

**Adopted Minutes
Spanish Fork City Council Meeting
March 12, 2009**

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

Staff Present: Dave Oyler, City Manager; Seth Perrins, Assistant City Manager; Junior Baker, City Attorney; Dave Anderson, City Planner; Troy Larsgard, Administrative Intern; Richard Heap, Public Works Director; Kent Clark, Finance Director; Kimberly Robinson, City Recorder

Citizens Present: Richard Mendenhall, Richard Harris, Lana Creer Harris, Brad Keller, Bryce Walker

CALL TO ORDER, PLEDGE:

Mayor Pro Tem Andersen called the meeting to order at 6:00 p.m.

Councilman Davis led in the pledge of allegiance.

PUBLIC COMMENTS:

Chef Brad Keller commented they are having a ribbon cutting on Monday, at Olivia's Bistro inside the Primrose. He invited everyone to come attend and try the food.

COUNCIL COMMENTS:

Bryce Walker

Mr. Walker has some incredible Jazz tickets SFCN is giving away. They are holding a drawing this Saturday to win and he invites everyone to sign up for a new service.

Councilman Nielson reported this Saturday is also the Miss Spanish Fork contest, he invited all to attend.

Councilman Dart met with the senior citizen advisory board and they expressed appreciation of how helpful the staff is when they have needed something.

Mayor Pro Tem Andersen commented on why the flags on city property are flying at ½. One of our Past Mayor's Marie Huff passed away yesterday. He feels it means a lot for someone to put themselves out there serving; he paid tribute to her and her family, and shared a story.

NEW BUSINESS:

North Park Contract with Westfields

Mr. Baker stated this addresses the construction on North Park. Under the original contract the developer was to put in the entire infrastructure, we have now negotiated that the city will install the entire infrastructure and get the project moving forward. They feel this is a good arrangement; the original dollar figure does not change. They would like to get this approved and get the park underway. He asked that they add a caveat subject to our engineering costs for the infrastructure not to exceed the number in the contract.

Councilman Nielson made a **Motion** to approve the second amended development agreement between the RDA of Spanish Fork, Spanish Fork City a Municipal corporation and Tenedor LLC, subject to the Spanish Fork City engineers cost not to exceed \$498,000.

Councilman Davis **Seconded** and the motion **Passed** by roll call vote all in favor.

Recycling Contract with Allied Waste

Mr. Perrins stated the contract has been reviewed thoroughly by staff and is ready for approval by the Council. He explained the fuel charge rates and that the items which could potentially not be recycled have the ability to be removed, it is built into the costs so the rates do not go up or down. They feel the rate of \$6 a can should cover the costs for now.

Councilman Dart made a **Motion** to approve recycling contract with Allied Waste. Councilman Leifson **Seconded** and the motion **Passed** all in favor.

Solid Waste Ordinance Change

Mr. Baker explained that Seth Perrins and Troy Larsgard have done a tremendous amount of work on this and he thanked them for their efforts. He then explained with the contract with Allied Waste we found we needed to make some changes to the Municipal Code.

Councilman Davis made a **Motion** to approve ordinance 02-09 making various changes to the Spanish Fork Municipal Code Title 8, solid waste and sanitation. Councilman Nielson **Seconded** and the motion **Passed** by roll call vote all in favor.

Resolution from Utah League of Cities and Towns

Mr. Baker stated this item needs to be ratified so that we can continue to maintain the revenue stream which allows us to maintain our streets and our roads.

Councilman Nielson made a **Motion** to approve resolution 09-04 encouraging the Utah State Legislature to utilize the current transportation funding distribution formula for any increase to the statewide gas tax so that the entire transportation network may benefit. Councilman Davis **Seconded** and the motion **Passed** all in favor.

ADJOURN:

Councilman Leifson made a **Motion** to adjourn to Executive Session for Potential Litigation and Land Use. Councilman Davis **Seconded** and the motion **Passed** all in favor at 6:31 p.m.

ADOPTED: April 7, 2009

Kimberly Robinson, City Recorder