

**Adopted Minutes
Spanish Fork City Council Meeting
August 21, 2007**

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

Staff Present: Seth Perrins, Assistant City Manager; Junior Baker, City Attorney; Kent Clark, Finance Director; Dee Rosenbaum, Public Safety Director; Richard Heap, Public Works Director; Dave Anderson, City Planner; Kimberly Robinson, Deputy Recorder

Other: Alex Stone, Don Thomas, Steve Dudley, Steve Clayson, Betty Hunt, Joyce Webb, Mike Clayson, Cynthia Rees, Kevin Pritchett, Tyler Cope, Heather Campbell, Pat Parkinson, Chris Biesinger, Jim Biesinger, James Westwater, Tricia Partida

CALL TO ORDER, PLEDGE, OPENING CEREMONY:

Mayor Thomas called the meeting to order at 6:00 p.m.

Councilman Sorensen led in the pledge of allegiance.

PUBLIC COMMENT:

Mayor Thomas opened the meeting for public comment.

There was no public comment given at this time.

RECOGNITIONS:

Don Thomas

Mr. Thomas recognized Mr. Steve Dudley who is retiring from the ambulance crew with 32 years of service. He stated it will take a long time to replace someone that has brought so much to the crew. He appreciates all the service he has done over the years.

Mayor Thomas noted the thousands of volunteer hours given when serving on the ambulance crew.

Mr. Dudley started serving 32 years ago, his last shift was 32 years to the day. He added he has been serving on the same shift for 32 years.

COUNCIL COMMENTS:

Councilman Leifson met with the Parks and Recreation Committee to talk about the survey. He explained the feedback was very helpful and they will use it with the master park plan. The survey findings were very diverse with different age groups throughout the city. The pioneer historical cemetery is being restored and beautified. The developer

donated land and beautification for the project. The DUP will be raising funds for the statue in the park, and will be asking the city for a donation towards the park concept. It will be very nice and something to be proud of in our city. He encourages everyone to get involved in the primary election process and learn about the candidates; also, to make sure they know their precincts. Discussion was made regarding information on the candidates.

Councilman Barber noted August 27th is the last day to register to vote for the primary election.

Councilman Andersen reminded everyone to drive safely and be mindful that kids are back to school.

Mayor Thomas reported the press release for North Park is getting ready to go. With the elections two years ago there was not a whole lot of support for the candidates, and added there will be candidate information on the city website. It is his hope that everyone will get involved with the election and vote. The economic development committee and Mr. Pollei have worked hard to promote economic growth and provide information for businesses. We have some really good looking things coming economically for the city in the future. He noted ideas regarding legalizing the use of golf carts on the city back streets.

Mayor Thomas gave a Proclamation for professional truck driving, and noted how critical truck drivers are to our nation.

NEW BUSINESS:

Changes to Sign Ordinance

Mr. Anderson discussed the ability to allow designated candidates to place signage on specific city property. He then asked the Council for what they would like to see drafted for the ordinance change.

Councilman Andersen feels if they allow candidates to put signs on city property, information about each candidate should be placed, in order to allow equal exposure.

Mr. Anderson said there is a need to maintain equality and enforcement. That areas be designated on some type of a map as to where signs can be located on city property.

Councilman Leifson feels the signage should be limited to the same size.

Councilman Sorensen feels the city should promote the candidates, and by putting signs up he does not feel that promotes the candidates. He would like to see information instead of signage with a name. He is opposed to changing the regulations to where signage can be placed.

Councilman Andersen does not think it would hurt to have some sort of box with their literature in so they can find out about the candidate. It is important to find out what the candidates are about.

Councilman Sorensen feels he is more amenable to their information on the signs instead of just a name.

Mayor Thomas asked that the city make signs saying more information at www.spanishfork.org and also the election dates on them.

Councilman Sorensen feels it would be better to put something in with the utility bill because more people will see the newsletter than the signs.

Mr. Perrins reported the website is up and running and the newsletter will also be going out with more information regarding the candidates, election dates, maps etc.

Mayor Thomas asked about signs that would say vote and the date of the election so it can be changeable over the years.

Councilman Andersen is in favor of anything that encourages the voters to get out and vote.

Mr. Baker explained most cities have signage in the zoning ordinance but ours is not, which has made ours easier to manage. He asked if the Council would like it to go to the Planning Commission for a recommendation. As a Council they need direction on where the location should be and also a limit on the signage size to make it fair.

Mayor Thomas authorized Kent Clark to purchase some signs that are reusable for years to come that say “vote here” and a changeable date. He would also like information for them regarding signage size and location.

Councilman Leifson asked to keep the signage small and see how it goes, then go from there.

Mayor Thomas would like small signs saying “learn more at www.spanishfork.org”. One sign per location and polling locations with signs vote here, also signs that say the date. Then at designated areas the candidate signs should be allowed.

Mr. Clark explained we will have to get permission from the school district for allowable size and other restrictions.

Mr. Anderson asked for the Council to assign a member to meet with Staff on this subject.

Councilman Leifson volunteered to work with staff on the sign changes.

Board Appointments

Mayor Thomas moved to appoint Dan Degraw, Ruth Peay, and Shirly Oberg to the Seniors Board, also to appoint Duane Hutchings to the Fire and Ambulance Retirement Board.

Councilman Sorensen made a **motion** to appoint Dan Degraw, Ruth Peay, and Shirley Oberg to the Seniors Board, also to appoint Duane Hutchings to the Fire and Ambulance Retirement Board. Councilman Andersen **seconded** and the motion **passed** all in favor.

PUBLIC HEARINGS:

Councilman Sorensen made a **motion** to open the Public Hearing. Councilman Leifson **seconded** and the motion **passed** all in favor at 6:45 p.m.

Betty Hunt Zoning Text Amendment

Mr. Anderson explained the zoning text amendment changing from R-1-6 to Residential Office. The ultimate impact this would have is to allow a financial institution and provide two drive through bays on the property. He noted some of the surrounding residents have voiced concern with this request.

Mayor Thomas has received calls asking about the noise impact with the change of use on the property.

Mr. Anderson explained the applicant would be required to put a six foot masonry wall and ten feet of landscaping on their side of the property line.

Betty Hunt

Ms. Hunt owns the property and stated the neighbor to the west of the property is in favor of this project and has signed a letter stating so. She feels it will be a great improvement to the lot and to the community.

Pat Parkinson

Ms. Parkinson made a comment about changing rules for a single development she has an issue with that. She feels it seems like the city does it often.

Mike Clayson

Mr. Clayson works for the credit union, he has talked to a lot of people and they are excited for Pacific Horizon Credit Union to come in. He does not feel there will be a problem with the traffic.

Councilman Leifson does not see a problem for what they want to do, and feels like it is a good use. He does not see the use creating too much more traffic causing more of a problem.

Councilman Leifson made a **motion** to approve the Betty Hunt Zone Change and Zoning Text Amendment based the following findings:

Findings:

1. That the proposed changes allow for a use that is similar to the existing use of the subject property.
2. That the proposed Zone Change is consistent with the General Plan.
3. That by making the proposed Text Amendment, the City may address any site specific concerns on a case by case basis.

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

Tyler Cope Zoning Amendment

Mr. Anderson explained the zoning amendment requesting changing the zoning of the parcels including the city owned property to Commercial 2. The DRC and Planning Commission recommend approval.

This item was opened for public comment.

Kevin Pritchett

Mr. Pritchett owns property to the north, and is concerned to make sure they work with the plan so it is convenient for all to be involved.

Discussion was made regarding the notification for the adjacent property owners.

Councilman Andersen made a **motion** to approve the proposed Tyler Cope Zone Change request, changing the zoning at approximately 850 South Main Street from Residential Office to Commercial 2, based on the following findings:

Finding:

1. That the proposed Zone Change is consistent with the General Plan designation.
2. That the conceptual design represents the manner by which the property can be developed according to the City's requirements for the Commercial 2 zone.

Councilman Sorensen **seconded** and the motion **passed** all in favor.

Trails Master Plan

Mr. Anderson explained the history of the city trails master plan changes.

This item was opened for public comment.

Ms. Parkinson hopes the city will not allow six foot sidewalks and that they make them more of a winding trail.

Jim Beisinger

Mr. Beisinger asked that the trails be equine friendly.

Mr. Heap stated there will be some equine friendly trails but most of the trails are not designed as such.

Councilman Sorensen made a **motion** to approve the trails master plan. Councilman Andersen **seconded** and the motion **passed** all in favor.

Councilman Sorensen made a **motion** to close the public hearing. Councilman Barber **seconded** and the motion **passed** all in favor at 7:18 p.m.

CONSENT ITEMS:

Minutes of Spanish Fork City Council Meeting – July 17, 2007
GPS Amended Interlocal Agreement
IPSA Mutual Aid Agreement

Councilman Sorensen made a **motion** to approve the consent items. Councilman Leifson **seconded** and the motion **passed** all in favor.

ADJOURN TO REDEVELOPMENT AGENCY MEETING:

Councilman Sorensen made a **motion** to adjourn to the RDA meeting. Councilman Leifson **seconded** and the motion **passed** by a roll call vote all in favor.

Councilman Steven M. Leifson - Aye
Councilman Matthew D. Barber - Aye
Councilman G. Wayne Andersen - Aye
Councilman Seth V. Sorensen - Aye

Councilman Sorensen made a **motion** to adjourn the RDA meeting back to the City Council meeting. Councilman Andersen **seconded** and the motion **passed** all in favor at 7:46 p.m.

NEW BUSINESS:

Consideration and Adoption of Ordinance Adopting the Wasatch Wind Community Development Project Area Plan

Councilman Sorensen made a **motion** to adopt Ordinance 13-07, An ordinance of the City Council of Spanish Fork, State of Utah, Adopting the Community Development Project Area Plan Entitled, “Wasatch Wind Community Development Project Area Plan” Dated July 16, 2007.

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

Wasatch Wind Interlocal Agreement with RDA

Councilman Sorensen made a **motion** to adopt Resolution 07-08, a Resolution of the legislative body of the city of Spanish Fork approving and authorizing execution of an interlocal agreement between the city of Spanish Fork and the Redevelopment Agency of Spanish Fork. Councilman Leifson **seconded** and the motion **passed** all in favor.

North Park Interlocal Agreement with RDA

Councilman Sorensen made a **motion** to approve the Resolution Authorizing the Mayor of Spanish Fork City to Execute a Contract Related to the North Park Community Development Area. Councilman Leifson **seconded** and the motion **passed** all in favor.

Cingular Cell Tower Lease Agreement

Mr. Baker explained this is a change to the access for the property and changes the lease payment to half. There are three options, the Council can approve it, refuse it or go back and negotiate. His preference is to go back and negotiate a different split for the cell tower lease. He would argue the city impact is much more than the cattleman's grazing association impact. This agreement is to approve the amendment or not.

This item will be addressed after executive session.

2007 Election Poll Worker Approval

Mr. Clark explained the state law requires the Council to approve the election judges.

Councilman Leifson made a **motion** to approve the election poll workers as listed. Councilman Sorensen **seconded** and the motion **passed** all in favor.

Recycle Presentation – Richard Heap

Mr. Heap gave a presentation regarding the recycling possibilities for the city.

The Council would like some updated numbers, more information, and to hear from the citizens.

OTHER BUSINESS:

Mr. Westwater has done a lot of thinking about recycling in Spanish Fork. He submitted a proposal for recycling programs. He spoke with the finance director and City manager of Lehi where they do a mandatory program. They told him the savings in their program pays for the recycling program itself. In general, recycling helps conserve energy and natural resources; it helps reduce air, water and soil pollution; and it helps curb greenhouse gases and global warming. It sets a good example of responsible stewardship and of caring for the earth, for the environment and for future generations. Here are two approaches to community recycling. I prefer citywide recycling because (1) more recycling is accomplished, (2) it does not selectively financially "punish" people for

choosing to help the environment and (3) because recycling companies are increasingly reluctant to participate in individual subscription recycling programs because of what they see as the hassle to them and major inefficiencies in that approach. He also asked regarding creating a citizen advisory committee for recycling.

Mayor Thomas asked regarding e-mail update information, he would like to find a way to get the information out to as many people as possible.

ADJOURN:

Councilman Barber made a **motion** to adjourn to executive session for the purpose of pending litigation and property acquisition. Councilman Sorensen **seconded** and the motion **passed** all in favor at 8:24 p.m.

ADOPTED: September 4, 2007

Kimberly Robinson, Deputy Recorder