

**Adopted Minutes  
Spanish Fork City Council Meeting  
September 3, 2002**

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

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

Citizens Present: Janis Nielsen, *Spanish Fork Press*, Gayleen Jones, Jerilyn Delaney, Nate Jones, Taylor Jones, Greg Money, Bo Delaney, J. Lynn Jones, Dan Money, and Kristen Money.

**Minutes**

Councilmember Huff made a **motion** to approved the minutes of the August 13, 2002 city council meeting as presented. Councilmember Kelepolo **seconded**, and the motion **passed** with a unanimous vote.

**Mayoral Proclamation Declaring September 11, 2002, as Patriot Day, a National Day of Commemoration**

Mayor Barney read the Mayoral Proclamation and declared September 11, 2002, as Patriot Day.

Councilmember Kelepolo made a **motion** to accept the Mayoral Proclamation declaring September 11, 2002, as Patriot Day, a national day of commemoration, as presented. Councilmember James **seconded**, and the motion **passed** with a unanimous vote.

**Sports Achievement Recognition - Spanish Fork City Mariners**

Councilmember Kelepolo introduced the Mariners and their coaches to the Mayor and Councilmembers. The Mariners competed in Steamboat Springs, Colorado. They were the winners of the 2002, 11 year old, Triple Crown World Series Championship. The members of the team were Micah Kenno, Trevor Randolph, Kai'ana Eldridge, Adam Duke, Braden Warren, Greg Money, Taggart Lunceford, Isaach Allred, Brock Duke, Bo Delaney, and Taylor Jones. The coach and assistant coach were Dan Money and J. Lynn Jones.

Mayor Barney commended the Mariners for their accomplishments, thanked the young men for their excellence, and thanked the coaches for volunteering.

**Bid Tabulations - Pressurized Irrigation Reservoir**

Mr. Heap reviewed the bids tabulations received through Gilson Engineering for the pressurized

irrigation reservoir. The lowest bid was received from Gerber Construction, Inc. in the amount of \$2,000,290.00. Mr. Heap said the State Engineers Office wants to go ahead with the protest hearing process. Mr. Heap said the bids have been reviewed by the dam safety department and recommends approval of the bid received from Gerber Construction, Inc. in the amount of \$2,000,290.00, subject to final approval from the State Engineers Office.

Councilmember Huff asked what is included in the bid and the approximate completion date for the reservoir.

Mr. Heap said the bid is for the completed reservoir project, not including any department of recreation amenities, and construction will begin within 30 to 40 days, with completion in March 2003.

Councilmember Huff made a **motion** to approve the bid submitted by Gerber Construction, Inc., in the amount of \$2,000,290.00 for the pressurized irrigation reservoir, subject to the final approval from the State Engineers office. Councilmember Kelepolo **seconded**, and the motion **passes** with a unanimous vote.

### **Bid Tabulations - Electric Conduit Railroad Casing - 200 East 2050 North**

Mr. Heap said the city has been working with the railroad department to get a regular railroad crossing and crossing arms at 200 East, near Smith Auto. At the present time there are stop signs at the crossing. The bid is for casing under 200 East to relocate the power from the electric pole, which is being removed to allow for the crossing arms. A discussion followed concerning the need to relocate the power underground.

Councilmember Johns made a **motion** to approve the bid submitted by Vancon in the amount of \$37,625.00 for the underground electric conduit and casing at 200 East 2050 North. Councilmember Huff **seconded**, and the motion **passes** with a unanimous vote.

### **Contract with the Utah National Guard**

Mr. Baker said in 1991 the National Guard built a new armory. When the building began the National Guard planned to have concrete floors in the drilling areas of the building. At that time the City approached the National Guard and asked if we could provide a hardwood floor, back boards, and use the facility for the city recreation program. A verbal agreement was reached including a protective covering application agreement. The city now pays half of protective covering costs and the National Guard pays the other half. Jack Swenson suggested a written contract with the National Guard, since he recently retired as the Spanish Fork City Recreation Director. Mr Baker reviewed the contract and several requested changes. Mr. Baker recommended approval of the contract.

Councilmember Kelepolo made a **motion** to approve the contract with the Utah National Guard, with changes as noted. Councilmember James **seconded**, and the motion **passed** with a unanimous vote.

### **Attachment B to the Contract Between Spanish Fork City, Springville City, and Armstrong Consultants Regarding Land Acquisition**

Mr. Baker said attachment B is an addendum to the contract with Armstrong Consulting for services provided concerning the airport. The addendum allows Armstrong Consulting to be paid \$14,000 for obtaining eleven parcels of land. The amount was reduced due to the fact Spanish Fork City performed some of the negotiations. Mr. Baker recommends approval of the contract with Armstrong Consulting.

Councilmember Huff made a **motion** to approve the contract between Spanish Fork City, Springville City, and Armstrong Consulting in the amount of \$14,000 for professional service provided in land acquisitions. Councilmember Kelepolo **seconded**, and the motion **passed** with a unanimous vote.

### **Resolution 02-12 - A Resolution Authorizing the Establishment of Cable TV Advertising Rates**

Mr. Baker said the city's telecommunication business plan provided selling advertising to raise revenue for the project. The telecommunication project has reached a point where promoting our advertising rates can begin. This resolution allows the city manager, and/or his or her designee, to determine and set advertising rates. The market is competitive and price may change frequently. The network committee meetings on a weekly basis and the resolution would allow the committee to determine rates based on the competitive market. A discussion followed.

Councilmember Johns asked if the advertising rates would vary based on the time of day.

Mr. Baker said the rates will vary depending on the day, the time of day, and the events being broadcast.

Councilmember Huff asked if the city has received any advertising requests.

Mr. Oyler said, yes.

Councilmember Huff made a **motion** to adopted Resolution 02-12, a resolution authorizing the establishment of cable TV advertising rates. Councilmember James **seconded**, and the motion **passed** with a unanimous vote.

### **Other Business**

None

### **Adjournment**

Councilmember Kelepolo made a **motion** to adjourn. Councilmember Huff **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