

**Adopted Minutes  
Spanish Fork City Council Meeting  
August 20, 2002**

The meeting was called to order at 6:30 pm by Mayor Dale R. Barney for a preliminary review of the agenda. Dale Robinson offered a prayer. At 7:00 pm the pledge of allegiance was led by Councilmember Huff.

Elected Officials Present: Mayor Dale R. Barney, and Councilmembers Sherman E. Huff, Everett Kelepolo, Roy L. Johns, Glenn A. James, and Paul M. Christensen.

Staff Members Present: MaryClare Maslyn, Assistant City Manager; Emil Pierson, Planning Director; Richard J. Heap, Engineer/Public Works Director; S. Junior Baker, City Attorney; Dee Rosenbaum, Public Safety Director; Kent Clark, Finance Director/Recorder; Claire White, City Treasurer; Jolynne Burnell, Finance Recorder; Dale Robinson, Recreation Director; Paul Jamison, Parks and Recreation Community School Coordinator; and Connie Swain, Deputy Recorder.

Citizens Present: Janis Nielsen, *Spanish Fork Press*, Rodger Hardy, *Deseret News*, Chris Salisbury, Amberlie Maestas, Mark Dallin, and David Gardner

#### **New Employee Introduction**

Mayor Barney recognized Janice Otteson, *Golf Course Operations Assistant*; Sara Baum Randle, *Recreation Office Secretary*; Susan Beckstom, *Recreation Secretary*; and Paul Jamison, *Parks and Recreation Community School Coordinator*; as new employees for Spanish Fork City. Mr. Jamison was present and Mayor Barney welcomed him to the city family.

#### **Fiesta Days Committee Recognition**

Councilmember Christensen made a **motion** to table the Fiesta Days Committee Recognition until September 3, 2002. Councilmember Kelepolo **seconded**, and the motion **passed** with a unanimous vote.

#### **Expressway Plaza - Preliminary Plat - Chappel Drive and Expressway Lane**

Mr. Pierson stated David Gardner is the developer of the Expressway Plaza consisting of seven commercial lots, to be located behind K-Mart. The Development Review Committee and the Planning Commission have reviewed the preliminary plat and recommend approval with two conditions as stated on the staff report.

Councilmember Huff asked if the right-of-way access had been addressed.

Mr. Pierson reviewed the proposed access into the development.

Councilmember James made a **motion** to approve the Expressway Plaza Preliminary Plat located

at Chappel Drive and Expressway Lane, subject to the following condition(s):

1. The geological technical study is to be updated, and
2. Any mitigation studies for the methane gas are to be addressed.

Councilmember Johns **seconded**, and the motion **passes** with a unanimous vote.

### **Elisabeth Estates - Preliminary Plat - 1750 South 1400 East**

Mr. Pierson said Mark Dallin is requesting approval of Elisabeth Estates Preliminary Plat. In order to allow him to develop three single family lots in Elisabeth Estates, with the utility restriction in place, Mr. Dallin will take development rights from three lots in Dallin Estates Plat B. He will record a deed restriction against lots 2, 3, and 4 in Dallin Estates until the utility restriction is lifted.

The Development Review Committee and the Planning Commission have reviewed the application and recommended approval with two conditions as stated in the staff report.

Councilmember Kelepolo asked if the ditch could be abandoned?

Mr. Dallin said he has a letter from Blair Hamilton stating the ditch can be abandoned.

Councilmember Kelepolo made a **motion** to approve the Elisabeth Estates Preliminary Plat located at 1750 South 1400 East, subject to the following condition(s):

1. A deed restriction is to be recorded for lots 2, 3, and 4 in Dallin Estates Plat B indicating they cannot be built on until the utility restriction is lifted, and,
2. A letter from Blair Hamilton is to be submitted to the city stating the ditch on 1400 East can be abandoned.

Councilmember James **seconded**, and the motion **passes** with a unanimous vote.

### **Pressurized Irrigation Reservoir Annexation Petition**

Mr. Pierson said Spanish Fork City is requesting to annex approximately 82 acres south of the Gun Club. Wildlife Resources owns the parcel next to the requested annexation area. The area is within the city's policy declaration boundary but outside the growth boundary. The area will be the location for the pressurized irrigation storage reservoir. Mr. Pierson recommends council investigate and consider the annexation petition.

Councilmember Huff made a **motion** to refer the annexation petition filed by Spanish Fork City to the Development Review Committee and the Planning Commission to investigate and make recommendations to the city council. Councilmember Kelepolo **seconded**, and the motion **passed** with a unanimous vote.

### **Ordinance 06-02A - An Ordinance Extending the Effective Date for the Impact Fees**

Mr. Baker recalled the Ordinance 06-02 adopted last week amended the impact fees. Despite the fact the impact fee discussions have taken place publicly and notices of hearings have been

published. The city has received a call from a local contractor stating he was unaware of the changes in the impact fee and he has negotiated the sale of homes based on the old fees. Mr. Baker had no recommendation. Staff decided to present the idea of extending the effective date and would propose September 16, 2002 as the extension date. The impact on the city would not be great and it would be good public relations to extend the date. Staff will send a letter to all the contractors on file and notify them of the change.

Mayor Barney said it would be a good idea to extend the date one time only.

Councilmember James said the city makes the effort to inform the public and before decision are made and it is up the business to make themselves aware of the items in their interest being discussed and considered by the city .

Councilmember Kelepolo said he agrees with an extension of the effective date.

Councilmember Kelepolo made a **motion** to adopted Ordinance No. 06-02A, an Ordinance extending the effective date of the new impact fees to September 16, 2002 . Councilmember James **seconded**, and the motion **passed** with a unanimous vote.

### **Pressurized Irrigation - Remote Control System, Inc . - Pricing**

Mr. Heap reviewed the bid submitted for components to the pressurized irrigation control system. The bid was received from Remote Control Systems, Inc., the sole supplier for the system the city is presently using. The bid consists of 17 units/areas to be regulated. The developers have deposited the costs for two of the units, #16 and #17. Mr. Heap recommended approval of the bid for \$121,550.00 less \$14,400.00, deposited by the developers to the city, for a balance of \$107,150.00.

Councilmember Johns asked if someone is there to monitor the control panel at all times.

Mr. Heap said if it is after hours the computer will contact the person on call and let them know there is a problem.

Councilmember Kelepolo asked if there is an overload in the system what happens.

Mr. Heap said it depends on what is programed into the central computer. It may notify, it may shut systems down, or it may adjust the system. The potential is almost endless as to what can be programmed or added to the system. The bid being presented to city council today is for equipment which will be added to existing monitoring system.

Councilmember Johns made a **motion** to approve the pressurized irrigation remote control system for \$121,550.00, less \$14,400.00 in deposits, for a total of \$107.150.00. Councilmember Christensen **seconded**, and the motion **passed** with a unanimous vote.

### **Other Business**

Councilmember James has received several complaints from citizens concerning the condition of the Escalante Monument at the city park. The “Keep Off” signs are unreadable, rocks are coming off, there is graffiti on the monument, and it is being used as a trash container.

Mayor Barney said the city should maintain the monument.

Councilmember Huff had previously recommended the pond be removed and the monument be relocated.

Mayor Barney asked if council should request the parks and recreation committee investigate the monument.

Councilmember James recommended the matter be brought to the attention of the recreation committee to investigate and make recommendations.

### **Adjournment**

Councilmember Huff made a **motion** to adjourn. Councilmember James **seconded**, and the motion **passed** with a unanimous vote. The meeting adjourned at 7:40 pm.

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Connie Swain, Deputy Recorder

Approved: September 10, 2002