

**Adopted Minutes  
Spanish Fork City Council Meeting  
October 21, 2003**

The meeting was called to order at 6:00 pm by Mayor Pro Tempore Sherman E. Huff. The pledge of allegiance was led by Corbin Blank.

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

Staff Members Present: David A. Oyler, City Manager; S. Junior Baker, City Attorney; Dee Rosenbaum, Public Safety Director; Chris Thompson, Design Engineer; Kent Clark, Recorder/Finance Director; Morgan Warner, Police Sargent; Steven Adams, Police Lieutenant; John Jackson, Patrol Officer; Phillip Nielsen, Patrol Officer; Jill Thorpe, Police Secretary; and Connie Swain, Deputy Recorder.

Citizens Present: Janis Nielsen, *Spanish Fork Press*, Robert J. Pittelli, Janalee Brinkerhoff, Janice Nielsen, Randy Nielsen, Kathi Nielson, Shelley Goodnight, Rachel Nielsen, Richard A. Evans, Kimberly Hurst, Ashley Lloyd, Jace Brinkerhoff, Colby Snelson, Ann Jackson, Christine Jackson, Kallie Jackson, Maddie Jackson, Abbie Jackson, Shirlee Diamond, Amberlie Talbot, Elissa Mellol, JoAnne Jensen, Marie Huff, James Nicolaysen, Taylor Mitchell, Geoff Dupax, Craig Haskell, David Olson, Doug Oldham, Corbin Blank, and Ty Johnson.

### **Minutes**

Councilmember Kelepolo made a **motion** to approve the minutes of the October 7, 2003, city council meeting with changes as noted. Councilmember James **seconded**, and the motion **passed** with a unanimous vote.

Councilmember Christensen made a **motion** to approve the minutes of the October 14, 2003, city council meeting with changes as noted. Councilmember Johns **seconded**, and the motion **passed** with a unanimous vote.

### **New Employee Introduction**

Mayor Pro Tempore Sherman E. Huff introduced Patricia Breinholt, not present. Ms. Breinholt was hired by Spanish Fork City in August 2003 as a secretary at the Police Department. Also, Steven Adams was introduced and has been promoted from a detective at the Police Department to a lieutenant at the Police Department.

Chief Rosenbaum said Steve Adams has also been selected as employee of the 3<sup>rd</sup> quarter 2003.

### **Employee of the 3<sup>rd</sup> Quarter 2003**

Mayor Pro Tempore Sherman E. Huff introduced Lieutenant Steven Adams as the employee of the third quarter in 2003 and presented him with the employee of the quarter certificate.

### **Mrs. Utah County Presentation - Cherie Burton**

Mrs. Cherie Burton was not present but has requested the city council consider her request to be recognized for participating in the upcoming Mrs. American pageant. Her platform will be to promote the program "*Motivating Teen Girls to Excellence.*" The 16-week program will offer motivation and instruction in health, fitness, education, talents, personal mission, poise, self-presentation, confidence, spirituality, and relationships.

### **Mayoral Proclamation Declaring November 10-14, 2003 as Spanish Fork City Heritage Week**

Mayor Pro Tempore Sherman E. Huff said the Art's Council requested the city council declare Spanish Fork City Heritage Week.

Janice Nelson, Art's Council President, asked all residents to participate in Spanish Fork City Heritage Week November 10-14, 2003. There will be contests, history and pictures in a special insert in the Spanish Fork Press, joining of outlining town's participation, special hours of Daughter's of the Utah Pioneers Museum, an antique car display, an Old Time Ice Cream Social from 7-9 pm at the High Chapparall on November 14<sup>th</sup> providing free ice cream cones. She asked members of the city council to bring their ice cream scoops to help service ice cream. She introduced members of the Art's Council, Janalee Brinkerhoff, Marie Huff, JoAnn Jensen, and Karen Payne. Also, Dana Robinson and Marilyn Pace are members of the Art's Council but were not present.

Mayor Pro Tempore Sherman E. Huff read the Mayoral Proclamation.

Councilmember Christensen made a **motion** to approve the Mayoral Proclamation Declaring November 10-14, 2003 as Spanish Fork City Heritage Week approved October 21, 2003. Councilmember Johns **seconded**, and the motion **passed** with a unanimous vote.

### **Officer Recognition Award of Life Saving Medals**

Chief Rosenbaum introduced John Jackson and Phillip Nielsen who are being awarded with Life Saving Medals. Chief Rosenbaum said one year ago, Emergency Preparedness Expert, Don Thomas became aware of a new program offering portable defibrillators to public safety departments. The city obtained the equipment and trained the officers. The portable equipment allows treatment within the first few critical minutes to restore heart activity to a person in an emergency situation. This past year the quick response of Officer Jackson and Officer Nielsen saved two lives, qualifying the officers to receive the Life Saving Medals. On December 16, 2002, Officer Jackson responded to an emergency call from a local business concerning a truck driver who had collapsed. Officer Jackson quickly responded, used the portable defibrillator as trained, and was able to save a life. On August 30, 2003, Officer Nielsen responded to an emergency call from the Oak Crest Inn. Due to the quick response and Officer Nielsen's training

he was able to save a life. Chief Rosenbaum presented letters and awarded the Life Saving Medals to each officer. He also thanked the city council for their support and for the opportunity to obtain seven portable units.

### **UDOT Agreement - Video Detection at the Intersection of Main St. and Center St.**

Mr. Thompson said recently the city rebuilt Center Street from Main Street to 100 East to provide additional parking in the area and replace utilities under the surface. UDOT made a request to have the city contribute to video detection equipment at the intersection rather than replace the signal loops under the roadway. Video detection is more accurate and eliminates installing lines under the road surface. The cost of the video detection equipment at the intersection is \$20,000 and UDOT requested the city contribute \$5,000.

Mayor Pro Tempore Sherman E. Huff reviewed the request by UDOT.

Councilmember Kelepolo asked for costs of signal loops.

Mr. Thompson said it would cost between \$5,000 and \$10,000 to install signal loops. Also, eventually the video detection equipment will be used by emergency vehicles to assist in controlling traffic at the intersection when needed.

Councilmember Johns made a **motion** to approve the agreement with UDOT for Spanish Fork City to contribute \$5,000 toward the installation of video detection equipment at the intersection of Center St. and Main St. in lieu of replacing the signal loops. Councilmember Christensen **seconded**, and the motion **passed** with a unanimous vote.

### **Change Order - UDOT SR 198 from Payson to Spanish Fork**

Mr. Thompson said in 2002 UDOT planned and rebuilt a substantial portion of SR 198 between Payson and Spanish Fork. During the construction there were delays due to the request by Spanish Fork city to have a culvert rebuilt near the Fairgrounds. After working closely with the city and UDOT contractors to eliminate further delays, the city determined a delay of approximately 30 days occurred. UDOT determined there were delays totaling 37 days. To compromise UDOT deducted the 15 days spent cleaning up contaminated soil near the Premium Oil site. The city has received a bill from UDOT in the amount of \$1,520.61 for each of the 22 days delayed for a total of \$33,453.42. Mr. Thompson reviewed a portion of the documents submitted by UDOT to validate the delay costs. Mr. Thompson recommended approval of the change order with UDOT and UDOT contractors.

Councilmember Mayor Pro Tempore Sherman E. Huff asked who paid for the 15 days to clean up the Premium Oil property.

Mr. Thompson said Premium Oil property owners paid for the clean up costs.

Councilmember Kelepolo made a **motion** to allocate the funds for the UDOT SR 198 project change order in the amount of \$33,453.42. Councilmember Christensen **seconded**, and the

motion **passed** with a unanimous vote.

### **Change Order #2 - Centennial Park West Parking Lot and Filter Building Project**

Mr. Thompson said this project is completed. However, in the process of preparing to pave the parking lot a request was received from the water department to replace an old 4-inch culinary water line with a 6-inch line. The contractors were asked to assist the city crews in quickly replacing the line. The new line will assist in the case of an emergency by providing higher flow and will reduce the chances of a further leak under the new parking lot.

Councilmember Johns made a **motion** to approve change order #2 for the Centennial Park West Parking Lot and Filter Building Project in the amount of \$2,374.93 to Fish Construction for a total project cost of \$230,961.33. Councilmember Christensen **seconded**, and the motion **passed** with a unanimous vote.

### **Street Vacation**

Mr. Thompson said in the late 1970's a subdivision called Terra Linda Heights was approved. Part of the subdivision included a connecting street from Scenic Drive to Bottoms Road at 750 South. Only a stub of the proposed road has been dedicated to date and the Public Works and Engineering Departments recommend the section of the street be declared as surplus and vacated. The street would not be viable due to the steep grade in the area. If the vacation is approved, the property would be sold following the appropriate process.

Mr. Baker reviewed the process involved in vacating a street. The property can be offered to the adjoining property owners. If they are not interested, at that point the city can sell the property.

Councilmember Kelepolo asked for the size of the area and if the area would meet the road standards.

Mr. Thompson did not have the exact numbers on the size of the area but said grade standards would not be met if a road were to be installed in the area.

Councilmember Kelepolo made a **motion** to allow city staff to proceed with the street stub vacation at 750 South Scenic Drive. Councilmember James **seconded**, and the motion **passed** with a unanimous vote.

### **Winter Parking Ordinance**

Mr. Thompson said during the winter months beginning in November vehicles have not been allowed to park in streets in order to allow snow plowing. The snow plow operators focus on major collector roads only during evening hours and clear other roads during the day with a goal to clear all streets within 24 hours of a snow storm. The Engineering Department and the Police Department met and determined changes should be made to the ordinance. A priority status would be given to major collector roads and roads near schools. These roads will be plowed

immediately following a snow storm, with priority two and threes streets to be plowed as soon as possible during the day only. The recommendation is to repeal the old winter parking ordinance and enact a new ordinance. The new ordinance will be presented to the city council at the next meeting.

Mayor Pro Tempore Sherman E. Huff said the request was given to staff to reconsider the winter parking ordinance. He said he was pleased with the recommendations from staff.

Mr. Thompson said he is aware of other cities with similar street prioritization.

Councilmember James said he is concerned with lifting the winter parking restrictions in that it may increase work demands on the police department.

Chief Rosenbaum said the issue of increased vehicles and junk collecting along the streets was discussed. The winter parking ordinance was not intended to clear junk from the streets, however, it did help resolve the problem. He said there is an existing ordinance in place to deal with vehicles and other items along the streets in excess of 72 hours. The Police Department will continue to monitor the streets to insure vehicles and other junk does not collect there.

All members of the City Council had no objections to preparing the new winter parking ordinance and presenting it to the City Council.

### **Other Business**

None

### **Adjournment**

Councilmember Kelepolo made a **motion** to adjourn from city council meeting. Councilmember James **seconded**, the motion **passed** with a unanimous vote, and the meeting adjourned at 7:05 pm.

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Connie Swain, Deputy Recorder

Approved: November 4, 2003