

Adopted Minutes
Spanish Fork City Council Meeting
August 3, 2004

The meeting was called to order at 6:00 p.m. by Mayor Dale R. Barney. The pledge of allegiance was led by Councilmember Wadsworth.

Elected Officials Present: Mayor Dale R. Barney, and Councilmembers Matthew D. Barber, Paul M. Christensen, Everett Kelepola, Seth V. Sorensen, and Chris C. Wadsworth.

Staff Members Present: David A. Oyler, City Manager; S. Junior Baker, City Attorney; Richard Nielson, Assistant Public Works Director; Emil Pierson, Planning Director; Kent Clark, Finance Director; Dee Rosenbaum; Public Safety Director; Angela Jackson, Legal Secretary; Marty Warren, Utility Clerk; Pat Nelson, Utility Clerk; Claire White, City Treasurer; Carolyn Burningham, Building Inspection Secretary; Rich Cope, Cable TV and Utility Billing Clerk; Nancy Johnson, Utility Billing; Janeen Thomas, Receptionists; Mike Hendrickson, Electric Lead Line Worker; Connie Swain, Deputy Recorder.

Citizens Present: Janis Nielsen, *Spanish Fork Press*, Jim Camberlango, Sarah Wadsworth, Dexter Wadsworth, Simon Wadsworth, Emma Wadsworth, Richard A. Evans, Todd Hollingshead, and Pat Parkinson.

Minutes

Councilmember Barber made a **motion** to approve the minutes of the June 22, 2004 city council meeting with changes as noted. Councilmember Christensen **seconded**, and the motion **passed** with a unanimous vote.

Councilmember Wadsworth asked Councilmember Sorensen to clarify his comments contained in lines 253-255 of the June 22, 2004 minutes as follows: *Councilmember Sorensen asked why Councilmember Wadsworth approved the River Cove Rezone and Preliminary Plat on the Planning Commission and not now on the city council. However, Councilmember Wadsworth is not here to answer the question.*

Councilmember Sorensen said he was referring to the minutes of the Planning Commission in which Councilmember Wadsworth voted to approve the River Cove Rezone, then in City Council Meeting Councilmember Wadsworth voted in opposition of the rezone request.

Councilmember Wadsworth said he attended a portion of the Planning Commission meeting during which the River Cove Rezone was discussed. However, he said he was excused prior to the vote to approve the rezone. Councilmember Wadsworth also asked for clarification from Councilmember Christensen concerning a similar statement contained in lines 296-301 of the June 22, 2004 City Council Meeting minutes as follows: *During the city council meeting on May 4, 2004 the River Cove Rezone request was denied by a 3 to 2 vote. I find it somewhat troubling that after a public hearing for this rezone the city councilman who also serves on the Planning*

Commission and in Planning Commission Meeting had voted unanimously to approve the River Cover Rezone is now deciding to deny the zone change.

Councilmember Christensen said he was referring to the Planning Commission Meeting minutes also when he made the statement.

Councilmember Wadsworth again said he did not approve the River Cover Rezone during a Planning Commission meeting. He said he had excused himself prior to the vote.

Councilmember Christensen said he was told Councilmember Wadsworth was in favor of the River Cove Rezone request.

Councilmember Wadsworth asked the city council members to please talk with him directly to address their concerns with him.

Councilmember Kelepolo made a **motion** to approve the minutes of the July 20, 2004 city council meeting with changes as noted after verifying the changes with the tapes. Councilmember Sorensen **seconded**, and the motion **passed** with a unanimous vote.

Employee of the Second Quarter 2004

Mayor Barney said the employee of the second quarter was nominated by his peers and has done an outstanding job. He introduced Michael Hendrickson as the employee of the second quarter and said he has worked for Spanish Fork City for approximately 15 years. Mayor Barney presented Mr. Hendrickson with a certificate. He thanked Mr. Hendrickson for his outstanding service to the city and a round of applause was given.

Agenda Request -Wasatch Wind Proposal

Tracy Livingston, Wasatch Wind of Heber, said he would be presenting an energy project funded by the U.S. Department of Energy. He said wind is the cleanest form of energy. The first step of the project is the installation of a wind test tower. Mr. Livingston reviewed a presentation concerning the first step of the project including the following:

- Test site needs - proposed property near the Finger Hut Building

Mr. Heap pointed out the Malcum Springs pump house on the proposed site.

- Temporary tower specifications - needed to monitor wind for one year
- Power could possibly feed into the city's electric supply
- Monitoring tower data
- Revenue possibilities for a property lease

Mayor Barney said the city should be supportive of the project in any way possible. He said he has concerns with a wind tower on the Malcum Springs site. The springs should be protected from any possible contamination.

Mr. Heaps said this property is the location of the Malcum Springs. The State law requires the city to maintain a source protection zone around the area of the springs. He said the property owned by the city is at a lower elevation and any contamination in the area could have an adverse effect and the city could lose the springs. Mr. Heap suggested other possible sites for the location of the wind tower.

Mayor Barney asked concerning the area around the reservoir. Possible locations for the wind tower were discussed.

Mr. Oyler suggested reviewing any data gathered by UMPA concerning possible wind sources in the area.

Mr. Heap said the city has no objection to locating the wind tower on other city sites in the area.

Councilmember Christensen asked for times during which electric demands peak.

Mr. Heap said the electric demands peak in the late afternoon and evening.

Mr. Livingston said they are partners with another company with the wind tower located in the area. The power generated would be injected into the power grid. All those involved in providing power recognize the need for other energy resources. They would prefer the wind resources to be gathered during peak hours, however, those resources are desired at any times. Most wind projects are being provided by private companies. He said he understands the concerns with the water shed but said the toxic levels produced will be less than those produced by the pump house. He said they wanted to approach the city first with the project, however, the adjacent private property may also be a possibility.

Mayor Barney said the city will work with Wasatch Wind as much as possible.

Mr. Heap also pointed out other property owned by the city.

Mr. Livingston said the wind turbines are large and may limit the possible locations.

Mayor Barney recommended approval on property other than the well property.

Councilmember Kelepolo asked for the time frame of the project.

Mr. Livingston said they would like to install a test tower within 4 weeks. The test tower will be in place for approximately one year. At that point a 220-foot wind tower would be installed with the possibility of a 400-foot tower to be approved. Wind resources typically increase at higher altitudes.

Mr. Oyler said the Olsen well is also located on one of the other properties owned by the city which was discussed. Currently, the city ordinance does not allow wind towers.

Mr. Pierson said the ordinance would need to be reviewed and changed prior to the approval of

any wind towers within the city limits.

Mr. Oyler said the adjacent gravel pit on private property may be a better location.

Mr. Livingston said the area would need to be tested for wind. The private property owner would need to be approached. He asked at this point to look at the two other proposed properties.

Mr. Pierson said he would meet with Mr. Livingston to discuss and view possible locations.

Councilmember Barber said the city is willing to help gather the needed information.

Agenda Request - Spanish Fork Manor Final Plat Extension

Jim Camberlango, developer of the Spanish Fork Manor subdivision, said the final plat for the subdivision expired in July. The bond is in place and all fees have been paid. He requested a 30 to 60-day extension of the plat.

Mayor Barney said the request is reasonable.

Mr. Pierson said the item can be on the Development Review Committee agenda tomorrow. The plat could be recorded as early as tomorrow following approval by the Development Review Committee.

Councilmember Wadsworth made a **motion** to grant a 30-day extension of the Spanish Fork Manor Final Plat. Councilmember Christensen **seconded**, and the motion **passed** with a unanimous vote.

Splash Pad Change Order No. 1, Item 5

Mr. Heap said during a previous city council meeting the splash pad change order was approved with the exception of item number 5. Item number 5 consisted of removing the footings and wall around the pool sand box.

Mayor Barney said the architect who designed the city pool is the same architect who designed the splash pad. In the original pool design a 2-foot wall was sufficient. He asked why then was a 4-foot wall installed. He said the contractor has completed the work, however, the architect's reasons are in question.

Mr. Heap said he did not know.

Mr. Robinson said Mayor Barney and Mr. Thompson talked with the architect.

Mayor Barney said he was not comfortable with the architect's reasons for the 4-foot wall. The architect was hired to protect the city. The city paid to have the wall installed and now must pay to have it removed.

Councilmember Kelepolo said the problem is not the contractor's fault. He asked what are the resources for recovering the loss when an architect makes a design and an error is discovered after the fact.

Mr. Baker said the first question is the time frame for a claim based on the statute of repose and the second question is if liability can be proven if the problem is the result of an over design.

Councilmember Wadsworth asked how many city projects with problems have been connected to this architect.

Mr. Heap said he is not aware of any other problems with the pool project. He said he was aware of only a minor painting problem.

Councilmember Barber requested more information concerning the meeting with the architect.

Mayor Barney said the architect claims to be making little money for the splash pad design.

Councilmember Barber asked why Mayor Barney met with the architect and not city staff.

Mr. Heap said Chris Thompson was also present during the meeting and Mr. Robinson was present at the end of the meeting.

Mayor Barney said the architect has some responsibility.

Councilmember Barber said the architect needs to be accountable for the problem with the design.

Councilmember Wadsworth said there have been similar situations where the city incurred additional expenses caused by outside problems. He asked if the city is trying to recoup some of those costs.

Mayor Barney said costs connected with other problems are being pursued.

Councilmember Wadsworth requested a running list of the claims and the progress being made.

Councilmember Sorensen said the city still needs to pay the contractor who did the work. Then the city can pursue the architect for the funds. There have been similar problems in the past. The contractor completed the work but the expense was a result of engineering or architectural error.

Councilmember Kelepolo asked for the results if the change order is not approved.

Mr. Heap said the contractor pays for the work. The contractor had no way of knowing the additional work would be required and is not at fault in this situation.

Councilmember Christensen said the problem is with the architect and not the contractor.

Mr. Heap said the architect was hired for his expertise and the city relies on the architect. Mr. Heap said he will review plans more carefully and spend more time on the site to help prevent the problem from recurring. He said he would like to see more work preformed by the city.

Mr. Robinson said the plans did show a 4-foot wall.

Councilmember Wadsworth said the contractor is caught in the middle.

Mayor Barney said the contractor has asked a fair price for the work he performed. The architect should have some of the responsibility.

Councilmember Barber said he agrees and asked for a list of similar situations and updates.

Mr. Heap said the problems with the Cole Springs pipeline connected if soil testing along Highway 6.

Mr. Oyler said there are two issues to be determined at this time. The first issue, is the city going to pay the contractor for the work performed. The second issue, should the city pursue the architect for the costs. If the city is going to pursue the architect for the costs, the city council and Mr. Baker will need to determine how much to spend to recoup the \$4,000 in costs. Mr. Oyler recommended some members of the city staff and city council sit down with the architect and discuss the issue.

Mayor Bamey said the important issue is making people accountable for their mistakes.

Mr. Heap said the contracts can be more strict in the future.

Councilmember Christensen said the architect designed the pool and was used again to design the splash pad. He is responsible for the problem.

Councilmember Kelepolo made a **motion** to accept the Splash Pad Change Order, item number 5, in the amount of \$4,000. Councilmember Wadsworth **seconded** and the motion **passed** unanimously.

Councilmember Kelepolo asked Mayor Barney and other members of staff will meet with the architect to discuss the issue.

Bid Tabulation - Painting at Waste Water Treatment Plant

Mr. Heap said this year's budget includes \$40,000 for the painting project at the Waste Water Treatment Plant. The low bid for the project was received from Houston Painting in the amount of \$31,995. Mr. Heap recommended awarding the bid to Houston Painting.

Councilmember Wadsworth asked for the time warranty.

Mr. Heap said the standard is a 1 year warranty, however, they project a 15 to 20-year life expectancy.

Councilmember Sorensen made a **motion** to award the bid received from Houston Painting for the painting project at the Waste Water Treatment Plant in the amount of \$31,995.

Councilmember Kelepolo **seconded** and the motion **passed** unanimously.

Change Order - Shop Asphalt Project

Mr. Heap said additional areas of the city shop asphalt project had to be removed and replaced. Excavation was needed and several areas with structure failure in the subbase were deeper and larger than anticipated. The additional cost for the failed areas of pavement total \$35,264. Mr. Heap said there were 6 line items in the original bid. The change order represents 30 percent of the total cost of the project. He said it is difficult to anticipate the conditions under the asphalt prior to excavation.

Councilmember Christensen said the problem should be resolved to prevent additional costs to fix the problem in the future.

Councilmember Barber asked what happens if the change order is not approved.

Mr. Heap said if the additional cost is a line item, approval from the city council is not necessary. He said they decided to bring the issue back to the city council due to the amount involved. He said city staff did oversee and inspect the project during construction.

Councilmember Wadsworth asked Mr. Heap for the life span of the project.

Mr. Heap said the asphalt area should last for 20 years before a seal coat is needed. The area may be sealed earlier to provide further protection.

Councilmember Christensen made a **motion** to approve the Shop Parking Lot Asphalt Project Change Order in the amount of \$34,185.68. Councilmember Kelepolo **seconded** and the motion **passed** with a majority vote. Councilmember Barber was **opposed** to the motion.

Change Order - Sports Park Parking Lot

Mr. Heap said the Sports Park Parking Lot Change Order consists changing the 1,000 watt light fixtures to 400 watt multi-tap fixtures resulting in a savings of \$1,300. The change order also includes scarifying 189,000 square feet of subgrade, regrade, and compacting the subgrade at a cost of \$8,500. Most of the parking lot tightened up after scarifying and re-compacting but there are still large soft areas. Steve Smith, with Earthtec Testing and Engineering, was contacted to evaluate the area. After an analysis he recommended the installation of a geogrid before building the parking lot. A geogrid is a polypropylene netted fabric which gives a significant amount of tensile strength to the base layer. The cost of the geogrid will be approximately \$50,000. Another alternative is to carefully build up the base layer from one end of the parking lot to the other end. They estimate the added construction and equipment costs to be \$6,000. The

alternative may result in delays for the completion of the project.

Councilmember Christensen asked if the parking lot to the east has had problems.

Mr. Heap said some areas of the east parking lot have been filled and replaced.

Mayor Barney recommended starting at the southeast corner of the parking lot and putting down road base and asphalt. He said it is worth the gamble not to expend the \$50,000 for the geogrid.

Mr. Heap said if there is a problem it will be evident before the asphalt is down.

Mayor Barney said we need to move forward.

Councilmember Barber said it seems the project changed to increase the size of the parking lot.

Mr. Robinson said during discussions it was determined to build a larger parking lot to allow capacity for the next 4-plex rather than build one parking lot now and another parking lot later.

Mr. Oyler said the 4-plex will not be paid for in 4 years. The money was fronted for the first phase and the money is collected as it comes. He asked the city council if they want the city paid back for the funds expended so far or use the upcoming funds to move to the next phase of the project. It depends on the demands and needs for the program.

Councilmember Sorensen said it costs nothing to start by carefully building up the base layer from one end of the parking lot to the other end and see what the results are.

Councilmember Wadsworth asked if core soil samples were drawn.

Mr. Heap said last year it was determined the soil was estimated to be the same as the other parking lot. If they had analyzed the soil last year, it may not have shown the moisture problems existing today.

Councilmember Wadsworth asked if there is anything we could have done to anticipate the problem.

Mr. Heap said covering the area may have helped, however, they had no way of anticipating the moisture.

Councilmember Kelepolo said currently cars are lining the street around the sports park causing safety concerns.

Councilmember Wadsworth asked how often the parking lot is full.

Mr. Robinson said the parking lot is full all of the time.

Councilmember Kelepolo said we need to insure our own policies and ordinances are followed concerning the parking requirements.

Councilmember Christensen excused himself from the vote since an individual involved in the project is married to his niece.

Councilmember Kelepolo made a **motion** to accept the change order received from Staker and Parsons in the amount of \$7,205. Councilmember Sorensen **seconded** and the motion **passed** unanimously.

Mr. Heap requested direction from the city council on how to proceed with the project. There will be a change order request

All members of the city council agreed to move forward with option two which is to carefully build up the base layer from one end of the parking lot out to the other end.

Other Business - 4-10's Work Week

Councilmember Kelepolo said the Personnel Committee met last week and discussed the 4-10's work week. The committee was triple divided between 4-10's, 8-5's, and a combination of both, allowing the office to be open Monday to Friday.

Mr. Oyler said he asked the departments involved for their observations and also for feedback from citizens.

Mr. Clark, Finance Office Director, said prior to the change he noticed many people rushing to get to the office before closing and many people waiting in the mornings for the office to open. Also, the lowest volume of residents visiting the city office occurred on Fridays. When the change to the 4-10's work week was implemented there was a learning process for citizens to learn we were closed on Friday. Others were pleased to find the office open during the extended hours. On average, 620 citizens were helped each month during the extended time frame. From April to July 1,821 citizens were helped during the extended time period. The public has become more aware of the time change. Peak times occur during lunch and after 5:00 p.m. If the city changed back to the 8-5's work week, the public would again have to learn the new hours. Mr. Clark said the public is better served with the extended work hours. Also, the employees take less personal time off during the week due to the fact they can complete personal business on Fridays.

Pat Nelson, Utility Clerk, said she believes the extended hours better serve the public. The comments she has received from residents are expressing appreciation for the extended hours.

Marty Warren, Cashier and Billing Clerk, said many people are happy the city is open late. They express concerns when they cannot pay on Friday and the bills are due. After it is explained to them the due dates are extended to Monday, they express appreciation.

Rich Cope, Cable TV and Utility Billing Clerk, said when the Monday to Thursday hours started there were complaints when residents came on Friday and found the office closed. There have been no complaints recently and residents have been asked how they feel about the change in hours. They express appreciation for the hours after work to talk with staff and pay bills. The office is truly busy during the extended hours. Mr. Cope said yesterday at 5:10 p.m. there were

many people lined up. He said the extra hours better serve the public.

Janeen Thomas, Finance Office Clerk, said she has received many calls expressing appreciation for the extended hours. She said there is morning activity with the highest increase between 5-6 p.m. She appreciates Friday to take care of her family appointments. She said the extended hours better serve the public.

Claire White, City Treasurer, said the 4-10's work week better serves the public. Also, scheduling is simplified since employees take less personal time.

Mr. Clark said if a 5-10's work week is implemented, additional staff will be necessary. The 4-10's work week provides favorable productivity and better serves the public.

Mr. Heap said the Engineering Department performs inspections on Fridays. Originally developers had concerns with scheduling inspections. Once they learned employees are available for Friday inspections the concerns were alleviated. There has been an increase in time savings. After the long weekend the employees are refreshed and ready for the next week's work.

Carolyn Burningham, Building Inspection Secretary, said the contractors and developers end their work day at 5:00 p.m. and they appreciate the time after work to come to the city office for permits. Also, residents getting building permits have appreciated time after they get home from work to get permits. Prior to the change, Fridays were always the slowest day of the week. Business during the evening hours continues to increase. Also inspections are done during extended hours, including Friday inspections on a limited basis. If calls are missed on Friday, they are accommodated in a timely manner. She said she also appreciates the 4-10's work week.

Mr. Baker, City Attorney, said he is part of the State Court system and the judges rotate to the various cities. Mr. Baker said on court days many people come in before 8:00 a.m. to meet with him. He said he has not received any complaints. He said his secretary, Angie Jackson, can address the comments from the public.

Mrs. Jackson, Legal Secretary, said there are numerous phone calls received after 5:00 p.m. following the service of civil papers. The callers express appreciation for the extended hours. Defendants appreciate the extended morning hours prior to court. The days are long but she notices it is easier to complete a project during the longer days. She said she has not heard many complaints and many positive comments have been received.

Mr. Robinson, Recreation Director, said out of 7 divisions is his office who work 4-10's it has worked fairly well for his staff. There have been no maintenance complaints.

Mrs. Bradford, Assistant Recreation Director, said when the city started the 4-10's schedule the days were long. However, the employees enjoy the 4-10's schedule and use less personal time during the work week. There were additional adjustments with the schedule change for the Recreation Office since they have programs running each day. She said she tracked the number of invoices received during extended hours. Twelve percent of invoices were received during the extended hours.

Mr. Pierson said he liked the 8:00 a.m. to 5:00 p.m. work schedule. However, he returns the majority of his calls during his lunch break since the time he takes for lunch is reduced. He receives many zoning calls and does receive calls during the extended evening hours. Fridays were his catch up day because they were so slow. He said he has positive and negative feelings toward the 4-10's work week.

Mr. Oyler reviewed the surrounding cities on the 4-10's work week. Each of these cities said they do not anticipate changing their work hours. Payson City is the most recent to change to the 4-10's work week and they are currently receiving feedback from residents. All of the cities said they are pleased with the 4-10's-ten work week and citizens appreciate the extended hours. Some smaller communities rotate the 4-10's work week and are open on Fridays as well.

Councilmember Sorensen asked when crews are called out on Fridays to address problems are we accumulating more overtime hours.

Mr. Heap said he is only aware of a couple times where crews were called out and it occurred after hours anyway. He said there is always an employee on call. Overtime hours this last year were slightly lower than in past years.

Councilmember Barber asked if the Public Works Department changed their schedule when the 4-10's work week was implemented.

Mr. Heap said they eliminated the staggered 4-10's. He said it is better having all the crews available during the Monday to Thursday 4-10's.

Councilmember Barber asked Councilmember Kelepolo for the reason why the 4-10's work week was implemented.

Councilmember Kelepolo said the city council wanted to see if the public could be better served. It was determined to try the 4-10's work week with an evaluation after one year.

Mr. Oyler said it was to determine if the public could be better served by extending the hours. There was some discussion concerning the cost savings but the main determination was to better serve the public. There were some concerns expressed that the extended hours would be an imposition on the employees.

Councilmember Kelepolo said the fact that Fridays were the slowest day also helped make the determination.

Mr. Oyler also said the billing office requires coverage of at least two employees. Other departments may be more flexible or less flexible.

Councilmember Wadsworth said the principle behind the hours should provide the greatest amount of good for the greatest amount of people. He would like to create a survey of the citizens. He has talked with citizens who are not in favor of the extended hours.

Councilmember Kelepolo said he is not opposed to additional input, but when we decide we

should not vacillate. He also said if a survey is sent to the citizens, those who reply will most likely be those who are not happy with the hours. He has received only one complaint and it was immediately following the change in hours.

Councilmember Christensen said when he met with staff he mentioned opening the office for 9 hours Monday through Thursday and 4 hours on Friday. He agreed the extended hours better serve the public.

Councilmember Sorensen said he likes the extended hours to allow citizens to come in before and after work. He has received comments desiring the employees to be available on Fridays.

Councilmember Wadsworth said a minimal staff on Friday, may be possible.

Mr. Oyler said he would like to hear from the city council as to the specific comments from citizens. It is clear the extended hours better serve the public.

Councilmember Kelepolo suggested the city council visit the office during the extended hours and ask the citizens.

Mayor Barney said the perception is the extended hours are for the employees and not the citizens.

Mr. Oyler said the extended hours will have been in place for a full year tomorrow.

Councilmember Barber said a deadline should be set for a decision.

Mayor Barney said Mr. Oyler suggested the city council find out the reasons why citizens disagree with the 4-10's.

Councilmember Kelepolo said more important than a time line is to decide and avoid numerous changes in the hours of operation.

Councilmember Wadsworth said 60 days should be adequate to allow a survey to be completed.

Councilmember Barber said the survey should be done by someone independent from the city.

Mr. Oyler said a class from Brigham Young University (BYU) could complete the study. It would be a good exercise for a Master's program.

All the city council members agreed with the possibility of a survey performed by BYU students as an independent study.

Mr. Oyler said he will contact BYU tomorrow and provide additional information at the next city council meeting.

Other Business - Police Vehicle Policy

Councilmember Kelepolo said to have police vehicles around town reminds people to obey the law and also helps make citizens feel more safe. The downside is allowing police to drive their police vehicles for personal use. He asked what the perception is by the public and what is the liability in case of an accident.

Chief Rosenbaum said many cities in the State and across the country are trying to get police vehicles to be more visible within the cities. Part of this includes relaxing the policies concerning the personal use of police vehicles. He presented a potential policy compiled from various policies from other cities. The base questions are: What is the benefit to the city? Is it worth it? What is the cost involved? What is the public perception? He provided a copy of the current city policy. Chief Rosenbaum reviewed the proposed changes to the police vehicle policy. This program increases the visibility of police vehicles within the city. Most cities in the State are allowing personal use of police vehicles. He is not sure how the personal use affects liability and insurance costs. It is a great asset but it may come at a cost including the public perception. He said personally it makes a difference to him when he is driving and he sees a police car. This policy is a proposal for the city council to review. This is just a place to start.

Councilmember Kelepolo said he works at the school and there is a comfort level knowing a police officer is near. There will be additional mileage and use on the vehicles. He also was concerned with having any family members or others in the police cars. He agrees with officers using the cars for personal use with no passengers.

Councilmember Barber said he brought this proposal up. It came from city police officers who asked why we do not allow personal use of police vehicles. He said he asked our police officers. He suggested allowing use of police vehicles with passengers upon approval from their supervisor.

Councilmember Kelepolo said the purpose of the policy is to increase the visibility of the police vehicles.

Councilmember Christensen said the current city vehicle policy allows no passengers in any city vehicles. If the change is made for police officers, it should be considered for all city vehicles.

Councilmember Kelepolo said two members of the Personnel Committee were against the new policy and one member was unsure. He suggested a review during the next city council meeting.

Other Business

Mr. Heap said they have been tracking pressurized irrigation and culinary water usage. The projections for culinary water fluctuated. The projections for pressurized irrigation usage were over one month and under the next. They will continue to track the usage through October and November and will provide the information to the Utility Board for any rate recommendations. Mr. Heap said negotiations are currently taking place with the Utah Valley Water Conservancy District. He said he will provide a copy of the proposed contract during the next city council meeting. Once the contract is in place they will be anxious to get the pipe line down the canyon. He said it appears the Jordan Valley Water Conservancy District and the Metro Water District are being very fair.

Councilmember Sorensen said the Rotary Club has asked to use the Fairgrounds for a benefit's concert. He asked the members of the city council to think about.

Adjournment to Executive Session

Councilmember Kelepolo made a **motion** to adjourn to an executive session of city council meeting to discuss land issues. Councilmember Sorensen **seconded**, the motion **passed** unanimously, and the meeting adjourned at 9:20 p.m.

Connie Swain, Deputy Recorder

Approved: September 7, 2004