendation.

Councilmember Huff made a **motion** to table discussion on a cap for the non-resident recreation fees until further information is received from the Recreation Committee. Councilmember Kelepolo **seconded**, and the motion **passed** with a unanimous vote.

SCS Engineering Contract

Mr. Oyler reviewed the proposed contract with SCS Engineers which relates to the Spanish Fork Ranch project on the old landfill. SCS would provide consulting engineering services pertaining to the construction of residences on the former landfill site. Mr. Oyler noted three engineering firms which gave previous recommendations regarding the landfill have not had experience with construction on former landfills other than what they obtained from professional literature. SCS Engineers has dealt with this specific issue numerous times.

SCS has asked that the City authorize costs up to \$10,000. Mr. Oyler recommended the Council approve the contract for a maximum amount of \$10,000.

Mayor Barney noted, in defense of work done at Spanish Fork Ranch, that the three engineering firms indicated the design was sound. The Mayor, Council and City staff expressed concern for the interests of the residents living at Spanish Fork Ranch. Mr. Oyler stated SCS is a national firm with actual expertise in the landfill area. They are independent of the developer and landowners, and can provide the City with straightforward answers.

Councilmember Huff made a **motion** to authorize Mayor Barney to enter into an agreement with SCS Engineers in the maximum amount of \$10,000 to evaluate safety issues associated with the residential development of the old landfill (Spanish Fork Ranch). Councilmember Johns **seconded**, and the motion **passed** with a unanimous vote.

Other Business

Mr. Swenson indicated the Recreation Committee is reviewing different locations for the skate park. Most of the Committee is still favoring property near the Junior High School. It is anticipated a recommendation from the Committee will be brought to the Council in January.

Adjournment

Councilmember Shepherd made a **motion** to adjourn the meeting of the Spanish Fork City Council at 7:55 pm. Councilmember Johns **seconded**, and the motion **passed** with a unanimous vote.