

**Adopted Minutes  
Spanish Fork City Council Meeting  
October 8, 2002**

The meeting was called to order at 6:30 pm by Mayor Dale R. Barney for a preliminary review of the agenda, Councilmember Christensen offered a prayer. At 7:00 pm the pledge of allegiance was led by Stetson Argyle, a member of the Boy Scouts.

Elected Officials Present: Mayor Dale R. Barney, and Councilmembers Sherman E. Huff, Everett Kelepolo, Glenn A. James, Roy L. Johns, 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; Dale Robinson, Parks and Recreation Director; Jay Rindlisbacher, Water Park Manager; Karen Bradford, Assistant Parks and Recreation Director; Claire White, Treasurer; Jolynne Burnell, Finance Recorder; Barbara Hall, Parks and Recreation Office Clerk; and Connie Swain, Deputy Recorder.

Citizens Present: Janis Nielsen, *Spanish Fork Press*, David Jackson, *First West Brokerage*, Cheryl Evans, Jenna Burnell, John Christiansen, Kevin Hutchings, Greg Taylor, Eric Anderson, Matt Anderson, Damon Ward, Kevin Judd, Nathan Anderson, Carlos Garcia, Stetson Argyle, Shane Waters, Jennifer Waters, Shaelyn Waters, Emily Waters, Elizabeth Waters, Logan Waters, Maureen Rindlisbacher, Breeann Bower, Ben Zabriskie, Brent Coombs, Will Roach, and K. Singh.

### **Minutes**

Councilmember Kelepolo made a **motion** to approve the minutes of the October 1, 2002 city council meeting with changes as noted. Councilmember James **seconded**, and the motion **passed** with a unanimous vote.

### **Spanish Fork City Retiree Recognition - Jay Rindlisbacher**

Mayor Barney thanked Mr. Rindlisbacher for 36 years of service as a Spanish Fork City employee and presented a gift and a certificate of recognition. Mr. Rindlisbacher was given a round of Applause.

### **Resolution No. 02-13 - 401K Retirement Plan Restatement**

Mr. Clark said the Internal Revenue Service requires two new laws (GUST & EGTRRA) concerning retirement plans. Resolution 02-13 incorporates the new laws as required and restates the plan bringing it into compliance. Mr. Clark also presented a 401K summary, included in council agenda packets.

Mr. Jackson was present to answer questions from city council. Discussions followed concerning pre-taxed contributions and a defined contribution plan.

Mr. Jackson said each city employee with retirement benefits have three plans, which are; 1. Social Security, 2. Defined Benefit Plan, and 3. 401K Plan options. Also, there is a 457B a non-qualified plan which is tax deferred. A discussion followed.

Councilmember Huff made a **motion** to adopt Resolution No. 02-13, a Resolution Restating Spanish Fork City 401K Retirement Plan as presented. Councilmember Kelepolo **seconded**, and the motion **passed** with a unanimous vote.

### **Change Order No. 2 for Citywide Pressurized Irrigation Schedule 2**

Mr. Heap said the contractor for citywide pressurized irrigation schedule 2 west blocks area is Johansen Construction. The change order for the project is to remove 496 air vacs, for a decrease, and two 1 ½ inch connections, additional paving, flowable fill, and line location hours, for a total increase of \$12,892.38. This will bring the total bid to \$819,472.66. Mr. Heap recommended approval of the change order.

Councilmember Kelepolo asked concerning the 1 ½ inch lines.

Mr. Heap said it was determined the 1 ½ lines would be suitable.

Councilmember Johns asked Mr. Heap to clarify what an air vac is.

Mr. Heap said the air vacs allow lines to drain to prevent freezing. It was found the vacs leaked due to the water pressure. It was determined air vacs are not needed.

Councilmember Kelepolo made a **motion** to approve change order no. 2 for the citywide pressurized irrigation schedule 2 west blocks area for an increase the bid amount by \$12,892.38, with a total project cost of \$819,472.66. Councilmember Huff **seconded**, and the motion **passed** with a unanimous vote.

### **Change Order No. 1 for Citywide Pressurized Irrigation Schedule 3**

Mr. Heap said the contractor for citywide pressurized irrigation schedule 3 east blocks area is Johansen Construction. The change order for the removal of 1,021 air vacs, for a decrease, and to relocate pressurized irrigation service at 970 East 80 South, and to extend service under a driveway for a total decrease of \$12,718.04. This will bring the total project cost to \$1,165,052.95. Mr. Heap recommended approval of the change order.

Councilmember Johns made a **motion** to approve change order no. 1 for the citywide pressurized irrigation schedule 3 east blocks area, for a decrease amount of \$12,718.04, with a total project cost of \$1,165,052.95. Councilmember Christensen **seconded**, and the motion **passed** with a

unanimous vote.

### **Change Order No. 1 for Citywide Pressurized Irrigation Schedule 4**

Mr. Heap said the contractor for citywide pressurized irrigation schedule 4 southeast area is Johansen Construction. The change order is for the removal of 1,059 air vacs, additional paving, and crew exploration time, for a decrease of \$11,495.47. This will bring the total project cost to \$1,265,153.93. Mr. Heap recommended approval of the change order.

Mayor Barney and Councilmember Huff commended Chris Thompson for the detailed staff report given in easily understood language.

Councilmember Huff made a **motion** to approve change order no. 1 for the citywide pressurized irrigation schedule 4 southeast area, for a decrease amount of \$11,495.47, with a total project cost of \$1,265,153.93. Councilmember Kelepolo **seconded**, and the motion **passed** with a unanimous vote.

### **Other Business**

None

### **Adjournment**

Councilmember Kelepolo made a **motion** to adjourn. Councilmember James **seconded**, and the motion **passed** with a unanimous vote. The meeting adjourned at 7:35 pm.

---

Connie Swain, Deputy Recorder

Approved: November 5, 2002