

**Adopted Minutes
Spanish Fork City Council Meeting
June 6, 2006**

Elected Officials Present: Mayor Joe L Thomas, Councilmember's G. Wayne Andersen, Steven M. Leifson, Seth V. Sorensen, Matthew D. Barber, Councilman Chris C. Wadsworth was excused.

Staff Members Present: Mark Byers, Animal Control Officer; David Oyler, City Manager; Seth Perrins, Assistant City Manager; Richard Heap, Public Works Director; Junior Baker, City Attorney; Kent Clark, City Recorder, Pam Jackson, Library Director; Kimberly Robinson, Deputy Recorder

Citizens Present: Ginger Fenton, Gary Fenton, Jared West, Richard Evans, Kim Pierce, Janet Pierce, Dennis Mitchell, Jackie Mitchell, Royden Hill, David Grotegut, Janis Nielson, Charlene Pugh, Timbre Keliiliki, Rebecca Belo, Raychellene Talbott, Keri Meservey, Jeremy Twitchell, Dana Robinson, Tony Grunado, Mark Dixon, Mackay Asay, Nathan Simpson

CALL TO ORDER

The meeting was called to order by Mayor Thomas at 6:05 p.m.

PLEDGE

The pledge of allegiance was led by Councilman Sorensen.

OPENING CEREMONY, RECOGNITIONS:

Miss Spanish Fork Royalty

Mayor Thomas introduced the Miss Spanish Fork Royalty. Keri Meservy, executive director of the Miss Spanish Fork pageant, Raychellene Talbott Co-Director; Queen Timbre Keliiliki, Rebecca Belo 2nd attendant, and Charlene Pugh 1st attendant.

Councilman Andersen asked what was the first event Queen Keliiliki had participated in.

Ms. Keliiliki said she helped with the Veterans Memorial. The next events they will participate in are the parades in Orem and Springville.

Ms. Keliiliki said the platform she ran for was battling childhood obesity through education and dance.

Mayor Thomas asked Ms. Keliiliki to let the Council know what they can do to help.

Spanish Fork Dons 5A State Champions Baseball Team

Mayor Thomas introduced the Spanish Fork Dons 5A State Champions Boys Baseball team. He explained this was their first year competing in 5A and they have taken a clean sweep across the board for both softball and baseball state champions this year.

Coach Whites introduced the team. They thanked the City Council for recognizing them and for the celebration down Main Street. They appreciate the support because Spanish Fork takes their baseball and softball seriously.

Councilman Barber said Zac was his cousin and the way he was honored throughout the year and the championship game really meant a lot for the family, he expressed his appreciation.

Councilman Leifson thanked the teams for representing the City.

Spanish Fork Dons 5A State Champions Softball Team

Mayor Thomas introduced the softball team who won first in state.

Coach Andrews thanked the Council and for the parade down main street. He also thanked the Fire Department, Police Department, and the Ambulance. He said they were excited taking championship, it is hard to do. They had to be good and lucky. They really appreciate the support received from the City. He credited that it takes the whole City and everyone in town gets a part of the trophy's. He then introduced the team.

Mayor Thomas thanked the players for their hard work.

The Council then honored both teams for their accomplishments.

PUBLIC COMMENTS:

Dana Robinson

Mr. Robinson, Vice President of the Spanish Fork Arts Council made the official announcement that the Nebo Phil Harmonic Orchestra with maestro Benjamin K. Winkler will be looking for talented musicians. Auditions will be held at the High Chaparral June 20, 21, 23, 24 those interested can make an appointment to audition. Visit the City website www.spanishfork.org under Arts Council to find all the information. He feels this is a great opportunity for the South County area to be involved. He also stated that he appreciates the Cities support.

Ginger and Gary Fenton

Ms. Fenton addressed Ordinance 05-06 and asked for time to speak later before the Council makes final decisions on the agenda item.

Mr. Fenton explained the situation. They moved from Arizona and purchased a home in Spanish Fork they contacted a realtor and asked them to research to ensure they moved somewhere that allows 4 dogs in a residence. After they moved and registered the dogs

they spoke with Officer Byers who informed them that they were in violation of the code. Mr. Fenton said it happened so quickly they had to rely on a realtor to get the information allowing them to own four dogs. They own four Labrador retrievers.

Mayor Thomas said the Council will give them time later during the agenda item to discuss the issue.

Councilman Barber made a **motion** to move to the public hearing at 6:23 p.m. Councilman Sorenson **seconded** and the motion **passed** all in favor.

PUBLIC HEARINGS:

Ensign Bickford

Mr. Anderson explained the proposal located at 1800 South Highway 6, it is the only property currently zoned I-3. The explosive company's use is coming to an end. The city has proposed to bring the area to an I-1 zoning instead of the I-3 designation it currently has.

Mayor Thomas asked if the area proposed was all owned by Ensign Bickford.

It was clarified that the city did own a section of the property.

Mr. Nielson explained the City owns some of the property to the west of the railroad track.

Councilman Andersen noted that the management of the company had no concerns with the change.

Mayor Thomas asked for any public comment on the issue.

Dennis Mitchell

Mr. Mitchell explained if the Council does zone the property I-1 light industrial, will the clean up still be done.

Mayor Thomas stated they are currently in the clean up process, and the state is monitoring the process very closely. There were some contaminants from the previous owners in the soil and they are continuing to clean up the area.

Councilman Andersen made a **motion** to approve the rezone of 575.95 acres of the Ensign Bickford property located at approximately 1800 South Highway 6 to I-1 light Industrial. Councilman Sorensen **seconded** and the motion **passed** all in favor.

Mapleton Bench

Mr. Anderson explained the proposed annexation is made up of over 125 acres and many different owners. He explained the City has already approved a number of plats, in conjunction with the Nebo School District constructing a high school within the proposed annexation area. There are plans by various development groups to develop the lands immediately surrounding the area. The annexation applicant is requesting an R-1-12 zoning which is consistent with the General Plan. Staffs recommendation is to approve the annexation with an R-1-12 zoning designation.

Councilman Andersen asked that as part of the R-1-12 zoning can they utilize the density to allow for multifamily housing.

Mr. Anderson explained that the Cities Master Plan Development does allow them to exceed the 3.5 units per acre, with a Master Plan Development and because of that they can pursue multi family housing.

Councilman Andersen said it disturbs him that people are getting approved with one density amount and then adding to the amount at a later date.

Mr. Baker clarified that with the master plan development they can start with the 2.5 units per acre and they can go up to 3.5 units per acre but no more then that.

Mayor Thomas said the applicant can petition to create a Master Plan Development but they cannot do more density than is allowed in the General Plan.

Mr. Baker said they can petition to change the General Plan and the zoning if they want to.

Councilman Leifson stated the Haycock property is now included in the petition but that the original application did not show them as part of the annexation.

Councilman Barber asked what the density would be.

Mr. Anderson stated the R-1-12 zone is the only zone that allows a density of 2.6 units per acre.

Kim and Janet Pierce

Ms. Pierce thinks the process is misleading. She feels for it to be an R-1-12 zoning and already allow for a high density they should not be allowed to create a Master Planned Development so they can achieve more density or they should at least build what they say they are going to build. They need to be upfront about what they are doing if they are going to have a higher density they need to say they are planning on it at the beginning and not change later and say they are adding more density because they can.

Mr. Baker stated that a master plan development will allow for some twin homes and town homes to be built.

Ms. Pierce explained that the property owners end up working together in order to get the higher density.

Mr. Pierce feels it is misleading they are trying to get the development created with as much gain as possible and not trying to meet the surrounding area.

Ms. Pierce asked that the developers do what they say they are going to do. She also feels the city should make the developers match the same type of development as the surrounding areas. Ms. Pierce stated that they are asking to try to maintain the higher quality of life that exists in that area.

Mr. Simpson represents the group developing the southern portion of the property. They support a lot of the comments made by the Pierces. They plan to stay with the 2.5 to 3.5 units per acre which will include some town homes. They plan on putting town homes by the railroad tracks. The larger lots around 12,000 square feet will be to the north side of the development. They will build a park, detention basin, and a walking trail. He reminded that this is merely a proposal but that it gives an idea of what they are trying to accomplish.

Mr. Pierce wants clarification on the types of homes that will be built and asked that they match the surrounding area.

Mr. Simpson stated they will have around the 3.5 units per acre. He assumes the buildings will be two story homes.

Mr. Pierce asked to have in writing what the developer is proposing. He has seen developers come in and try to get the most money out of the development and not do what they said they were going to do when they proposed the project.

Mayor Thomas stated that we are faced with a tremendous amount of growth and the lots continue to get smaller to handle that growth. He feels everyone needs to work together to do something that is reasonable for all involved.

Councilman Barber reminded at this point the application only deals with the annexation part of the development.

Mr. Baker agreed that there would be no development approval at this meeting only the annexation.

Councilman Andersen asked for clarification that they will do what they have proposed to do. He wants to see them stick to the proposal and not change it midstream. He thinks if they want more density they need to ask for it up front. He wants the developers to come present what they are planning on doing and not change it later.

Mr. Simpson explained they had worked with Emil Pierson the previous City Planner. They had included in the annexation application packet pictures of the projects they are proposing.

Ms. Pierce asked if the current sewer and water system are prepared to handle this type of growth.

Mr. Nielson stated the sewer plan expansion will handle the proposed area. The sewer trunk lines are part of Mapleton so they contribute into their system.

Mr. Grotegut said they are looking to make 15,000 square foot lots in his development. He is concerned that the Haycocks property will only allow them to put in so many lots in an R-1-9 zone. He also stated the utilities are being brought through the Sunny Ridge Development.

Mr. Anderson explained the preliminary plat called Spanish Highlands requesting a zone change to an R-1-12 zoning designation for a Master Planned Development. The developers are able to change the lot sizes by meeting the requirements of a Master Plan Development.

Councilman Barber clarified this would only be annexed in as a specific zone and the next step would be the development proposals. He also asked for information on the trails systems.

Mr. Anderson explained the Nebo School Districts plans for construction of the high school. They plan for the infrastructure to be at the site prior to the construction of the high school. He explained there had been a lot of discussion at the Development Review Committee and the Planning Commission meetings regarding these issues. There was discussion to draft in time frames for the infrastructure construction and installation to be completed.

Councilman Barber clarified that at the development of a plat they can require certain time frames for things to be built. He then asked if there were time frames tied to the Spanish Fields plat.

Mr. Oyler stated the Commission had tied requirements to the Spanish Fields plat.

Ms. Pierce asked if there was any kind of regulation to let the property owners know about the plat approvals.

Mr. Baker explained the ordinance does require a neighborhood meeting with property owners within 500 ft. They must provide who attended the meeting, what letters were sent out, and the minutes of the meeting.

Councilman Leifson made a **motion** to approve the proposed Maple Bench Annexation approximately located at 2000 East 400 North subject to the following conditions:

1. That the development meets the City's construction and development standards.
2. That the master planned trails be constructed with the development of the properties.
3. That 130 North be constructed within two years.

Councilman Barber **seconded** the motion **passed** all in favor.

Public Hearing to Receive Comment with Regard to the Cities Proposed Issuance of Sales Tax Bonds in the Approximate Amount of \$14,000,000.

Mr. Clark introduced Ballard Spahr, Andrews and Ingersoll the cities Bond Council. They were involved in helping draft the bond documents.

Jackie Mitchell

Ms. Mitchell understands that they need the court building and the police building. She thought the cities cost was \$8 million not \$14 million.

Councilman Andersen explained that the cities portion of the payment was for the police section and the court will pay for their part of the building.

Mayor Thomas said the city will still have to bond for the entire payment and they would then be reimbursed by the County.

Councilman Andersen explained the bond would only be for up to \$14 million dollars. They want to make sure there is enough money to cover the costs involved. It will not exceed the set amount and it could potentially be less. Just because the Council gives approval for that amount of money doesn't mean they will bond for the full amount.

Mayor Thomas clarified the City will only be able to bond for up to \$14 million. There are some potential land trades and reserve funds available to help pay the cost.

Ms. Mitchell said they should build the facility on land the city already owns.

Mayor Thomas stated if the new building was put behind K-mart it would potentially be a resource to that area.

Councilman Sorensen explained they are still weighing out the costs involved with building on the landfill area.

Mayor Thomas explained they are looking at all the options and maximizing them.

Ms. Mitchell said she heard they plan to build a new City building.

Councilman Sorensen stated that a new City building has not been discussed at this point.

Councilman Andersen said the rumor was false.

Mayor Thomas stated that with the court moving out of the current building the extra space can be utilized and the city will gain more room.

Ms. Mitchell asked if they are still looking to build the new police building in phases like the proposal at the budget work session.

Mayor Thomas explained they are looking to build in phases to help minimize the cost at the present time.

Ms. Mitchell asked what they will be doing with the current police building.

Councilman Barber stated discussion has been made to possibly sell the police station and use that money towards the new building.

Ms. Mitchell would like some assurance the Council will try keep the budget down.

Mayor Thomas stated they are looking at many different ways to save money in the budget.

Pat Parkinson

Ms. Parkinson hates the thought of the city being in debt. It seems to her the project proposal is physically sound and she appreciates the effort that has been made by the Council.

Mayor Thomas appreciates all the public comments. He encourages everyone to get involved they can reach the Council at council@spanishfork.org.

Fiscal Year 2007 Budget

Mr. Oyler explained last month the tentative budget was presented to the Council. The public has had a chance to address their concerns.

Mr. Oyler explained that the budget process takes time to review. The department directors are available to give a short explanation regarding the changes to the budget.

Councilman Leifson said he would like the Department Heads to give a brief overview of the changes made to the budget.

Councilman Andersen explained the meeting was mainly for the public and he wants to make sure they get a chance to address their concerns.

Ms. Mitchell

Ms. Mitchell said she had read through the budget online and was wondering if it is proposed that the employees benefits will increase by 11%.

Councilman Sorensen said the increase was shared equally between the benefits as a whole.

Ms. Mitchell said the retirement issues concern her because of the proposed amounts.

Mayor Thomas explained the state mandates 11.59% to be added to the Utah Retirement Systems. The City has opted to pay the difference between the old required rate and the new one. He hopes the employees will continue to be compensated fairly.

Councilman Sorensen believes that not only the police officers should be compensated for having a high risk job but the electrical lineman as well.

Councilman Andersen added that the treatment plant staff are also at a risk of being exposed. He does not feel they can pick and choose the rates and who does and does not get them. He reminded that at one time the state had mandated the rate at 17.9%, they allowed the cities to maintain it at that level if they chose to do so. Benefits have to be looked at in whole because sometimes the insurance costs are not as good for the employees. You have to look at the whole benefit package and determine whether or not it is reasonable.

Mayor Thomas feels there are two job areas that have high risks sewer plant and electric lineman. He feels the city is offering benefits higher than the citizen's package.

Councilman Sorensen said if you run the statistics Spanish Fork has less employees per capita and they have to pull more weight. We as a city have more services to offer and with that they expect more out of the employees than other cities do.

Ms. Mitchell asked if the benefit amount change is still under consideration.

Mayor Thomas said they are looking at adopting the budget, but that it is open to be changed. If they feel they need to change it they can do so at a later time. It is his hope the public will continue to be involved with the budget process.

Ms. Mitchell asked how they can give the Council information.

Mayor Thomas said the Council can be reached at council@spanishfork.org.

Ms. Mitchell clarified that if they prepare data they can bring it to the Council for their review.

Mayor Thomas said each member of the Council has to continually learn and receive education and if citizens want to present information they are welcome to do so.

Councilman Barber stated this was the public hearing for the budget. It will not be adopted for another two weeks.

Mayor Thomas said it is his intent to have greater communication between the city and the citizens.

Mark Dixon

Mr. Dixon commented about public employees. He stated that he used to have fantastic retirement benefits but in the private sector they no longer exist. He stated he pays for his benefits himself. He said that his medical insurance used to be fully paid and now he pays the first \$10,000. He feels there is risk in every job. He thinks the benefits amounts are excessive. The benefits come from his taxes and he would like to see the Council use responsibility in the amounts of benefits they offer.

Pat Parkinson

Ms. Parkinson said it bothers her that some of the Councilmembers campaigned on the issue that the benefits are too high. It causes her consternation that the first budget out the amount is the same. She works at Wasatch Health and has been #1 on a person's hit list, she feels there is risk in every job. She feels 18% is way too much because they only get 4% or 2% at Wasatch Health. She stated that if the employees are only staying for the money and the benefits then they are there for the wrong reasons. She feels the work that we do is not just for the benefits she wants people that have their heart in their work. She sees inconsistency between what has been campaigned for and the budget proposed.

Mayor Thomas agreed with the campaign issues with the exception of those that are at risk in their jobs.

Councilman Sorensen feels he is looking ahead for his children in the future. Hopefully Spanish Fork will still be the same City as the Council has hoped it would be.

Ms. Parkinson agrees but feels the employee's retirement taints it.

Royden Hill

Mr. Hill stated when he makes a budget he figure's out how much money there is and then figure out where it should go. He feels the Council needs to cut the budget where it can be cut. He thinks the water fees are terrible and hopes to get the system paid off so the Pressurized Irrigation water is not paid by everyone.

Ms. Parkinson asked the Council to please be careful with her money.

Angie Jackson

Ms. Jackson stated that she is tired of the same things being debated over. 80% of the city staff are tax payers in this community and there are more important issues such as sewer and electrical to be discussed. Her husband took a \$9 an hour cut in pay to work for Spanish Fork City. They have been fortunate enough to be employed by this city. She stated the staff morale is low right now because of these ongoing issues. She was put on the personnel committee and is eager to help. They love Spanish Fork and are disappointed with the residents and how they are treating the staff who are also residents. This City has very dedicated staff and employees.

Councilman Sorensen feels the Council is making the decisions, but the staff takes the heat for it. He feels it is not fair.

Mayor Thomas said all he wants is fairness.

Ms. Jackson stated the analysis's are done and they come back the same. She does not feel they need to be going over and over the same issues when there are bigger ones for the Council to take care of.

Councilman Andersen said they have to consider the competition for City employees comes from the other cities. They have to look at where the competition is in comparison. He feels they have to consider the private sector, but they cannot forget to look at other cities because that is their main competition for staff.

Councilman Sorensen said the private sector makes higher wages than the public sector.

Ms. Jackson agrees the focus needs to stay on fairness and not on what someone promised they would do. She hopes the issues will quit being debated, and they will positively move forward. She feels if decisions have been made in the past they need to move forward to the future. We can never please everyone. She hopes they can move forward and shine instead of debating the same issues.

Councilman Andersen said he doesn't get the e-mails concerning the budget or the police building. He has not received one e-mail from a citizen in the community one way or the other dealing with those issues. No one has taken the time to send one e-mail concerning any of it to him. If there is going to be a lot of complaints and uproar he has not seen the information because it doesn't come to him.

Ms. Jackson said she understands the City Council does not have an easy job, she hopes they remember to move forward in their decision making.

Ms. Fenton asked for the e-mail address information for the Council.

Mayor Thomas stated they can be reached at council@spanishfork.org and council@sfcn.org

Mayor Thomas said that at all the meetings he asks the public to contact the Council. He said the e-mail is the best way if they can. He tries to talk to people in the supermarkets and stores to get feedback.

Councilman Leifson said South Jordan e-mailed him and commended the workers on the cemetery, he feels there are great citizens and great employees, they are here working hard not because of money or benefits but because they are citizens that live here and are willing to do what they have to to make Spanish Fork great.

Pat Parkinson

Ms. Parkinson said she feels the reason people don't want to speak up is because of a lack of sense of empowerment and intimidation at the meetings.

Councilman Andersen said he spent a great deal of time and effort studying the issues. He was trying to put out information to the public to let them know why he decided to take a side on the issue.

Pat Parkinson

Ms. Parkinson feels it is ok for all of us to study the issue, and come to different conclusions.

Rick Evans

Mr. Evans has read every page of the budget and every page of the supporting spread sheet that goes behind it. He didn't understand it. He is a former civil service employee, and has been on the public side, wages in public sector are not good but the benefits make up for it. Potentially benefits help make up for lower salaries. He knows this has been an issue for the last three elections and some have campaigned on the issue of compensation. He would like someone to come to the meeting and explain why they pay 6% higher than the state requirement. He is frustrated that no one is able to say why. We all work hard employees feel underpaid and undervalued. The question is if someone would explain definitively with real numbers and a narrative why the city has chosen to do what they do. He agrees there are more big issues that need to be discussed. He feels that the difference the city pays then the state is a lot of money. He feels the folks that raise the issue would like to know why it is done. He does not feel the employees are underpaid or overpaid, he just thinks people need to understand it.

Councilman Sorensen explained the salary survey regarding the wages. They look at what the other cities are paying, cities of similar sizes, they find the range and position the employees in the middle, all increases are merit driven.

Mayor Thomas feels the key is to get involved. He feels a difference of opinion is healthy. They need the public's help and he asked that they get involved.

Councilman Leifson replied to Mr. Evans comments, he said the staff can explain why they do what they do.

Mr. Evans said he doesn't argue that it is wrong he would just like to understand why it is done the way it is.

ADJOURN TO RDA MEETING:

Councilman Barber made a **motion** to move out of the public hearing and into the Redevelopment Agency Meeting. Councilman Sorensen **seconded** and the motion **passed** all in favor at 8:12 p.m.

Councilman Barber made a **motion** to close the public hearing and adjourn RDA. Councilman Leifson **seconded** and the motion **passed** all in favor at 8:22 p.m.

CONSENT ITEMS:

- a. Spanish Fork City Council Minutes – April 18, 2006
- b. Dairy Barn Lease Agreement - Tabled by Mayor Thomas.
- c. Fiesta Days Contract – Daily Herald Sponsorship and Open Air Cinema

Councilman Sorensen made a **motion** to accept the consent items “a” and “c” Councilman Andersen **seconded** and the motion **passed** all in favor.

NEW BUSINESS:

Interlocal Agreement United States Housing

Mr. Baker explained the agreement and who it was with. He explained this agreement helps the cities meet the government requirement for residential housing. This qualifies the city for more federal dollars to qualify for more funds for affordable housing. This agreement makes Provo the head of the funds. We appoint a representative for the board, he recommends the reappointment of Jed Mitchell to the board. The agreement starts this fall and runs for three years.

Councilman Sorensen made a **motion** to authorize the Mayor to execute the interlocal agreement and to appoint Jed Mitchell as the representative. Councilman Leifson **seconded** and the motion **passed** all in favor.

Thompson Annexation Agreement

Mr. Anderson stated this petition is before the Council to either accept or deny the petition. At the conclusion of the protest period a public hearing will be held.

Councilman Andersen made a **motion** to accept the proposal for further study. Councilman Sorensen **seconded** and the motion **passed** all in favor.

Councilman Barber Excused Himself at 8:25 pm

Staker Parsons Annexation

This item was not discussed at the meeting.

Ordinance 05-06 – Amending the Kennel

Mr. Baker explained the change to the ordinance allowing for kennel permits. He said Mr. Byers and Ms. Johnson drafted the ordinance together. This Ordinance will allow for a residential kennel permit allowing up to four animals in a residential zone. The

compliance officer advised strongly that it be left at no more than four animals. There were changes to the rules requiring 100 ft. away from another house and 50 ft. from the home. They do not have to be continually in that area they can be let out.

Mayor Thomas hopes there can be some additional adjustments made to this ordinance. He feels there are dog owners and lovers that don't have ½ acre lots. He feels the nuisance issue does not deal with issues today. He would like to see some changes to allow for owners that do not have any issues with the neighbors. He would also like those that are in non-compliance to be allowed to keep their dogs.

Mr. Baker stated the complaints in the past have been dogs.

Mayor Thomas feels the complaints have not come because of the number of dogs. He would oppose the fee being above and beyond the licensing fee's.

Mr. Baker explained the licensing helps to track the amount of dogs.

Councilman Andersen believes there are some instances where the animals are kept inside most of the time and he would like to see some flexibility in those cases.

Mayor Thomas stated he likes the number of four dogs allowed.

Mr. Byers noted some problems in the past with excessive amounts of dogs in a residence.

Mr. Baker clarified that the Council is comfortable with the ordinance, aside from the size of the lots and the fees.

Dave Olson

Mr. Olson feels if this ordinance is adopted they need to change the requirements for the noise ordinance as well.

Mayor Thomas asked if there is a warning issued before a citation is given.

Mr. Byers stated no warning is usually given. If they receive a complaint in writing they go ahead and issue the citation.

Mayor Thomas feels there should be some discretion for the officer to issue a warning.

Councilman Sorensen feels there should not be leniency on the number of dogs. If he is sleeping and has to call and complain, one barking or four barking dogs will still wake him up.

Mr. Evans stated that he doesn't understand the residential kennel permit requirements. Why does a residential kennel require 100 ft. from another home. He feels the definition needs to be clarified.

Mayor Thomas asked that the Fentons and Evans submit a draft ordinance and work with the attorney to create the ordinance.

Mr. Byers issued 20 violations for people that had too many dogs, that amount is driven by complaints.

Ms. Fenton said she was cited for the number of dogs they had.

Mayor Thomas said they should talk to him later and he will work on that issue. He also asked that they send a copy to the Council of the ordinance proposed.

Resolution 06-11 – Adopting Animal Control Bail Schedule

Mr. Byers stated that the change in the schedule in 1992 they changed the amount to \$25 for the first offense and then to make the second and third violation a lot higher amounts.

Mayor Thomas asked where the revenue goes.

Mr. Byers stated that the revenue goes to the city if it doesn't go to court. He also explained that by raising the number's it will help the owners to control the animals.

Councilman Andersen asked why the money would go to the State.

Mr. Baker stated the fee from the state is just what they require.

Mr. Byers said the fees will also help to pay for the new shelter.

Mayor Thomas asked when they have the first offense do they notify them and educate them.

Mr. Byers stated that he does give a handout when he issues a citation and they can add additional information to it if they want.

Councilman Leifson asked how the fees compare to other cities.

Mr. Byers stated they have done research on the other cities fees. He noted that Springville has a fee of \$299 for any offense even if it is the first.

Mayor Thomas asked if there are occasions that there is an option when the owners are doing their best and the dogs just simply got out.

Mr. Byers stated they exercise discretion when issuing citations.

Mayor Thomas stated the information will be available on the website at www.spanishfork.org.

Mountainland Association of Governments (MAG) Nebo Area Transport

Mr. Rifkin with Interplan Company gave a presentation on the road projections for the future of the south county area.

Mr. Rifkin said they have been working with the staff. Richard Nielson has been working with the committee. He also explained things will get worse before they get better.

The commuter rail system was discussed by Shawn Eliot with MAG. He said there are still discussions regarding the stations and where the system will actually go.

Mr. Rifkin explained the action items such as updating plans reserving rights of way etc.

Councilman Andersen asked how all this would be funded.

Mr. Rifkin stated that they will be looking at that over the next year, the legislature was generous this year and the funds will continue to grow over the next few years.

Mr. Eliot added that the legislature has given more funds to the roads.

Councilman Andersen stated it seems to him the most important thing is for right of ways to be acquired.

Mr. Eliot stated that the County has instituted some means to help towards those funds.

Chamber of Commerce & Rotary Club

Councilman Sorensen presented the golf tournament sponsorship to the Council on behalf of the Rotary Club and the Chamber of Commerce.

ADJOURN

Councilman Sorensen made a **motion** to adjourn to executive session to discuss Land Use and Personnel issues. Councilman Leifson **seconded** and the motion **passed** by a roll call vote all in favor at 9:16 p.m.

ATTEST:

Kimberly Robinson, Deputy Recorder