

Adopted Minutes
Spanish Fork City Council Meeting
May 8, 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 Mr. Daniel Barron, a student at Spanish Fork High School.

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; Dee Rosenbaum, Public Safety Director; Kent R. Clark, Finance Director/Recorder; and Gina Peterson, Deputy Recorder.

Citizens Present: Janis Nielsen, *Spanish Fork Press*; Daniel Barron, Ben Fifield, Greg Taylor, Logan Oates, Travis Morris, Nicole Anderson, Annie Taylor, and Heather Wiscombe.

Agenda Review

The Mayor and Council reviewed each item on the agenda. No general discussion took place.

Minutes

Councilmember Shepherd made a **motion** to approve the minutes of the April 17, 2001 meeting of the Spanish Fork City Council meeting as presented. Councilmember Johns **seconded**, and the motion **passed** with a unanimous vote.

Agenda Request - Pleasant Grove Strawberry Days

Amy Worthington, Miss Pleasant Grove addressed the Mayor and Council to invite them to the Pleasant Grove Strawberry Days celebration. She outlined activities taking place at the celebration to be held in June.

Change Order - 630 West Street Construction Project

Mayor Barney stated some soft spots were found on the north end of 630 West adjacent to the new Spanish Fork Community Network Building. Fabric will be installed before the imported fill is placed. A change order has been submitted at \$1.60 per square yard, with an anticipated amount of 700 square yards for a total of \$1,120. The Engineering Department requests the change order be approved.

Councilmember Huff made a **motion** to approve the change order for the 630 West Street Construction project in the amount of \$1,120. Councilmember Kelepolo **seconded**, and the motion **passed** with a unanimous vote.

Work Session - Discussion on the Western Heritage Festival

Organizers of the Western Heritage Festival have previously discussed options for funding and facility use with the City Council. After further discussions with the Spanish Fork Arts Council, it has been determined that Western Heritage Festival would like to come in as a nonprofit group to sponsor this celebration. They will provide their own insurance to the City.

Councilmember James, who also serves on the Arts Council, stated the organizers are requesting the City allow them free use of the Fairgrounds this year, with graduated payments in future years working up to the full rental of the facility. This would allow a celebration that benefits the City to grow into something bigger. Councilmember James also noted if the festival generates more revenue than anticipated they will pay back the full rental fee.

Mr. Oyler noted there are other nonprofit groups that use the facilities and pay the full fee. It would have to be determined how this festival was different from the other groups.

Mayor Barney stated the City already has a pretty big investment in the festival. Councilmember James indicated they organizers are committed to repaying the City.

Councilmember James then explained the concept of the Western Heritage Festival to promote the City's heritage and eventually spread to a statewide festival. Funds that are generated will go back into promoting the City's western heritage. Mayor Barney stated he is in favor of the festival.

Councilmember Huff expressed concern with legally being able to exclude other organizations wanting to take advantage of the same Fairground rental offer. Councilmember James stated the Council could decide on a case by case basis whether to allow them.

Mr. Oyler feels the Council could determine if the organization is civically oriented or if they are a private nonprofit group trying to promote a private activity. Is there a social value being provided to the community?

Much discussion took place on the issue. Councilmember Kelepolo wanted to ensure the National Chihuahua Club was not excluded from the Fairgrounds.

Consensus from the City Council was that the Western Heritage Festival is beneficial to the community as a whole.

Councilmember Johns made a **motion** to allow the Western Heritage Festival use of the Fairgrounds for 1st year (2001) with no fee, 2nd year (2002) at the normal fee, and increasing the fee 25% each

year thereafter until the full price of the Fairgrounds rental is reached. If the full fee is generated in revenues, the Western Heritage Festival will pay the full fee. An accounting will be provided to the City at the end of the Festival each year. Councilmember Shepherd **seconded**, and the motion **passed** with a unanimous vote.

The Council then discussed approaching the County with the same rental concept for the County Fair.

Councilmember James made a **motion** to offer Utah County use of the Fairgrounds for the Utah County Fair for the first year (2001) with no fee, increasing the fee 25% each year thereafter until the full price of the Fairgrounds rental is reached. The County must also enter a contractual agreement to use the Fairgrounds. 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 7:54 pm and convene the executive session to discuss legal issues and the purchase of property. Councilmember Johns **seconded**, and the motion **passed** with a unanimous vote.

Adjournment from Executive Session

Councilmember Kelepolo made a **motion** to adjourn the executive session of the Spanish Fork City Council meeting at 8:48 pm. Councilmember Shepherd **seconded**, and the motion **passed** with a unanimous vote.

Other Business

A general discussion took place regarding the budget involving pressurized irrigation. Mr. Heap noted the Utility Board will be discussing options for pressurized irrigation and will present their findings to the City Council in June.

Adjournment

Councilmember Johns made a **motion** to adjourn the meeting of the Spanish Fork City Council at 8:55 pm. Councilmember Shepherd **seconded**, and the motion **passed** with a unanimous vote.