

**Adopted Minutes
Spanish Fork City Council Meeting
October 16, 2001**

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

Staff Members Present: David A. Oyler, City Manager; Richard J. Heap, City Engineer/Public Works Director; S. Junior Baker, City Attorney; Kent Clark, Finance; Jeff Foster, Electric Superintendent; Dee Rosenbaum, Public Safety Director; and Connie Swain, Deputy Recorder.

Citizens Present: Janis Nielsen, *Spanish Fork Press*, John Crumpler, *Federated Stores*, Brian Gleason, *Jones Land LaSalle*, Karen Payne, Kathy Palica, Andy Palica, and David W. Palica

Agenda Review

The meeting was called to order at 6:30 pm by Mayor Dale R. Barney. The Mayor and Council began to review each item on the agenda. Mr. Huff suggested a deadline date be inserted on line 79 of minutes for Spanish Fork City Council meeting of September 18, 2001. Mr. Heaps agreed to provide the deadline date. Also line 71 needs to read “The *fastest* and *most* economical installation. . .” The Mayor and Council continued reviewing remaining items on the agenda..

Minutes

The pledge of allegiance was led by Andy Palica, a member of the Boy Scouts.

Councilmember Johns made a **motion** to approve the minutes of the September 18, 2001 meeting of the Spanish Fork City Council with changes as noted. Councilmember Kelepolo **seconded** the motion, and it **passed** with a unanimous vote.

Mrs. Swain was given the Oath of Office by Mr. Clark and sworn in as new Deputy City Recorder.

Healthy Community Week

The Mayor read the declaration from the Governor concerning Healthy Communities Week.

Councilmember James made a **motion** to declare October 21-27, 2001 Healthy Communities Week as urged by Michael O. Leavitt, Governor of the State of Utah. Councilmember Huff **seconded** the motion, and it **passed** with a unanimous vote.

Mr. Huff made a **motion** to move from regular session of Council meeting into regular session of Redevelopment Agency meeting and then into executive session of Redevelopment Agency meeting. Councilmember Kelepolo **seconded** the motion, and it **passed** with a unanimous vote.

Councilmember Johns made a **motion** to move from Redevelopment Committee Agency meeting and into regular session of Council Meeting. Councilmember Kelepolo **seconded** the motion and it **passed** with a unanimous vote.

Spanish Fork City Network Hybrid Fiber Connection Project

Mr. Foster reviewed the bids for the Spanish Fork City Network Hybrid Fiber Connection Project schedules A, B, and C. Mr. Foster advised Council this project will allow Spanish Fork City to provide network services to larger areas in a more timely manner. Mr. Foster recommended to the Council to accept the lower bids on each of the three schedules. Each of the contractors submitting the lowest bids are bonded and Mr. Foster feels they are qualified to complete the project.

I. Schedule A

Councilmember Huff made a **motion** to accept the bid for Spanish Fork City Hybrid Fiber Connection Project Schedule A submitted by TVS Systems in the unit amounts submitted for each line item with the provision that \$48,750.00 of the bid be paid out of the Electric Departments budget. Councilmember Kelepolo **seconded** the motion, and it **passed** with a unanimous vote.

Bids received as calculated using a estimated number of units: TVS Systems - \$330,710; B. Jackson Construction - \$361,150; Five Point Utility Dev. - \$410,945; King Comm - \$455,015; and Niels Fugal - \$609,900.

II. Schedule B

Councilmember Kelepolo made a **motion** to accept the bid for Spanish Fork City Hybrid Fiber Connection Project Schedule B submitted by Technet Communications in the unit amounts submitted for each line item. Councilmember Huff **seconded** the motion, and it **passed** with a unanimous vote.

Bids received as calculated using a estimated number of units: Technet Communications - \$58,700; XL Cable - \$63,300; B. Jackson Construction - \$74,740; Fiber Tel - \$76,982; King Comm - \$80,600; TVS Systems - \$98,560; Niels Fugal - \$205,750.

III. Schedule C

Councilmember Johns made a **motion** to accept the bid for Spanish Fork City Hybrid Fiber Connection Project Schedule C submitted by B. Jackson Construction in the unit amounts submitted for each line item. Councilmember Kelepolo **seconded** the motion, and it **passed** with a unanimous vote.

Bids received as calculated using a estimated number of units: B. Jackson Construction - \$18,180; Fiber Tel - \$18,725; Hi Line Cable - \$44,750; XL Cable - \$44,125; Niels Fugal -

\$54,250; King Comm - \$59,650; and TVS Systems - \$60,340.

Electric Department Material Requisition Bid

Mr. Foster reviewed the request to amend previous bid accepted. The original budget was approved for \$20,000.00 which did not include any testing required. The bid evaluation indicates Utec will provide materials requested including all the testing required.

Councilmember Huff made a **motion** to accept the bid for material requisition submitted by Utec in the amount of \$21,550.00. Councilmember Kelepolo **seconded** the motion, and it **passed** with a unanimous vote.

Bids Received: Utec - \$21,550.00; Knopp Inc. - \$21,300.00; Hamilton Associates - \$36,600.00; and Utec 2 - \$27,900.00

Budgeted Replacement for Electric Divisions 1989 Chevrolet Pickup

Mr. Foster reviewed the Electric Divisions request to modify the amount budgeted for the replacement of a 1989 Chevrolet Pickup. Mr. Foster stated the purchase of one ton truck with a utility body would be more productive due to the needs of the underground construction crew. The truck requested would be purchased on State Contract. Mr. Foster explained the new truck was over the budgeted amount.

Councilmember Kelepolo made a **motion** to approve the purchase of a one ton pickup for \$32,895.00. Councilmember James **seconded** the motion, and it **passed** with a unanimous vote.

Pipeline Crossing, Union Pacific Railroad Resolution

Mr. Heap reviewed the contract required with Union Pacific Railroad concerning boring for a pipeline for pressurized irrigation. The contractor would pay for the inspection and insurance.

Councilmember Kelepolo made a **motion** to accept the resolution and enter into a contract with Union Pacific Railroad for a pipeline crossing. Councilmember Johns **seconded** the motion, and it **passed** with a unanimous vote.

Demolition Bids for 3 Houses - 75 South 200 West, 355 North 100 East, and 90 East 400 North

Mr. Heap reviewed the bids presented and recommend accepting bid submitted by Thomas J. Peck in the amount of \$13,450.00. The bid includes filling the area after demolition. Trees and fences will remain until further discussed. Mayor Barney requested a unit price for each house.

Mr. Kelepolo made a **motion** that Council approve the demolition bid of three house located at 75 South 200 West, 355 North 100 East, and 90 East 400 North submitted by Thomas J. Peak in the amount of \$13,450.00 total subject to Mr. Peck submitting unit prices for each house. Mr.

Johns **seconded** the motion and it **passed** with a unanimous vote.

Bids Received: Thomas J. Peck - \$13,450.00; HE Davis & Sons - \$15,700.00; BD Barney - \$16,200.00; B Jackson Construction - \$22,500.00; H & H Excavation - \$29,120.00

Pressurized Irrigation Report

Mr. Heap contacted Riverton City and their estimated costs is \$14,229,859.00 including meters. For the Spanish Fork City Pressurized Irrigation Project there will need to be variable speed pumps for peak hours and possibly a reservoir. The Division of Water Resources suggested metering pressurized irrigation. They have found that residences use twenty-five percent more than need when the water is not metered. Additional wells will be put in and will meet culinary water standards if needed in the future. Mr. Heap advised council of a meeting tomorrow, October 17th, at Academy Square in Provo from 4:00 p.m. to 9:00 p.m. to discuss the "Utah Lake System". Mr. Heap recommended support from council at the meeting.

Legal Issue - Bradford Contract

Mr. Baker proposed Spanish Fork City enter into a contract with Sylvester Allen Bradford and Joel Allen Bradford. The contract would allow the City to landscape and fence the entry into the new ball park. The fence will not mark the property line and the City will allow the Bradfords to use to property between the fence and the property line at no charge until 30 day notice is given by the City. The City will also allow an additional access and gate on the west end of the Bradford property at no additional charge if a 90 days notice is given when needed.

Councilmember Huff made a **motion** to enter into a contract with Sylvester Allen Bradford and Joel Allen Bradford as presented by Mr. Baker. Councilmember Kelepolo **seconded** the motion and it **passed** with a unanimous vote.

Election Judges

Mr. Clark stated a correction on the form in the agenda showing election date as November 6, 2001. There has been a great response from residence wanting to volunteer. Election Judges have been selected as follows:

District 1:	Linda Measom, Betty Carlson, and Julie Pullman
District 2 and 8:	June Bartholmew, Kathy Johnston, and Leon Abbott
District 3 and 7:	Judy Tolman, Caroline Ludlow, and Della May
District 4:	Tawna Weight, Lynda Pugh, and Hank Kindell
District 5:	Lola Hall, Christie Atwood, and Geraldine Terry
District 6:	Cindy Phillips, Ramond Daniel, and Judy Daniel
District 9 and 10:	DeAnna Lundgreen, Setta Kay Anderson, and Mary Webster
District 11:	Beverly Bearnson, Kenna Anderson, Kathy Palica, and Alyn Olsen

Mr. Clark will be having a training session for judges on the election process on October 30, 2001.

Councilmember Kelepolo made a **motion** to accept the proposed individuals as election judges

for the upcoming general election on November 6, 2001. Councilmember Huff **seconded** the motion and it **passed** with a unanimous vote.

Other Business

Mr Oyler reviewed the power costs adjustment implemented by Spanish Fork City to cover the fluctuation in electric power costs. The Utah Municipal Power Association(UMPA) also implemented a rate mitigation fund. Funds collected by the UMPA have all been turned back to the communities. The council will need to determine the best use of these funds. UMPA is beginning to collect excess funds again. The UMPA board will decide when more of the excess funds will be transferred to the City.

Adjournment

Councilmember Johns made a **motion** to move into Executive Session of Spanish Fork City Council. Councilmember Kelepolo **seconded** and the motion **passed** with a unanimous vote and regular session of Spanish Fork City Council meeting was adjourned at 8:40 p.m.