

Approved Minutes
Spanish Fork City Council Meeting
October 11, 2005

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

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

Staff Members Present: David A. Oyler, City Manager; S. Junior Baker, City Attorney; Richard J. Heap, Engineering/Public Works Director; Kent R. Clark, Finance Director/Recorder; Seth J. Perrins, Assistant City Manager; Dee Rosenbaum, Public Safety Director; Marlo Smith, Engineering Secretary.

Citizens Present: Karen Hill, Royden Hill, Wayne Anderson, Cindy Robertson, Brian Redd, Mrs. Redd and Mary Isaac.

Canvass of Election

Mr. Clark discussed the election tabulation forms are similar to those used the night of the primary elections, the only thing that has changed since election night is the absentee ballots which are only included if postmarked before Tuesday, October 4, 2005. Utah County helps to decide the outcome of the provisional ballots. There were 54 provisional ballots received and 47 of the 54 were valid. Once Utah County determines the provisional ballots are valid they are opened and counted.

Mr. Clark then distributed an updated election tabulation form.

**Councilmember Christensen arrived 6:04 pm*

Mr. Clark described the canvass of elections and the procedures taken.

Mr. Clark asked the Mayor and Councilmembers to review the canvass and then when comfortable with the numbers, make a motion to accept the canvass.

Mayor Barney and the Councilmembers reviewed the canvass of each district and the provisional votes.

Councilmember Barber asked Mr. Clark what disqualifies the provisional votes. Mr. Clark explained the process to consider a provisional vote and the different disqualifications which can be when the voter was registered to late or when the absentee ballot was postmarked.

Councilmember Wadsworth asked why voters were only allowed to vote for two councilmember seats. Mr. Clark stated that the requirement is to vote for the number of seats open.

Mr. Clark explained that if someone voted for one mayor, but three councilmembers then the section of the councilmembers would be counted, but the vote for the mayor would stay active.

Discussion took place regarding the buildings used for polling places.

Mr. Clark explained there were a lot of good comments on using the Senior Center for a polling place instead of the Library. Mr. Clark is going to suggest to Utah County to also use the Senior Center versus the Library.

Councilmember Wadsworth asked if the polling places are published in the Daily Herald.

Mr. Clark said the polling places are always published in the Spanish Fork Press and in the city bill.

Councilmember Kelepolo made a **motion** to accept the Canvass of Elections as presented. Councilmember Sorensen **seconded**, and the motion **passed** with a unanimous vote. Following a roll call vote the unanimous vote was confirmed.

Charter School Utility & Transportation Update

Mr. Heap discussed that when the City Council approved the Charter School a condition was set for no public road access onto Mill Road, but only for emergency vehicle access and to provide a fence or gate. The parents of the Charter School are using the graded emergency vehicle access onto Mill Road which was not approved for continuous traffic. It is still a ways out before the City could take the bond money to put the gate up. Mr. Heap observed today the amount of traffic from the Charter School using the graded road to turn south onto Mill Road. The City has received many complaints from the parents of the children attending the Charter School indicating problems getting in and out of the school area. The City has also received complaints from the Quail Hollow residents getting onto Del Monte and complaints from residents on Mill Road for not enforcing the no access onto Mill Road condition set by City Council.

Mr. Heap discussed that due to the condition set by City Council to not allow access onto Mill Road a few ideas have been brought up. One idea was for jersey barriers across the emergency access. The problem with jersey barriers, they wouldn't allow access for emergency vehicles.

Mayor Barney stated that the school has only been in construction a short time. All the roads spoken of are not done. Discussion regarding the improvements to 900 South and the river bridge were discussed. The estimated open date for the river bridge is the week of October 31, 2005.

Mr. Heap stated that to meet City Council requirements for not allowing access onto Mill Road would be to install a snow fence along Mill Road, then emergency vehicles can still get through. Mr. Heap is asking for direction from the City Council.

Mayor Barney said the safety of children around the construction equipment is the biggest concern. Mr. Heap can't decide where the children will go, he has watched children go across

the construction to meet there parents who are parked on Mill Road.

Discussion took place regarding the snow fence and the emergency accessibility.

Mr. Oyler doesn't want to see a delay for the emergency vehicles to get into the property.

Councilmember Kelepolo is in favor of installing the snow fence.

Councilmember Wadsworth feels that once 900 South is open it will alleviate a lot of problems.

Mayor Barney empathizes for the need to get the school open, but for the safety of the children the school should have waited to open until the construction was completed.

Councilmember Wadsworth asked about the light at the intersection of Del Monte Road and Arrowhead Trail.

Mr. Heap stated a request from the City has been sent to UDOT and a traffic study will be done when the construction is done so the traffic study will be accurate.

Discussion took place regarding the future development of the roads in the area.

Councilmember Kelepolo stated he is in favor of the snow fence, with agreement from Councilmembers Sorensen, Wadsworth, Christensen and Barber.

Mr. Heap said he will have a crew install the snow fence tomorrow morning.

Discussion took place regarding the power generator at the Charter School. The conduit boxes aren't to the City's specifications. When slipping the curb the contractor hit a conduit. Eleven street lights still need to be installed and then the City can energize power. Due to the lack of curb & gutter down Del Monte a letter from Charter School accepting liability for the location and height of secondary boxes was required. The generator went down last week and school cancelled.

Other Business

Mayor Barney would like to thank the Arts Council for Harvest Moon Hurrah. Mayor Barney stated that it was a job well done and it says a lot for the volunteers of this community.

Adjournment to Executive Session

Councilmember Sorensen made a **motion** to adjourn to Executive Session. Councilmember Kelepolo **seconded**, and the motion **passed** with a unanimous vote. The meeting adjourned at 6:48 p.m.

Marlo Smith, Engineering Secretary

Approved: November 1, 2005