



ADDENDUM CITY COUNCIL AGENDA

PUBLIC NOTICE is hereby given that the City Council of Spanish Fork, Utah, will hold a regular public meeting in the Council Chambers in the City Office Building, **40 South Main Street**, Spanish Fork, Utah, commencing at **6:00 p.m. on April 15, 2008**.

AGENDA ITEMS:

1. CALL TO ORDER, PLEDGE, OPENING CEREMONY, RECOGNITIONS:

- a. Pledge

2. PUBLIC COMMENTS:

Please note: In order to be considerate of everyone attending the meeting and to more closely follow the published agenda times, public comment will be limited to three minutes per person. A spokesperson who has been asked by a group to summarize their concerns will be allowed five minutes to speak. Comments which cannot be made within these limits should be submitted in writing. The Mayor or Council may restrict the comments beyond these guidelines.

3. COUNCIL COMMENTS:

4. PUBLIC HEARINGS: 6:00 p.m.

- a. Parks and Recreation Master Plan
- b. *North East Bench General Plan Amendment

5. CONSENT ITEMS:

These items are considered by the City Council to be routine and will be enacted by a single motion. If discussion is desired on any particular consent item, that item may be removed from the consent agenda and considered separately.

- a. *Minutes of Spanish Fork City Council Meeting – March 25, 2008; April 1, 2008

6. NEW BUSINESS:

- a. *Resolution Proclaiming Arbor Day
- b. *Parks and Recreation Rate Changes – Dale Robinson

ADJOURN:

* Supporting documentation is available on the City's website www.spanishfork.org

Notice is hereby given that:

- In the event of an absence of a quorum, agenda items will be continued to the next regularly scheduled meeting.
- By motion of the Spanish Fork City Council, pursuant to Title 52, Chapter 4 of the Utah Code, the City Council may vote to hold a closed executive meeting for any of the purposes identified in that Chapter.

SPANISH FORK CITY does not discriminate on the basis of race, color, national origin, sex, religion, age or disability in the employment or the provision of services. The public is invited to participate in all Spanish Fork City Council Meetings located at 40 South Main St. If you need special accommodation to participate in the meeting, please contact the City Manager's Office at 798-5000.



REPORT TO THE CITY COUNCIL NORTHEAST BENCH GENERAL PLAN AMENDMENT

Agenda Date: April 15, 2008

Staff Contacts: Dave Anderson, Planning Director

Reviewed By: Development Review Committee

Request: The proposal is to change the Land Use Map of the General Plan for a parcel of land located in an annexation that the City is currently reviewing. The specific change would allow for commercial development and medium density residential uses. The current designation allows only for low density residential uses.

Zoning: Not Applicable

General Plan: Residential 1.5 to 2.5 Units Per Acre existing, General Commercial and Residential 5.5 to 8 Units Per Acre proposed

Project Size: 29.7 acres

Number of lots: Not Applicable

Location: 400 North 2550 East

Background Discussion

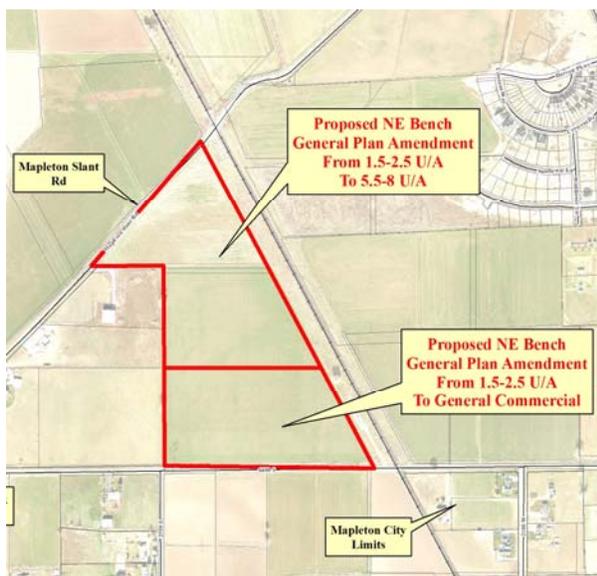
Staff has been working with a group of petitioners on an annexation application for the Northeast Bench Annexation since February of 2007. Over the course of the same period, staff and the Planning Commission have discussed the potential of having property designated for commercial development in the vicinity of the intersection of 400 North and 2550 East. Three of the four corners of this intersection are located in the proposed annexation area.

The review of this application has progressed to the point that the petitioners are preparing fairly detailed land-use plans that include most of the properties in the annexation area. As staff and the petitioners reviewed the early conceptual designs for the development, staff initiated a discussion with the annexation sponsor and the petitioners' consultants relative to the potential of having land set aside for commercial development on the northeast corner of the 2550 East 400 North intersection. The property at that location is currently owned by David and Michael Miner.

In summary, staff's discussions with the petitioners' consultants progressed and staff now understands that the Miners have consented to have a portion of their property set aside for commercial development. In fact, staff also understands that the Miners have also consented to dedicate some 3.4 acres at the time of annexation for the Expressway Lane right-of-way.

This dedication could prove to be very beneficial as it will essentially allow for the construction of a complete portion of Expressway Lane with the pertinent utilities. The construction of this roadway would provide access to numerous properties that are currently landlocked and would likely provide utility access to properties south of 400 North along 2550 East.

The only possible complication is that the Miners and a property owner to the north would like to have the General Plan also changed to allow for medium density residential uses on a portion or all of their property.



The proposal made by the petitioners therefore is to change the General Plan on the southernmost 12 acres of the Miner's 29.9 acres to General Commercial; to change the remaining 17.9 acres of the Miner property to Residential 5.5 to 8 units per acre; and to change the designation on the 10.5-acre property to the north to Residential 5.5 to 8 units per acre. The 10.5 acre parcel is owned by Hutchings Investments LLC.

In short, staff is very supportive of the overall concept. It is easy to find that this is an appropriate location for the uses that are proposed, both the commercial and the medium density residential. Staff's only hesitation pertains to changing the General Plan on the Hutchings Investments parcel.

It is anticipated that the Hutchings parcel will be included in a Master Planned Development. As such, the designers of that project have considerable flexibility in preparing a layout for the development. In this case, staff believes the applicants have the ability to utilize this flexibility to accomplish their goal, without changing the General Plan on the Hutchings property.

The impact of the proposal on density and the overall burden that will be placed on utilities, such as sanitary sewer, is two fold: by assigning a commercial designation, the number of dwelling units in a potential development will be reduced; however, the proposed change to medium density residential would allow for more dwelling units than what is currently permitted.

In this case, a developer could potentially obtain approval for 30 dwelling units for the portion of the Miner property that is proposed to be changed to commercial. On the 17.9 acres that are proposed to be changed to medium density residential, a 98 dwelling unit increase is possible.

With all of that said, changing the General Plan will not change the available sewer capacity. The petitioners understand that the total number of units that can be developed in the annexation area cannot exceed 2.8 units per acre. This 2.8 unit per acre limit is the average sewer capacity that's available on the Northeast Bench. It is also conceivable that the General Plan may allow for even fewer units than the sewer capacity average. In that case, the General Plan would establish the ceiling on density for the development. However, based on the numbers that staff is currently discussing it appears as though the sewer capacity

will limit density regardless of what the General Plan would allow.

Development Review Committee

The Development Review Committee reviewed this request in their March 19, 2008 meeting and recommended that the proposed changes be approved for the Miner property but not the Hutchings Investments parcel.

Northeast Bench General Plan Amendment

Applicant: City

General Plan: Residential 1.5 to 2.5 Units Per Acre to General

Commercial and Residential 5.5 to 8 Units Per Acre
Zoning: Industrial 1

Location: 2550 East and 400 North

Mr. Anderson explained that the Planning Commission and LEI have discussed the possibility of setting aside some property for commercial development. They feel that of the four corners surrounding the intersection the northeast corner is the most likely to support commercial development. It is owned by the Miner family.

Mr. Baker asked why not hit all four corners with the commercial development. For a total of 20 acres.

Mr. Anderson explained why he felt it would not work.

Discussion was held regarding what kind of commercial uses (retail, office etc), Expressway Lane, and higher density.

Mr. Anderson moved to recommend to the Planning Commission to include the General Plan for the Miner property changing the lower 12½ acres from residential 1.5 to 2.5 units per acre to general commercial and the remaining property changed from residential 1.5 to 2.5 units per acre to residential 5.5 to 8 units per acre. Mr. Baker seconded and the motion passed all in favor.

Planning Commission

The Planning commission reviewed this request in their April 2, 2008 meeting and recommended that it be approved. Draft minutes from that meeting read as follows:

Northeast Bench General Plan Amendment

Applicant: Spanish Fork City
General Plan: Residential 1.5 to 2.5 Units Per Acre existing,
General Commercial and Residential 5.5 to 8 units Per Acre proposed
Zoning: Not Applicable
Location: 400 North 2550 East

Mr. Anderson explained the proposal and what parcels would be included and with what zoning. He explained that the sewer line capacity will dictate what can be allowed.

Discussion was held regarding the sewer line capacity in regard to density, commercial zoning with regard to sewer capacity, and an annexation agreement.

Greg Magleby

Mr. Magleby explained the sewer line issues to the commission. He explained that regardless of where the density is placed the overall density will stay at 2.8 units to the acre. He explained why the petition was placed as it was with regard to zoning.

Duane Hutchings

Mr. Hutchings explained there was a group of eight (8) property owners that are coming in with a master planned development and it was not their intent to have more density than the master plan allows on the proposed property. He feels the proposal will be at least a 10 to 15 year build out. He feels that the balance of the density would lend itself to the higher density on this piece.

Chairman Robins invited public comment. There was none.

Commissioner Christianson asked if the glass ceiling of 2.8 units per acre were to change in the future by adding more sewer capacity, would the city would be setting a precedent for changing this proposal to the eight (8) units per acre.

Mr. Hutchings said that the property owners understand, agree and are aware that the sewer capacity will dictate the density.

Commissioner Lewis feels that the 5.5 to 8 units per acre in this area is good.

Mr. Anderson clarified that the sewer line capacity was a concrete number. That City staff had

discussed the sewer line many times and they do not see how that line could even be raised.

Mr. Nielson explained the sewer line served Mapleton city and that Spanish Fork City was bound by an agreement with Mapleton City on our portion of the line.

Discussion was held regarding the general plan and density.

Commissioner Marshall expressed he was trying to look at the proposal in a bigger picture and this will allow them some flexibility to something creative and are still coming in with a density that he is comfortable with.

Commissioner Christianson asked for clarification on the proposal being a General Plan Amendment and not the actual annexation.

Mr. Anderson is not concerned with the change and told the commission that May 13, 2007 is a date for a joint meeting between the City Council and the Planning Commission to discuss a fairly detailed concept plan of the area and for discussion of annexing the property with an agreement dictating what will be adhered to.

Discussion was held regarding density, a master plan development and the general plan.

Commissioner Marshall **moved** to recommend to the City Council **changing** the General Plan for the southernmost 12 acres of the Miner property and the Hutchings property to General Commercial and the remaining 17.9 acres to Residential 5.5 to 8 units per acre. Commissioner Lewis **seconded** and the motion **passed** all in favor by a roll call vote.

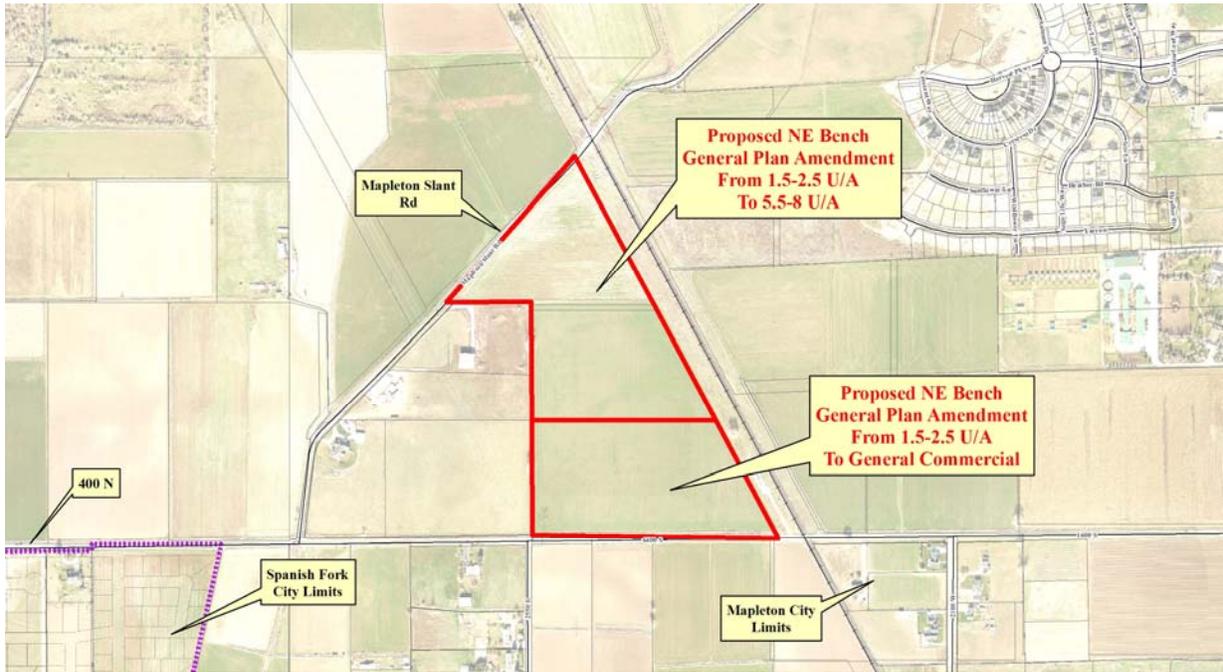
Commissioner Lewis **moved** to **close** public hearing. Commissioner Christianson **seconded** and the motion **passed** all in favor.

Budgetary Impact

In the long run, it's certainly conceivable that the proposed amendment would have a beneficial impact on the City's budget. This benefit would come as the property develops with commercial uses, which would likely not occur for several years to come.

Recommendation

Staff recommends that the City Council approve the proposed Northeast Bench General Plan Amendment for the Miner Property, changing the General Plan for the southernmost 12 acres of the Miner property to General Commercial and the remaining 17.9 acres to Residential 5.5 to 8 units per acre.



LAND USE TRAINING

March 25, 2008

Call to Order

The meeting was called to order at 6:30 p.m.

Attendees

Dave Anderson, Planning Director
Shelley Hendrickson, Planning Secretary
Dave Oyler, City Manager
Richard Heap, City Engineer
Christine Johnson, Assistant City Attorney
Junior Baker, City Attorney
Kent Clark, Finance Director
Sherman Huff, Planning Commissioner
Michael Christianson, Planning Commissioner
Dave Lewis, Planning Commissioner
Dave Stroud, Planning Commissioner
Shane Marshall, Planning Commissioner
Richard Davis, Spanish Fork City Councilman
Wayne Anderson, Spanish Fork City Councilman
Steve Leifson, Spanish Fork City Councilman
Rod Dart, Spanish Fork City Councilman
Jody Hoffman, Land Use Attorney (Presenter)
Terry Ficklin, Salem City Councilman

Adjourn

The meeting adjourned at 7:30 p.m.

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Tentative Minutes
Spanish Fork City Council Meeting
April 1, 2008

Elected Officials Present: Mayor Joe L Thomas, Councilmember's G. Wayne Andersen, Steven M. Leifson, Jens P. Nielson, Rod Dart, Richard M. Davis

Staff Present: Dave Oyler, City Manager; Seth Perrins, Assistant City Manager; Richard Heap, Public Works Director; Junior Baker, City Attorney; Dee Rosenbaum, Public Safety Director; Don Thomas, Emergency Preparedness; Kent Clark, Finance Director; Dale Robinson, Parks and Recreation Director; Kimberly Robinson, City Recorder

Citizens Present: Mark B. Dallin, Randy Tangreen, Dennis Tangreen, Preston Naylor, Khayyam Jones, Robin Halverson, Gordon Raymond, Jen Allen, Eneyra Rodriguez, Jesus Rodriguez, Pat Parkinson, Yesel Steven Rodriguez, Moriaham Rodriguez, Richard Evans, Bjorn Pendleton, Lana Creer Harris, Dianne Woolford, Merrill Bingham, Lyle Cope,

CALL TO ORDER, PLEDGE:

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

Councilman Dart led in the pledge of allegiance.

PUBLIC COMMENTS:

Moriaham Rodriguez

Mr. Moriaham stated they live on 1573 E 500 South. They are here for his brother Steven Rodriguez who is a senior at Spanish Fork High School. He is in the business and marketing club called DECA and is going to nationals to represent Spanish Fork and the State of Utah. They are here tonight to see if Spanish Fork City would like to donate for the trip or if anyone at home wants to donate as well towards expenses.

Yesel Steven Rodriguez

Mr. Yesel stated he is the first to go to nationals in the state of Utah with this club.

Mayor Thomas congratulated him on his success. He also asked if we can put the information on the website.

Dianne Woolford

Ms. Woolford was here three months ago and asked if the Council would match donated funds for a new auto-pulse system. She is done with the fundraiser and would like to give the city a check for over \$16,000.00. She then presented the check to Don Thomas.

COUNCIL COMMENTS:

Councilman Dart reported Spanish Fork won the Sunshine Tournament in St. George both the boys and girls teams. He thanked SFCN and their effort to be there. He also commended the conduct of the team, and how well they did. He attended the Animal Shelter Board meeting, they had a pretty good audit. He attended the Easter egg hunt and thanked the fire department for bringing the truck, he thanked the Chamber for their effort, and the volunteers that helped set up.

51 He reported the library is getting their summer reading program under way and will be offering
52 incentives for kids that meet their goals, if any businesses would like to donate please contact the
53 library.

54
55 Councilman Leifson said the annual Parks and Recreation Convention was held. Spanish Fork is
56 represented really well there we should be proud of our Parks and Recreation. We have the new
57 scoreboard up and working at Dons Field. There will be a public hearing tomorrow night on the
58 Parks Master Plan. They attended the UMPA conference, it is run very well and we are in good
59 hands.

60
61 Councilman Nielson met with the committee over the cultural heritage center and they had a
62 good meeting there are some great people involved and they have a plan that will allow them to
63 accomplish their goal.

64
65 Councilman Davis is working with the Youth Council and the Airport Board. He thanked staff
66 for all they are doing for the citizens. The Pioneer Cemetery has taken down the monument he
67 would like to thank those helping save those headstones. They figured they located about 102
68 graves at the site. He would like to thank the Fiesta Days committees for all they are doing, and
69 all their hard work and commitment to make this happen. He had the opportunity to watch them
70 demolish the auction barn. He thanked the citizens for all their support and comments and asked
71 them to continue to talk to Council about their issues.

72
73 Councilman Andersen attended the water convention. The convention dealt with water law and
74 one of the hot issues is House Bill 51 which passed. It helps the cities a great deal to protect their
75 water from forfeiture. There are a few cities in the state that have found themselves on the losing
76 end of the water situation. The other part was a meeting with the water users association. This
77 coming Monday we will sign the final documents for the bond in order for SUVMA to purchase
78 land for a future regional wastewater treatment plant. The Rodeo committee has met and is well
79 under way they have most of the events sponsored. SFCN was there at the auction barn, they
80 interviewed thoughts and memories of people about the building and what it meant to them and
81 to the community, it has been an icon for a number of years. Before our logo was the city of
82 pride and progress we were the livestock capital of the state.

83
84 Mayor Thomas thanked the Council for their reports. The UMPA conference in St. George last
85 week was extremely informative. We are able to keep the electricity at a reasonable rate, some of
86 the best rates in the nation. There will be an increase in rates in the future years due to fuel costs
87 and all the other factors. Our electricity in the west comes from coal fired plants; he asked that
88 all citizens do the small things such as changing out the light bulbs etc. to conserve energy. The
89 windmills are moving forward and three of them are up. He thanked the citizens for the support
90 they have given.

91
92 **PUBLIC HEARINGS:**

93
94 Councilman Leifson made a **Motion** to open the public hearings. Councilman Andersen
95 **Seconded** and the motion **Passed** all in favor at 6:36 p.m.

96
97 It was requested that the City send a letter to UMPA stating that Matt Barber is the second
98 alternate to Councilman Leifson.

99
100 **Mark Dallin Title 15 Amendment**

101
102 Mr. Anderson explained the change to the zoning ordinance. Occasionally it is necessary to
103 update the ordinance. There are two proposed changes; the first is to clearly define the required
104 lot width for duplexes. In his opinion the language in the ordinance contradicts itself and is
105 unclear. It is his understanding the current standard is 80 feet of lot width that would change it to
106 60 feet for duplexes in these zoning districts. Two years ago they changed the lot area
107 requirement for twin homes to 9,700 square feet. He is asking to change the requirement in this
108 zone district to 10,000 square feet. He feels it is time to move the information from the footnotes
109 and create it in the text. The DRC and Planning Commission reviewed the changes and
110 recommend approval.

111
112 This item was opened for public comment. There was none given at this time
113

114 Councilman Neilson made a **Motion** to approve the proposed amendment to Title 15 as
115 presented. Councilman Davis **Seconded** and the motion **Passed** all in favor.

116
117 **Master Planned Development Amendment to Title 15**
118

119 Mr. Anderson explained the proposed amendment. The DRC decided two acres is an appropriate
120 size for a master plan development. The Planning Commission recommended the 18,000 square
121 foot size, and expressed concern about our development standards. They also expressed an
122 eagerness to talk about the infill of the city lots. He personally feels it would be appropriate to
123 take a time out relative to development in the older plats of the city and review the current
124 standards. He feels the Council needs to take some additional time to discuss the development
125 change idea.

126
127 Councilman Nielson clarified the affect will not change the density or the final project. He asked
128 if the result will affect the safe streets, cleaning of streets, and other maintenance issue.

129
130 Mayor Thomas asked if they have concerns with public safety.

131
132 Mr. Anderson explained it will be addressed as part of the site design to ensure the standards are
133 met.

134
135 This item was opened for public comment.

136
137 Pat Parkinson

138 Ms. Parkinson asked why they changed the Master Plan from 20 acres.
139

140 Mr. Baker stated it is the same 20 acres requirement except in these zones being discussed.
141

142 Ms. Parkinson feels the density bonus is being given for the ability to add more density. She
143 thinks when there is a little master plan development allowed on an 18,000 square foot spot, it
144 will become a patchwork area. She feels there will be a risk of little things added on small empty
145 lots, and feels it will affect the flow and character of the neighborhoods. She feels it will break
146 things up it just seems wrong. She feels we keep changing things to accommodate a developer.
147 Have they changed the density bonus process and what qualifies people to get density bonus.
148

149 Mr. Anderson stated in May of 2007 they approved a revised master plan development program
150 and the whole ordinance was overhauled to address concerns about how bonus density has been
151 awarded. The new standards are quite a bit more stringent.

152
153 Ms. Parkinson's concern is little pockets of development that do not match the surrounding
154 areas.

155
156 Merrill Bingham

157 Mr. Bingham thanked the Council for what they do. He is not a developer or a planner he is an
158 engineer. The discussion occurred as he and his families discussed what they want to do with the
159 property. They found that under the current zoning regulations they could build a 4-plex on it.
160 They feel it has a lot of advantage if they are detached single family homes.

161
162 Lyle Cope

163 Mr. Cope feels this is a great example of what can be done. He feels this way they can keep the
164 old home and still utilize the property by building private ownership homes, it will help the
165 community.

166
167 Mr. Jones

168 Mr. Jones said the density bonus issue is not the issue for these small developments. He feels this
169 allows more flexibility and that there is a lot of merit to that. There will not be a lot of density
170 bonus until you get to the larger developments. This allows more control to ensure the flow of
171 the current area, and allows for more creative design.

172
173 Mayor Thomas feels there are three voices that have to be listened to, the land owner, market
174 forces, and how does it fit with the entire community. He feels they need to come up with some
175 creative options and is in favor of this, he likes the idea.

176
177 Mr. Anderson has no reservations recommending approval of the DRC's recommendation for
178 two acres. He feels it appropriate to take some additional time and think that through.

179
180 Councilman Davis lives in that type of an area and he would hate to have that in my
181 neighborhood. He chooses to live where he lives because of the large lots, he bought the 4-plex
182 to clean it up and make it safe. He recommends they do not approve anything and discuss more
183 to get together with DRC and Planning Commission and see what they can come up with. He
184 does not like flag lots and does not want 4-plexes. He knows there are a lot of people that do not
185 want that in their area. He suggests tabling this item and discussing a solution that will work for
186 everyone in his section of town.

187
188 Councilman Nielson stated right now it is five acres required, then proposed at two acres, and
189 then proposed to 18,000 square feet. From case to case there could be more density. He doesn't
190 seem like the net affect will be much different if they make the change from what it is now. They
191 are already allowed to build a 4-plex according to current standards.

192
193 Mr. Anderson explained they should take the time to look into this more. He appreciates the type
194 of comments that have been expressed.

195
196 Councilman Andersen drove to Provo with Councilman Dart and looked at the development they
197 showed on the slides. There were some concerns as far as the width of the driveway and parking
198 issues that will need to be addressed. They also talked to one of the neighbors that lived next to

199 the development, she did not like some of the things about it but she could live with it. Given the
200 choice between that and a 4-plex she preferred what was being built. The neighbors on the
201 backside of the property were elated about it because it made it more attractive. They are
202 comparing the density you could get by adding the 4-plex or the density by adding four homes.
203 In his mind the density is the same, one of the big advantages is personal ownership of those
204 homes which is better than those of a rental. There has to be a combination of what they would
205 like to do, but address it from a zoning ordinance stand point. He does not feel comfortable
206 letting anyone do it any way they want to. Overlay zoning ordinance and make it subject to
207 individual review. He feels there is some merit in this but they need to take time out, He
208 proposes they table this until they work this through and come up with something that is positive,
209 works, and gives flexibility and control.

210

211 Councilman Dart said they went and visited the project and were impressed that four homes
212 would fit on the lot size fine. He is open for stepping back and looking at this, if it happens they
213 want to make sure it is done right.

214

215 Councilman Leifson feels they all agree, and that they should take a time out and get it right the
216 first time.

217

218 Rick Evans

219 Mr. Evans is not a long time Spanish Fork resident, he feels the quality of life has changed and
220 they feel it changed because there are many more people that live here. He understands what
221 they are saying, but feels it will affect density. He does not favor a weed patch over a home but
222 he does favor open space. In the beginning of the General Plan they say they value the small
223 town feel of Spanish Fork. Generally speaking he is opposed to anything that packs more people
224 into this town. He respects what they said about land ownership and feels people should do
225 reasonable things with their land.

226

227 Mr. Andersen feels Mr. Evans is a little presumptuous. There are things that are out of the
228 Councils hands and are controlled by state legislature. He asks what is right, what gives someone
229 the authority to say I have mine now you can't have yours. People have a right to a place to live
230 and they can live wherever they choose.

231

232 Mayor Thomas likes the small town feel but also wants his kids to have as well.

233

234 Councilman Leifson made a **Motion** to table the Master Plan Development Title 15 until they get
235 adequate information. Councilman Davis **Seconded** and the motion **Passed** all in favor.

236

237 **Vacation of 650 West**

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239 Mr. Anderson explained in recent months this annexation was approved. He then explained the
240 reason for the vacation. He stated they have been asked to abandon the right of way so it can be
241 included in the development. As part of any vacation in their motion they must have an easement
242 for the water facilities and any public utilities to be maintained by Spanish Fork City.

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244 Preston Naylor

245 Mr. Naylor represents the Kelly's on this annexation. They would like some flexibility for the
246 development.

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248 Councilman Davis said in their motion the pipe will have to be maintained.

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Mr. Naylor asked that they have flexibility to maintain the property.

Mr. Anderson stated the DRC discussed the notification of the railroad for the vacation of the road.

Mr. Baker stated the affected property owners should have a chance to comment.

Councilman Davis made a **Motion** to vacate the road at 650 west subject to notifying adjacent property owners, maintaining an easement and Westfields irrigation company to maintain their ditch. Councilman Andersen **Seconded** and the motion **Passed** all in favor.

Councilman Leifson made a **Motion** to close the Public Hearing. Councilman Andersen **Seconded** and the motion **Passed** all in favor at 7:59 p.m.

CONSENT ITEMS:

Minutes of Spanish Fork City Council Meeting – February 19, 2008; March 4, 2008

Councilman Leifson made a **Motion** to approve the consent items. Councilman Nielson **Seconded** and the motion **Passed** all in favor.

The Council took a break at 7:59 p.m.

The meeting was called back to order at 8:08 p.m.

NEW BUSINESS:

Municipal Wastewater Planning Program

Mr. Heap explained every year each city has to do a self assessment report.

Councilman Dart made a **Motion** authorizing the Mayors signature and adopting Resolution 08-08. Councilman Davis **Seconded** and the motion **Passed** all in favor.

Recycle Program Presentation

Mr. Heap gave a presentation regarding the recycling program.

Things you CAN recycle:

Plastics

All Paper Products

Paper Back Books

Cardboard

Newspaper

Phone Books

Steel Cans

Paperboard

Aluminum Cans and Foil

Plastic Bags

299 Things you CAN'T recycle:

300 Glass

301 Yard Waste

302 Clothing

303 Food Contaminated Items

304 Hazardous Material

305 Batteries

306 Print and Toner Cartridges

307 Motor Oil

308 Carpet and Padding

309 Disposable Diapers

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311 Mayor Thomas feels this should be given more time so they can see if they can obtain funding.

312

313 Councilman Nielson clarified that everyone would receive a receptacle whether they want one or
314 not.

315

316 Discussion was made regarding the options.

317

318 Jim Westwater

319 Mr. Westwater feels this is either a voluntary program or nothing.

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321 Councilman Leifson stated the response he has been getting is that everyone likes the idea but do
322 not want it mandatory.

323

324 Gordon Raymond

325 Mr. Raymond is with Allied Waste. He stated that the cities deal with the fuel charges by
326 charging more so that they do not have to adjust it monthly.

327

328 Councilman Leifson feels this is a good start on recycling they can study more, come up with
329 some solutions, and give it a shot.

330

331 Mr. Evans feels they can study data forever the best way to do it is to have them sign up knowing
332 if they reach the needed amount it will start the program and they will be automatically enrolled.

333

334 Mayor Thomas asked Seth Perrins to get some information out and to come back with some
335 options.

336

337 Councilman Leifson made a **Motion** to table this item until an actual proposal is made to launch
338 the volunteer program. Councilman Nielson **Seconded** and the motion **Passed** all in favor.

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340 **Monthly Power Cost Adjuster**

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342 Mr. Clark gave a presentation regarding the Power Cost Adjuster.

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344 Councilman Nielson clarified UMPA does an analysis and gives us a rate we can use all year
345 long for our power costs. He asked if we followed their analysis would the amount be the same
346 in a year.

347

348 Councilman Andersen reminded the number UMPA budgets they bill the city if it goes over but
349 if it goes under they still charge us the budgeted amount and keep the excess. He explained the
350 city has subsidized the power users this year so far to the sum of \$500,000 because we only
351 adjust once a year and the market is fluctuating so badly.

352
353 Councilman Nielson feels the city should get the money to cover it he wants to make sure it is
354 necessary and we are not going to have some businesses in town struggling.

355
356 Councilman Leifson understands that with the bigger company it is harder for them but they still
357 have to deal/budget with the costs going up.

358
359 Councilman Dart asked if the big companies can be on an equal pay program.

360
361 Mr. Clark stated there are not any good ways to do that they would have to basically pre-pay.

362
363 Councilman Andersen explained they have to remember the types of power and depending on
364 the usage the cost can go up.

365
366 Mayor Thomas would like to see the citizens see the portion of the electric bill that they pay. He
367 would support staying with the annual and adjusting more than what the budget is.

368
369 Discussion was made regarding the annual and monthly billing.

370
371 Councilman Davis explained with everything compared to all the other cities around with our
372 property tax we are the lowest the nearest one to us is Springville at \$50.00 more. We need to go
373 to a monthly basis so we can adjust with the monthly. At least we know what we are getting
374 within a few months instead of a year.

375
376 Mr. Clark explained he feels the monthly should be passed along down or up.

377
378 Councilman Davis does not know if there is a gradual way to charge the bigger business to build
379 up to the total cost.

380
381 Councilman Andersen feels option three is the best option.

382
383 Mayor Thomas would like UMPA to come and give a presentation to help us all understand
384 better and talk to some of the other cities about why they are not charging monthly.

385
386 Councilman Davis stated if we do not use that fund to subsidize all the ways of life we have in
387 Spanish Fork, we will have to raise property tax. He does not feel it should be called a tax it
388 should be called a rate because it is one.

389
390 Councilman Dart made a **Motion** to table this, study it further and to make a decision at the first
391 meeting in June. Councilman Leifson **Seconded** and the motion **Passed** all in favor.

392
393 Mr. Westwater asked what amounts to the substantial difference in the cost. His second question
394 is would UMPA consider a program to encourage conservation. He agrees with the mayor and
395 likes the idea of full disclosure.

396

397 Mayor Thomas stated he will look into the second question, and we already get the best possible
398 rate all the time.

399

400 **Auction Barn Demolition Bid Ratification**

401

402 Mr. Robinson presented the Auction Barn Demolition bid. The low bid was with Sunroc.

403

404 Councilman Nielson made a **Motion** to ratify the contract. Councilman Andersen **Seconded** and
405 the motion **Passed** all in favor.

406

407 Councilman Andersen knows there will not be any buildings planned for that spot.

408

409 Councilman Andersen made a **Motion** to create an RFP to pave the parking. Councilman Leifson
410 **Seconded** and the motion **Passed** all in favor.

411

412 **Annexation Acceptance 700 West**

413

414 Mr. Anderson explained this annexation needs to be accepted for further study.

415

416 Councilman Leifson made a **Motion** to accept the 700 West annexation for further study.

417 Councilman Dart **Seconded** and the motion **Passed** all in favor.

418

419 **OLD BUSINESS:**

420

421 **Arts Council**

422

423 Bjorn Pendleton

424 Mr. Pendleton presented a general timeline and the next steps to proceed. They are also in favor
425 to work with an ad-hoc committee. They would like to start meeting with the ten focus group
426 categories in May. They plan not to use any tax dollars, but are still open to the city giving funds.
427 They will start the fundraising campaign to raise the 15 million dollars over two years. He stated
428 it was great to have Councilmember Nielson on the committee.

429

430 Mayor Thomas likes what they are doing and plans to help them in the ways he can.

431

432 Councilman Andersen appreciates their effort to come up with the timeline.

433

434 **ADJOURN TO RDA MEETING:**

435

436 Councilman Leifson made a **Motion** to adjourn to the Redevelopment Agency Meeting.

437 Councilman Andersen **Seconded** and the motion **Passed** all in favor at 10:13 p.m.

438

439 Councilman Davis made a **Motion** to adjourn back to the regular meeting. Councilman Nielson

440 **Seconded** and the motion **Passed** all in favor at 10:17 p.m.

441

442 **EXECUTIVE SESSION:**

443

444 Councilman Dart made a **Motion** to move to executive session for the purpose of land purchase.

445 Councilman Leifson **Seconded** and the motion **Passed** all in favor at 10:17 p.m.

446

447 ADOPTED:
448

Kimberly Robinson, City Recorder

RESOLUTION NO. 08-07

ROLL CALL

VOTING	YES	NO
MAYOR JOE L THOMAS <i>(votes only in case of tie)</i>		
G. WAYNE ANDERSEN <i>Councilmember</i>		
ROD DART <i>Councilmember</i>		
STEVEN M. LEIFSON <i>Councilmember</i>		
RICHARD M. DAVIS <i>Councilmember</i>		
JENS P. NIELSON <i>Councilmember</i>		

I MOVE this resolution be adopted: Councilman

I SECOND the foregoing motion: Councilman

RESOLUTION 08-07

A RESOLUTION PROCLAIMING ARBOR DAY

WHEREAS, In 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees, and

WHEREAS, this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska, and Arbor Day is now observed throughout the nation and the world, and

WHEREAS, 2008 is the 136th anniversary of the holiday and Arbor Day is now observed throughout the nation and the world, and

WHEREAS, trees can reduce the erosion of our precious topsoil by wind and water, cut

heating and cooling costs, moderate the temperature, clean the air, produce life-giving oxygen and provide habitat for wildlife, and

WHEREAS, trees are a renewal resource giving us paper, wood for our homes, fuel for our fires and countless other wood products, and

WHEREAS, trees in our city increase property values, enhance the economic vitality of our business areas, and beautify our community, and

WHEREAS, trees, wherever they are planted, are a source of joy and spiritual renewal, and,

WHEREAS, Spanish Fork City has been recognized as a Tree City USA by the National Arbor Day Foundation and desires to continue its tree-planting practices

NOW, THEREFORE, I, Joe L Thomas, Mayor of the City of Spanish Fork, do hereby proclaim Friday, April 25, 2008 as Arbor Day in the City of Spanish Fork, and urge all citizens to celebrate Arbor Day and to support efforts to protect our trees and woodlands, and further, I urge all citizens to plant trees to gladden the heart and promote the well-being of this and future generations.

This resolution adopted this ____ day of April, 2008, by the City Council of Spanish Fork City, Utah.

JOE L THOMAS, Mayor

ATTEST:

KIMBERLY ROBINSON, City Recorder

SPANISH FORK CITY
Staff Report to City Council



Agenda Date:	April 15, 2008
Staff Contacts:	Dale Robinson, Parks & Recreation Director
Reviewed By:	Dale Robinson, Dave Oyler
Subject:	Rate Changes

Background Discussion:

Periodically it is necessary to increase the rates we charge for various programs in order to keep pace with increasing costs that the city incurs. The majority of the increase is a result of increased cost for personnel. We are paying more for umpires, lifeguards, swimming instructors, supervisors, etc.

We are proposing an increase of \$5 to boy's baseball fees. Mustang and Pinto leagues would move to \$50, Pony and Colt leagues would go to \$55. These fees were increased in 2006, however prior to that fees were not increased for over 10 years. We try to keep fees as affordable as we can for the public so increased costs over the years have been absorbed as much as possible. It has now started to catch up with us.

We have done research on swimming fees charged by various pools in the valley and we are on the low end. Most pools are finding it necessary to increase their fees this year in order to help offset increased personnel costs. We are recommending restructuring the swim fees according to the attached sheet. This will keep us in line with what others are charging and help cover additional costs.

Our cost to purchase shavings at the fairgrounds has gone up. We are currently charging \$7 per bag to the customers and we need to increase that to \$9 per bag so we can cover our costs.

Budgetary Impact:

If approved will help revenues keep pace with expenses.

Alternatives:

Leave fees as is, continue to absorb added costs and increase subsidy to these divisions.

Recommendation:

Staff recommends approval of these rate changes.

Attachments:

Swimming fee restructuring. Changes are indicated in red.

Parks & Recreation Fees

Public Swim	PRESENT RATE	PROPOSED
(3 years & over) 4 years & over	\$ 3.00	\$ 4.00
Adults (13 years and up)	\$ 3.50	SAME
Seniors (55 years and up)	\$ 1.50	\$ 2.00
Family Night	\$ 12.00	\$ 15.00
Punch Pass (good for current season only)		
25 punch	\$ 65.00	\$ 85.00
50 punch	\$ 125.00	\$ 160.00
Pool Rental		
Pool rental \$300 per 1 1/2 hours for up to 150 people or \$600 per 3 hours up to 300 people. Add \$2 for each additional person.		
Pavilion rental \$50.00 per 1 1/2 hrs. plus \$25.00 refundable deposit. Use of Gas grills add \$10.		