

Adopted Minutes
Spanish Fork City Council Meeting
March 6, 2001

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 local boy scout Jess Christofferson.

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

Staff Members Present: David A. Oyler, City Manager; S. Junior Baker, City Attorney; Kent R. Clark, Finance Director/Recorder; Emil Pierson, City Planner; Dee Rosenbaum, Public Safety Director; Jack J. Swenson, Parks and Recreation Director; Chris Thompson, Design Engineer; and Gina Peterson, Deputy Recorder.

Citizens Present: Janis Nielsen, *Spanish Fork Press*; Char'Ree Reynolds, *Daily Herald*; Colby Roberts, Kyle Sanford, Benton Locke, Max W. Bingham, Eric M. Bingham, Spencer Nielson, Dal H. Christofferson, Jess Christofferson, Zackary Stewart, Tyson Binks, Kyle Weeks, Charles Betts, Zane Chrisofferson, Swayze Dowley, Eric Bushman, Adam Peterson, Austin Wilde, Derek Wride, Jason Warner, Morlin Oldham, Layne Oyler, Colton Williams, Scott Newren, and Eric Newren.

Agenda Review

The Mayor and Council reviewed each item on the agenda. There was no general discussion.

Minutes

Councilmember Johns made a **motion** to approve the minutes of the February 2, 2001 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 February 3, 2001 meeting of the Spanish Fork City Council as presented. Councilmember Kelepolo **seconded**, and the motion **passed** with a unanimous vote.

Councilmember James made a **motion** to approve the minutes of the February 6, 2001 meeting of the Spanish Fork City Council as presented. Councilmember Kelepolo **seconded**, and the motion **passed** with a unanimous vote.

Agenda Request - Ben Jacobson

Mr. Ben Jacobson addressed the Council to discuss the City's flag lot ordinance. Current ordinance

only allows one single family home per flag lot. Mr. Jacobson feels it would be beneficial to allow two single family homes if the area of the lot is sufficient. He stated the deep lots in the downtown blocks generally have a lot of dead ground. The majority of the deep yards are full of weeds. Mr. Jacobson is looking at the possibility of a flag lot at 533 North 500 East.

Councilmember Kelepolo indicated he is in favor of giving the Planning Commission the opportunity to address the issue.

Councilmember Kelepolo made a **motion** to refer the request to the Planning Commission and allow the proposed amendment to go through the process to change the ordinance. Councilmember Shepherd **seconded**, and the motion **passed** with a unanimous vote.

Reciprocal Fire Fighting Agreement

Attorney Baker reviewed the proposed Reciprocal Fire Fighting Agreement with Wasatch County. Spanish Fork City currently provides firefighting services in Spanish Fork Canyon, meeting the Helper Fire Department halfway. Helper is now refusing to provide firefighting service Wasatch County has contacted Spanish Fork City with a request to provide this service. Wasatch County will pay for the service with rates that are effective the minute the fire truck leaves the station.

Councilmember Kelepolo made a **motion** to approve the Reciprocal Fire Fighting Agreement with Wasatch County as proposed. Councilmember Shepherd **seconded**, and the motion **passed** with a unanimous vote.

Ordinance 02-01: An Ordinance Amending the Spanish Fork Municipal Code as it Relates to the Alcoholic Beverage Permits

Attorney Baker reviewed Ordinance 02-01 pertaining to alcoholic beverage permits. The ordinance tightens alcohol restrictions and clarifies the permit revocation process.

Councilmember Shepherd requested notification of the ordinance change be sent to current permit holders. Attorney Baker indicated they would send the notice.

Councilmember Johns made a **motion** to approve Ordinance 02-01: An Ordinance Amending the Spanish Fork Municipal Code as it Relates to Alcoholic Beverage Permits. Councilmember James **seconded**, and the motion **passed** with a unanimous vote.

Ordinance 03-01: An Ordinance Amending the Building and Construction Standards of the Spanish Fork Municipal Code

The State of Utah requires all cities to adopt building codes based upon a nationally recognized code of authority. The State has recently created the Uniform Building Code Commission to review and recommend changes to the various building codes. The City will adopt the codes recommended by the

Uniform Building Code Commission.

Councilmember Shepherd made a **motion** to adopt Ordinance 03-01: An Ordinance Amending the Building and Construction Standards of the Spanish Fork Municipal Code. Councilmember Johns **seconded**, and the motion **passed** with a unanimous vote.

Approval of the Skate Park Plan and Authorization to Bid

Mr. Doug Brown presented the recommendation from the Recreation Committee for the proposed skate park plan. The park will be located on City property near the Junior High School. The Recreation Committee would like to adopt the plans of Roy City's skate park and develop a working relationship with the firm that holds the rights to the plan, Wasatch Engineering. Mr. Brown listed advantages of using a currently existing plan. The plan is already in place so development costs will be saved. The plan has been seen in action, so modifications to better the plan can be made. The park will be 8,000 square feet and will cost just over \$85,000. Mr. Brown also noted Wasatch Engineering has built parks in the past and their experience will be invaluable. Options for storm drainage were addressed.

Councilmember Kelepolo made a **motion** to approve the skate park plan from Wasatch Engineering and approve the authorization to bid. Councilmember Shepherd **seconded**, and the motion **passed** with a unanimous vote.

Bid - 630 West Road and Utility Construction Project

Design Engineer Chris Thompson reviewed the bids for the 630 West road and utility construction project. He recommended the Council approve the low bid from Valley Asphalt in the amount of \$170,809.39.

Councilmember Johns made a **motion** to accept the bid for the 630 West Road and Utility Construction Project from Valley Asphalt in the amount of \$170,809.39. Councilmember James **seconded**, and the motion **passed** with a unanimous vote.

Bids Received: Valley Asphalt, \$170,809.39; VanCon, \$174,537.75; DG Concrete, \$188,009.60; H.E. Davis, \$202,479.00; J.W. Dirt, \$212,715.60; Meadow Valley, \$264,942.50; Geneva Rock, \$292,433.22

Disposition of Surplus Fire Truck

In January 2001 the Council directed staff to advertise the availability of the City's surplus fire truck, a 1965 Boardman Pumper. A request was received from the Rocky Ridge Fire Department to have the fire truck donated. Rocky Ridge is a small community just south of Santaquin. Mr. Clark requested the Council's direction on the surplus fire truck

Councilmember Kelepolo asked if the truck had substantial value. Chief Rosenbaum has contacted some fire truck companies that indicated they City could get \$500 for the truck. The dilemma is a lot of fire departments are trying to sell surplus trucks that are newer. Chief Rosenbaum indicated many smaller communities have a real need for equipment, but no revenue. Councilmember Kelepolo made a **motion** to donate the vintage 1965 Boardman Pumper to the Rocky Ridge Fire Department. Councilmember James **seconded**, and the motion **passed** with a unanimous vote.

Electric Rates - Purchased Power Cost Adjustment (PCA) Revision

Mr. Clark reviewed the proposed Purchase Power Cost Adjustment (PCA) Revision. The City purchases power from various places, including the Utah Municipal Power Agency (UMPA). The PCA is a tool used by the City and other communities to recapture the fluctuating costs of power. A couple of years ago the City used the PCA on a monthly basis. Power rates became constant for so long, the City discontinued use of the PCA. Due to the current cost of power it would now be a benefit to reinstate the PCA. Mr. Clark stated the City is not anticipating power rates will increase, but the PCA will provide protection to the City in recovering costs.

Mr. Clark reviewed details of the proposed PCA and rate schedules.

Councilmember Shepherd made a **motion** to adopt the Purchased Power Cost Adjustment (PCA) Revision as presented. Councilmember Johns **seconded**, and the motion **passed** with a unanimous vote.

Bid - HFC Construction

Councilmember Kelepolo made a **motion** to table the HFC Construction Bid until March 13, 2001. Councilmember Shepherd **seconded**, and the motion **passed** with a unanimous vote.

Adjournment to Executive Session

Councilmember Shepherd made a **motion** to adjourn the regular session of the Spanish Fork City Council at 7:46 and convene the executive session to discuss legal issues. Councilmember Kelepolo **seconded**, and the motion **passed** with a unanimous vote.