



## AMENDED 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 July 20, 2010.**

### 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. 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 – July 6, 2010.](#)
- b. \* [North Park Change Order](#)

#### 5. NEW BUSINESS:

- a. \* [Ordinance 13-10 Allowing for Alternative Energy Interconnection](#) -Junior Baker
- b. \* [Amend Chicken Ordinance 14-10](#) –Junior Baker, City Attorney
- c. \* [Golf Course Pressurized Irrigation Pump Station Carry Over](#)-Richard Heap, Public Works Director
- d. Waste Water Planning Program Nutrient Standards – Paul Krauth, State of Utah Division of Water Quality
- e. \* [Amherst Meadows Preliminary Plat](#), this proposal would result in the reapproval of a plat for a residential subdivision located at 1250 South 2300 East
- f. \* [Spanish Highlands Ward Preliminary Plat](#), this proposal would provide for the creation of three lots in located at approximately 1250 East 100 South
- g. \* [DFCU Preliminary Plat](#), this plat would rectify an unapproved subdivision and would create one new legal building lot located north of the corner of Kirby Lane and Chappel Drive

#### 6. CLOSED SESSION:

- a. Sale of Real Property
- b. Potential Litigation

### ADJOURN:

\* Supporting documentation is available on the City's website [www.spanishfork.org](http://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.
- This agenda is also available on the City's webpage at [www.spanishfork.org](http://www.spanishfork.org)

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 804-4530.

**Tentative Minutes  
Spanish Fork City Council Meeting  
July 6, 2010**

Elected Officials Present: Mayor G. Wayne Andersen, Councilman Steve Leifson, Rod Dart, Richard M. Davis, Keir A. Scoubes. Absent: Jens P. Nielson.

Staff Present: David Oyler, City Manager; Junior Baker, City Attorney; Seth Perrins, Assistant City Manager; Dave Anderson; Community Development Director; Kent Clark, Recorder/Finance Director; Richard Heap, Public Works Director; Dee Rosenbaum, Public Safety Director; Mark Byers, Animal Control Officer; Angie Warner, Deputy Recorder.

Citizens Present: Chris, Connor, Jared, Josh Crook, McKade, Brenda Barley-Kay, Cori Brown, Chase Smith, Tyler Smith, Tucker Gammell, Lana Creer Harris, Steve Money, Kevin Gardner, Michael Gardner, Christopher Gardner, Roy Johns, Coleen Johns, James Williams, Pat Parkinson, Sarah Wadsworth, Chris Wadsworth.

**CALL TO ORDER, PLEDGE, RECOGNITION:**

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

Tucker Gammell led in the pledge of allegiance.

**Fiesta Days**

Councilman Davis introduced Chairman's Brad & Tina Gonzales, Vice Chairman's Mike & Amber Mendenhall, Outgoing Chairman's Terry & Lil Shepherd.

Brad Gonzales presented the 2010 Fiesta Days brochure that was mailed to homes this past week. It has the listing of the events that will go on.

Lil Shepherd introduced Joe Broderick that invited the community to "The Music Man" production that will be at Maple Mountain High School on July 15, 16, 17, 22, 23, 26 at 7:30pm with a matinee July 24 at 4:00pm.

The committee went over the events for each day.

Steve Money with the Fiesta Days Rodeo Committee invited everyone to the Fiesta Days Rodeo. This year is something new a "Silver Tour" meaning there are 14 tours across the US. We are going to get the best stock, entertainment, mutton bustin' and just the best rodeo in Utah.

Terry Shepherd introduced the 2010 Grand Marshals Roy & Coleen Johns. They have done so much for our community and donated so much time volunteering. They were presented with a plaque.

Roy & Coleen commented that they are very thankful and this is a great honor.

Councilman Davis also recognized the other Executive Fiesta Days Committee members. He thanked them for all their help and time to make fiesta days what it is.

49 **PUBLIC COMMENTS:**

50 **Agenda Request – James Williams**

51 Mr. Williams lives on 1400 east and feels that they live in a dangerous section of that road. There  
52 is a speeding and acceleration issue. His child was almost hit recently. Mr. Williams thanked Lt.  
53 Carl Johnston for listening and looking into this problem. We have spoke with many City  
54 personnel to try and address this issue. We would just like to find a solution other than just  
55 patrolling.

56  
57 Jed Morley added that the senior living facility and the Canyon Elementary School is also located  
58 on 1400 East. We just don't want anyone to get hurt.

59  
60 Mayor Andersen asked Chief Rosenbaum to find a few solutions.

61  
62 Chief Rosenbaum stated that they have added additional radar and patrol on this road. There is  
63 an alley way for a short cut that leads the kids through the homes. We will contact the school  
64 and asked them to close the alley way so the kids have to go the right direction to the crosswalk.  
65 The police department loaned a radar gun to Mr. Williams and there is not a speeding problem.

66  
67 Chris Wadsworth recommended being on the side streets from 1400 east and radar during  
68 commuting hours.

69  
70 Pat Parkinson asked about the road west of the Spanish Fork High School. There are 2 or 3  
71 speed bumps on that road and homes only on one side of the street. It seems if this area can  
72 have speed bumps then it would be reasonable to have them on 1400 east.

73  
74 Mayor Andersen will look for the reports from Chief Rosenbaum and let the public know.

75  
76 **COUNCIL COMMENTS:**

77 Councilman Scoubes thanked the Arts Council for the Youth Arts Festival. And also thanks to  
78 our public safety for their hard work during the holiday weekend.

79  
80 Councilman Dart has noticed all the streets that are being repaved to make our city look better.  
81 He also would like to thank the public safety and everyone that helps our city to be better.

82  
83 Councilman Leifson agreed with their comments. At the last UMPA meeting it was stated that  
84 we get 50% of our power from coal burning power plants. The board would like to talk to the  
85 legislature to make it easier to get nuclear plants. Our power company is trying hard to keep the  
86 rates down. Looking forward to the Fiesta Days and hopes everyone comes and enjoys the  
87 festivities.

88  
89 Councilman Davis announced that Councilman Leifson got elected to the National Policy Making  
90 Board for the American Public Power Association.

91  
92 Mayor Andersen attended the Stadium of Fire and as part of that celebration was the 100<sup>th</sup>  
93 Birthday of Boy Scouts. Around 260 Boy Scouts received their eagle scout award and about 20  
94 of those were from Spanish Fork. Mayor Andersen congratulated them for their efforts.

95  
96 **CONSENT ITEMS:**

- 97 a. Minutes of Spanish Fork City Council Meeting - June 15, 2010  
98 b. Elevator Emergency Phone Contract  
99 c. Resolution 10-06 To Participate in the Utah County CDBG Program  
100 d. Resolution 10-07 Municipal Wastewater Planning program  
101 e. UMPA Lease Agreement  
102 f. URMMA Uninsured/Underinsured Car Insurance  
103 g. UDOT Cooperative Agreement  
104

105 Councilman Leifson made a **Motion** to approve the consent items.

106 Councilman Dart **Seconded** and the motion **Passed** all in favor.  
107

108 **NEW BUSINESS:**

109 **Ordinance 11-10 Amending the Business License Fee for a Solicitor – Junior Baker, City Attorney**

111 Mr. Baker stated that this ordinance requires that if you want to solicit business in Spanish Fork you have to apply for a solicitor's license. The new fee will be \$100 per person for the year. We are trying to regulate this ordinance better. Solicitors should carry their license with them.  
114

115 Councilman Davis made a **Motion** to approve the Ordinance 11-10 Amending the Business License Fee for a Solicitor

116 Councilman Scoubes **Seconded** and the motion **Passed** all in favor.  
118

119 **Brent McKell Development & License Agreement – Junior Baker, City Attorney**

120 Mr. Baker stated that the City is in the process of constructing the Spanish Fork River Trail Project. There are still some easements that need to be obtained or purchased along the river. The McKells own property on both sides of the river. They have asked that, if in the future, the land to the west is developed to have the City to grant them access from the west.  
124

125 Councilman Dart made a **Motion** to approve the Brent McKell Development & License Agreement.

126 Councilman Davis **Seconded** and the motion **Passed** all in favor.  
128

129 **Amended Chicken Ordinance 12-10 – Junior Baker, City Attorney**

130 Mayor Andersen said there have been some problems with how the chicken ordinance has become about. Mayor Andersen wants the council to look at the broad range of this item.  
132

133 Officer Mark Byers stated that since this ordinance passed in May they have received 3 dozen chicken calls. The calls are regarding the numbers of chickens at a residence, smell & odor, location of coops, predators attacking, and abandonment. Officer Byers would like a permit and fee to be added. He recommends a \$15 or \$25 fee for processing and to hopefully help with the problems.  
138

139 Chris Wadsworth addressed a section in the city code directed to domesticated animals.  
140

141 Sara Wadsworth said our chickens are our pets just like a cat or dog. We have a six foot fence that is their enclosure. Chickens that are confined in a coop it can get too hot for them. The location requirement puts the coop in the middle of her backyard. Some of the benefits: they produce eggs, pest control for bugs, and fertilizer for the lawn. A chicken coop should fall under  
144

145 a small accessory building in the city code. The existing ordinance requires a cleaning once a  
146 week. Her recommendations are: enclosure should be secure 6 foot fence, coop should be a small  
147 accessory structure located by the property line same as dog houses. She is in favor of the  
148 license. That is our experience and thank you for your time.

149  
150 Junior Baker stated that some of the issues were brought to our attention and would like to make  
151 some changes to this ordinance. Mr. Baker went over some of the changes made to the  
152 ordinance presented tonight.

153  
154 Jed Morley commented that it has been a great way for our kids to learn chores, it is productive  
155 and benefits the family.

156  
157 Councilman Leifson asked if they have had problems with predators.

158  
159 Chris Wadsworth has lost two chicks to a predator because it got in under the fence and he has  
160 fixed that so it will not happen again.

161  
162 Kevin Gardner has a backyard neighbor that is putting in a chicken coop. He notices the sound  
163 through out the day, but you also hear dogs. Rain enhances the smell. He does not like the  
164 chickens.

165  
166 Councilman Davis asked what some of the complaints are?

167  
168 Officer Mark Byers said the complaints from the public are the smell, number of chickens, and  
169 the location of the coop. When we receive a dog kennel complaint they are given a time frame to  
170 get it clean, if not they are given a citation. We do enforce the licensing the best we can. There  
171 also is a big raccoon problem. The raccoons like the chickens. The raccoons come out in the day  
172 as well as the night and they can climb anywhere.

173  
174 Councilman Leifson said the Wadsworth's made a good argument. He agrees that it needs to be  
175 a secure area.

176  
177 Councilman Scoubes would like to make the minimum requirement change, having the secure  
178 area, and allowing the coop to be by the fence like the dog kennels.

179  
180 Councilman Dart asked about the fee? Do we raise it?

181  
182 Sara Wadsworth said they are fine paying the fee and we want to follow the rules but there are  
183 always going to be the ones that abuse it.

184  
185 Councilman Leifson agrees to raise the fee to \$15.00.

186  
187 Mayor Andersen asked Junior Baker to make the following changes to the ordinance: minimum  
188 amount of space requirement, eliminate the maximum, secure enclosure, raise fee to \$15.00,  
189 define the coop as an accessory structure.

190  
191 Councilman Dart made a **Motion to Table** the Amended Chicken Ordinance 12-10 to the next  
192 council meeting.

193 Councilman Leifson **Seconded** and the motion **Passed** all in favor.

194

195 **Springville/Spanish Fork City Interlocal Surveying Agreement – Richard Heap, Public Works**  
196 **Director**

197 Richard Heap stated that we have been involved in this agreement with other cities for years.  
198 Springville has offered to hire one of our employees and we reimburse Springville for the hours  
199 we need him.

200

201 Councilman Leifson made a **Motion** to approve the Second Amended Springville/Spanish Fork  
202 City Interlocal Surveying Agreement

203 Councilman Davis **Seconded** and the motion **Passed** all in favor.

204

205 **Sterling Hollow 5 Million Gallon Reservoir Change Order #1 – Richard Heap, Public Works**  
206 **Director**

207 Richard Heap received a change order late 2009 from Build Inc. requesting \$170,000.00 in  
208 changes. We negotiated a decrease in the change order to \$23,000.00 for just fuel costs. In  
209 addition we eliminated \$11,000.00 for asphalt so the change order would be for \$23,000.00  
210 above the contract price but we would pay \$34,000.00.

211

212 Councilman Davis stated that they were late starting the project and their punch list took an  
213 additional 2 years. For example, we held a preconstruction meeting in August and they did not  
214 start work until October. Councilman Davis asked if change orders are normally approved at the  
215 time they are requested if so why didn't they submit the change order in a timely manner.

216

217 Richard Heap stated that most of the punch list items had to deal with grading and some things  
218 occurred that were beyond their control like weather or waiting for the Livestock Association  
219 which extended this time, however, it still should not have taken them so long.

220

221 Mayor Andersen asked if the list has been completed.

222

223 Richard Heap replied yes.

224

225 Councilman Davis asked if we have paid the full contract less the \$11,000 for the asphalt.

226

227 Richard Heap replied yes.

228

229 Councilman Davis asked stated that we had similar problems with this company when they  
230 worked on the bridge at the Golf Course.

231

232 Richard Heap stated that we did and we were worried about using this company before we signed  
233 the contract, however, our background research showed that they had overcome those problems.

234

235 Councilman Leifson asked why it took them so long to submit this change order.

236

237 Richard Heap stated that we received the initial change order in late 2009 and began negotiating  
238 with Build Inc. with a desire to close out the contract and finish up their punch list.

239

240 Councilman Leifson asked if we have a legal obligation to approve and pay this change order.

241

242 Richard Heap and Mr. Baker said that we did not. Mr. Baker continued explaining that if we  
243 don't approve this change order they may likely sue the city. If you approve it you pay then we  
244 will pay the change order and they will likely not sue. He felt the City would probably prevail  
245 since change orders should be approved prior to the work being performed.

246

247 Mayor Andersen expressed his concern about bidding a project and then making changes after  
248 the contract and price have been set. He continued that if you sign a contract he prefers you  
249 keep your end of the agreement and we will keep our end.

250

251 Discussion by the City Council followed regarding the bidding process for this project and what  
252 this company bid and what the next highest bidder submitted.

253

254 Councilman Leifson asked if they have any receipts for the fuel costs.

255

256 Richard Heap replied no. These numbers are from estimates, they did not have specific records.

257

258 Discussion then followed regarding the need for record keeping and how change orders can be  
259 submitted without actual numbers.

260

261 Councilman Scoubes expressed a concern that they would submit a change order for something  
262 that they don't have documented. He feels that we owe it to the citizens not to pay for  
263 something that cannot be substantiated.

264

265 Councilman Davis made a **Motion to Deny** the Sterling Hollow 5 Million Gallon Reservoir Change  
266 Order #1

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

268

269 **ADJOURN:**

270 Councilman Leifson made a **Motion** to adjourn.

271 Councilman Dart **Seconded** and the motion **Passed** all in favor at 8:09pm.

272

273 **ADOPTED:**

274

275

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Angie Warner, Deputy Recorder



## Staff Report to City Council

<b>Agenda Date:</b>	July 20, 2010
<b>Staff Contacts:</b>	Dale Robinson, Bart Morrill, Ryan Baum
<b>Reviewed By:</b>	Dave Oyler
<b>Subject:</b>	North Park Change Orders

### **Background Discussion:**

In the northwest detention basin at North Park there are four drains that empty into the basin from different locations in the park. These drains will often have water running in them because they drain any excess irrigation or rain water from the trees, lawn, playground and parking lot. The current design shows these drains emptying into the grass in the bottom of this basin. This will create areas where the grass is always wet which will make it difficult to maintain healthy turf and the result will be mud bogs and a gathering place for hornets. The change we will make allows the low flow water from these four separate drains to consolidate into one 6 inch pipe and empty out at one location closer to the outlet for the basin. We will then landscape this area with fabric and rocks allowing the water to percolate through the rocks. This should eliminate any swampy areas that may be a hazard and make it easier to maintain. The cost for this addition will be \$3,248.00.

The other change order is for a cage to cover the irrigation filter at North Park. This should have been included in the architects plan but was not. If we do not cover the filter then it will be prone to vandalism. The cost for this cover and installation will be \$1,789.85.

### **Recommendation:**

The staff recommends that these change orders be approved. It will make the detention area open space that can be enjoyed by park patrons rather than a place to avoid.

### **Attachments:**

Both change order proposals from the landscape company



To: Spanish Fork City

For: Spanish Fork North Park

Change Order:

We will install one of the following enclosures over the filter, the will be set on a concrete pad.

~~1. Strong Box Alum 40L x 39H x 24 W \$2,461.00~~

2. Guard shack (Tan Green or Black)

16W x 37H x 40 L

\$1789.85

Add \$100 to guard shack if colored brown

Thank you

Ryan Schramm



To: Spanish Fork City

For: Spanish Fork North Park

Change Order:

We will install 2 17"x13" concrete boxes with a metal grate on the existing 8" drain pipes on the south west corner of the catch basin. We will run a 4" sewer pipe between these two boxes, then run the 4" pipe down near the outlet on the north end of the basin. The pipe will be set to grade and be buried in sand on the west bank of the basin. We will also install a cobble rock area over weed fabric between the 4" pipe and the outlet of the basin.

Total price for change order \$2892.00

~~4"~~ 6" pipe \$3,248.00

~~Total change order \$2,400.00~~

Thank you  
  
Ryan Schramm

Bollards  
Level

# ORDINANCE NO. 13-10

## ROLL CALL

VOTING	YES	NO
MAYOR G. WAYNE ANDERSEN <i>(votes only in case of tie)</i>		
ROD DART <i>Councilmember</i>		
RICHARD M. DAVIS <i>Councilmember</i>		
STEVE LEIFSON <i>Councilmember</i>		
JENS P. NIELSON <i>Councilmember</i>		
KEIR A. SCUBES <i>Councilmember</i>		

I MOVE this ordinance be adopted:

I SECOND the foregoing motion:

## ORDINANCE No. 13-10

### AN ORDINANCE ALLOWING FOR ALTERNATIVE ENERGY INTERCONNECTION

WHEREAS, based on an ever growing need to protect natural resources there is a growing interest in alternative energy generation on a small scale; and

WHEREAS, various types of technologies may be available on a small scale which may work to the benefit of Spanish Fork City and its residents; and

WHEREAS, electric energy generation with an interconnection to the Spanish Fork distribution system is known as net metering; and

WHEREAS, the City has not been able to allow net metering due to the bonding

requirements of its energy supplier, Utah Municipal Power Agency (UMPA); and

WHEREAS, UMPA has now resolved its bonding issues concerning net metering, which will allow for the same to be able to take place within the City, but UMPA has limited the amount of total energy generated from net metering to one percent (1%) of the average energy load within the City for the three prior fiscal years; and

WHEREAS, net metering may be of benefit to various residents of the City if provisions can be implemented to protect the health, safety and welfare of all the residents of the City;

NOW THEREFORE, be it ordained and enacted by the Spanish Fork City Council as follows:

I.

Spanish Fork Municipal Code Section 13.44.095 "Net Metering" is hereby created as follows:

**13-44-095. Net Metering.**

- A. Spanish Fork City allows customer owned grid connected electric generating systems (net metering) based upon the requirements and standards of this section, provided that the total energy generated by customer owned systems pursuant to this ordinance shall not exceed one percent (1%) of the average total energy load within the City for the three preceding fiscal years. Net metering allows for interconnected non-utility- owned electric generation to be connected for parallel operation with the electrical system of Spanish Fork Energy.
- B. Net metering will be allowed to interconnect with Spanish Fork Energy's electrical distribution system at a service level voltage only after determination by Spanish Fork Energy that such interconnection will not interfere with the

operation of the distribution circuit and ensures the safety of Spanish Fork Energy employees and customers.

C. Interconnection Requirements

1. Customer shall comply with all the latest applicable National Electric Code (NEC) requirements [NEC Articles 690 and 705], National Electrical Safety Code (NESC) requirements, State of Utah requirements, building codes, and shall obtain building permit(s) for the equipment installation.

2. Meter and transformer or transformer pole serving the Customer-Generator shall be labeled to indicate potential electric current back feed. Spanish Fork Energy will provide and install labels when Customer-Generator's electric system is approved for interconnection.

3. Customer shall provide space for metering equipment and meter base as per Spanish Fork Energy requirements.

4. Customer's over-current device at the service panel shall be marked to indicate power source and connection to Spanish Fork Energy's distribution system.

5. The Customer shall assume the full responsibility for all maintenance of the generator and protective equipment and keeping of records for such maintenance. These records shall be available to Spanish Fork Energy for inspection at all times.

6. Customer's power production control system shall comply with NEC Articles 690 and 705; and applicable and current Institute of Electrical and Electronics Engineers (IEEE) Standards including Standard number 1547 "Interconnecting Distributed Resources with Electric Power Systems" for parallel operation with Spanish Fork Energy; in particular the following:

- a. Power output control system shall automatically disconnect from Spanish Fork Energy's source upon loss of voltage and not reconnect until Spanish Fork Energy's voltage has been restored for at least five (5) minutes continuously.
- b. Power output control system shall automatically initiate a disconnect from Spanish Fork Energy source within six (6) cycles if Customer's voltage falls below 60 Volts rms to ground (nominal 120 V rms base) on any phase.
- c. Power output control system shall automatically initiate a disconnect from Spanish Fork Energy's system within two (2) seconds if the voltage rises above 132 Volts rms phase to ground or falls below 104 Volts rms phase to ground (nominal 120 V rms base) on any phase.
- d. Power output control system shall automatically initiate a disconnect from Spanish Fork Energy's system within three (3) cycles for any reverse power flow condition.

7. Customer shall provide a written description of how the protection devices will achieve compliance with the requirements of this policy as part of the Building Permit Application.

8. Customer shall furnish and install on customer's side of the meter, a UL-approved safety disconnect switch which shall be capable of fully disconnecting the Customer's generating facility from Spanish Fork Energy's electric system. The disconnect switch shall be located adjacent to Spanish Fork Energy's meters and shall be of the visible break type in a metal enclosure which can be secured by a padlock. The disconnect switch shall be accessible to Spanish Fork Energy personnel at all times.

9. Additional Metering: For purposes of gathering research data, Spanish Fork Energy may, at its expense, install and operate additional metering and data-gathering devices.

10. **Solar Photovoltaic Equipment** shall be in compliance with Underwriters Laboratories (UL) 1741, *Standard for Static Inverters and Charge Controllers for Use in Photovoltaic Systems*; UL 1703, *Standard for Safety: Flat-Plate Photovoltaic Modules and Panels*; and IEEE 1262-1995, *Recommended Practice for Qualification of Photovoltaic (PV)*

*Modules*; and the solar system shall be installed in compliance with IEEE Standard 929-2000, *Recommended Practice for Utility Interface of Photovoltaic Systems*.

11. Wind turbines shall meet the requirements of Spanish Fork Municipal Code §15.3.24.090(H)(C).

D. Safety

All Safety and operating procedures for joint use equipment shall be in compliance with the Occupational Safety and Health Administration (OSHA) standard 29 CFR 1910.269, the NEC, the NESC, State of Utah rules, City standards, and equipment manufacturer's safety and operating manuals.

E. Guidelines For System Diagrams

A system diagram or schematic must be submitted with a building permit application. The required System Diagram is one of the most important parts of the application for interconnection. The system diagram is used by Spanish Fork Energy during the review and approval process, and again during field testing and meter installation. The diagram is a permanent record copy of the system and is filed at Spanish Fork Energy for reference. Discrepancies between the diagram and the actual installation as built are cause for rejection at the final testing and net meter installation.

The System Diagram can be anything from a One-Line, to a Schematic, to a complete Wiring Diagram that shows every wire and every connection throughout. Any of these are acceptable as long as the minimum key information is included. Spanish Fork Energy has the discretion to reject the diagram submitted and require a specified format. The diagram does not need to be overly complex, but accuracy and clarity are critical. At a minimum, the System Diagram must show how the components of the customer generator system are connected

electrically. Additional information, such as equipment part numbers and physical locations, should also be included on the diagram. Some of this additional information may be contained in the application forms as well, but documenting it on the System Diagram provides a single complete reference for the project and speeds the engineering reviews and field work.

*Some systems have more complex requirements for interconnection and will require much more significant design drawings for review and approval.*

The System Diagram should provide the information as described below:

- i. Generator (PV Panels, Wind Turbine, Hydro Turbine, etc.) - Include manufacturer, part number, nameplate maximum capacity (kW), and physical location. For modular systems (e.g. pv panels), also include: number of modules, configuration, nameplate maximum capacity of each module, and total nameplate maximum capacity.
  - ii. Inverter - Include manufacturer, type or series, part number, serial number, nameplate maximum capacity (kW), output voltage, physical location.
  - iii. Disconnect Switch - Include the physical location relative to the Spanish Fork Energy Service Meter.
  - iv. Electrical Service Panel -Include the panel or main breaker size and the position at which the generation is connected. Show all panels (if there are multiple panels or subpanels) even if not directly connected into the generation system.
  - v. Spanish Fork Energy Service Meter - Include existing meter serial number, meter form, and class.
  - vi. Other Related Equipment (battery banks, transfer or bypass switches, backup generators, etc.).
- F. License Approval

1. Each customer desiring to engage in net metering must enter into a net metering license agreement as prepared by Spanish Fork Energy. The license agreement will contain additional conditions to maintain the integrity and reliability of the Spanish Fork Energy system and/or conditions deemed necessary to maintain the health, safety, and welfare of the residents and employees of the City.

2. The license agreement application shall be accompanied by the design or schematic required by this section, together with a filing fee in the amount of \$500.00.

Adjustments to the amount of the fee may be made by the City Council in the annual budget, or by resolution.

3. The license may be revoked for violations of any of the terms of the license agreement or for violation of any of the terms of this section.

G. Temporary Connections

This section shall not apply to the temporary generation of electric energy for emergency or standby purposes, except as noted below.

1. All emergency or standby generation shall not be interconnected with Spanish Fork Energy's system at any time. A positive, physical means of transferring and separating loads between normal and alternate sources of supply must be used to prevent inadvertent interconnection.

2. All emergency or standby generation shall comply with the provisions of the latest revision of the National Electric Code and National Electrical Safety Code.

II.

This Ordinance shall take effect 20 days after passage and publication.

PASSED AND ORDERED PUBLISHED BY THE CITY COUNCIL OF SPANISH FORK, UTAH, this 20th day of July, 2010.

---

G. WAYNE ANDERSEN, Mayor

Attest:

---

Kent R. Clark, City Recorder

# ORDINANCE NO. 14-10

## ROLL CALL

VOTING	YES	NO
MAYOR G. WAYNE ANDERSEN <i>(votes only in case of tie)</i>		
ROD DART <i>Council member</i>		
RICHARD M. DAVIS <i>Council member</i>		
STEVE LEIFSON <i>Council member</i>		
JENS P. NIELSON <i>Council member</i>		
KEIR A. SCUBES <i>Council member</i>		

I MOVE this ordinance be adopted:

I SECOND the foregoing motion:

## ORDINANCE No. 14-10

### AN ORDINANCE AMENDING THE RIGHT TO KEEP CHICKENS

WHEREAS, Spanish Fork City has adopted an ordinance allowing chickens, with certain restrictions, to be kept in residential zones; and

WHEREAS, the ordinance does not require permits to keep chickens in residential zones; and

WHEREAS, since the ordinance was enacted, the animal control officer has dealt with chickens on a frequent basis and feels that requiring a permit would lessen the issues and violations concerning chickens; and

WHEREAS, experience with the ordinance further indicates that regulations concerning enclosures should be clarified in order to treat chickens similar to other domestic animals and better protect chickens from their predators, including domestic dogs and cats; and

WHEREAS, experience with the ordinance further indicates that the required coops are similar to other structures used to house domestic animals and should be treated similarly;

NOW THEREFORE, be it ordained and enacted by the Spanish Fork City Council as follows:

I.

Spanish Fork City Municipal Code §6.20.020(D) is hereby amended, a new subsection (E) is hereby created, and subsections (E) and (F) are renumbered as subsection (F) and (G) as follows:

**6.20.020. Coops and Enclosures Required.**

To keep chickens, an enclosure, including a coop, is required, in accordance with the regulations established in this section.

(A) [unchanged]

(B) [unchanged]

(C) [unchanged]

(D) The coop shall be structurally sound and located in a rear yard at least twenty-five feet from any neighboring residential structures and at least six feet from the primary residential structure on the property. The coop shall meet the minimum setback requirements for accessory structures within the zoning district. The coop and enclosure shall be hidden from the public view through the use of opaque fencing materials or vegetative screening. Because a corner lot technically does not include a rear yard, the owner of a corner lot may choose one of the "side" yards to function as a rear yard for the purposes of keeping chickens and locating the coop.

(E) The rear yard of the residence may act as the enclosure if it is fully fenced by a sight obstructing fence at least six feet in height and anchored on the bottom to prevent chickens from getting out or potential predators from getting in through or under the fence. If the rear yard is not used as an enclosure, the enclosure must be attached to the

coop, which may act as one side of the enclosure, and shall be constructed on the other sides and top with mesh wire or other similar materials and in such a manner that the chickens cannot get out, nor potential predators get in. Such an enclosure shall contain a minimum of three square feet per bird.

(F) Former subsection E.

(G) Former subsection F.

II.

Spanish Fork City Municipal Code §6.20.035 is hereby created as follows:

**6.20.035. Permit Required.**

A permit to keep chickens in residential zones pursuant to the terms of this ordinance is required. A person desiring to have chickens shall obtain a permit for the location where the chickens are to be kept. Permits may be obtained from the animal control officer. A permit application shall be accompanied by a drawing showing where, at the desired location, chickens will be kept. The price of the permit shall be established by resolution of the City Council, or in the annual budget.

III.

The initial cost of a permit to keep chickens, until changed by action of the City Council, is fifteen dollars (\$15.00) per year.

IV.

This Ordinance shall take effect 20 days after passage and publication.

PASSED AND ORDERED PUBLISHED BY THE CITY COUNCIL OF SPANISH FORK, UTAH, this 20th day of July, 2010.

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G. WAYNE ANDERSEN, Mayor

Attest:

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Kent R. Clark, City Recorder



# Memo

To: Mayor and City Council  
From: Richard Heap, Public Works Director  
Date: July 16, 2010  
Re: Golf Course Pressurized Irrigation Pump Station Carry Over

## **Staff Report**

In fiscal year 2010 the city had budgeted to construct a pump station for the newly constructed pressurized irrigation pond at the golf course. We were unable to finish this project completely in fiscal year 2010 so we will need to carryover \$165,000. This will cover the work and equipment that will be paid for after June 30, 2010 which will now be in the fiscal year 2011.





# PRELIMINARY PLAT

## REPORT TO THE CITY COUNCIL AMHERST MEADOWS PRELIMINARY PLAT

**Agenda Date:** July 20, 2010.

**Staff Contacts:** Dave Anderson, Community Development Director.

**Reviewed By:** Development Review Committee, Planning Commission.

**Request:** It is proposed that the City reapprove the Preliminary Plat for Amherst Meadows, a subdivision that was originally approved in 2006.

**Zoning:** R-1-8

**General Plan:** Residential 2.5 to 3.5 units per acre.

**Project Size:** 10.22 acres.

**Number of lots:** 4.

**Location:** 1250 South 2300 East.

### Background Discussion

Amherst Meadows was originally approved in 2006. Due to the configuration of the development, when the first phase was constructed the improvements were essentially completed for both the first and second phases.

For whatever reason, no plat has yet been recorded for the second phase even though the required improvements have all been installed and the project was reapproved once before in 2009. Given the amount of time that has lapsed since the most recent approval, that approval has expired. Therefore, prior to having this phase recorded, the applicant must have both the Preliminary and Final Plats reapproved.

There are no proposed changes to the design of the plat. All of the lots contained therein conform to the City's requirements for subdivisions in the R-1-8 zone.

### Development Review Committee

The Development Review Committee reviewed this request on July 7, 2010 and recommended that it be approved.

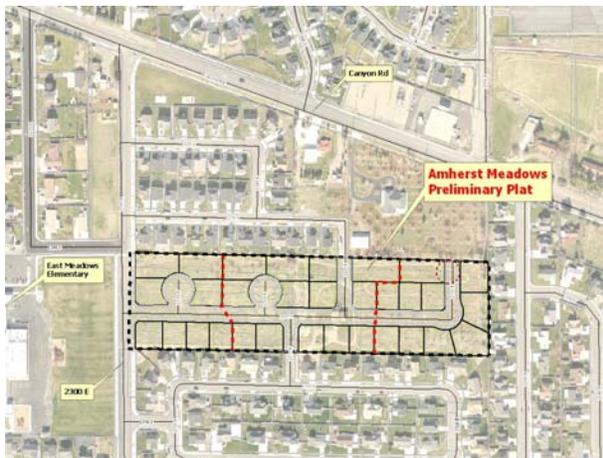
### Planning Commission

The Planning Commission reviewed this request in their July 7, 2010 meeting and recommended that it be approved. Draft minutes from that meeting read as follows:

#### Amherst Meadows

Applicant: Salisbury Homes  
General Plan: 2.5 to 3.5 units per acre  
Zoning: R-1-8  
Location: 1250 South 2300 East

Mr. Anderson explained that this was the third time that a Preliminary Plat for Amherst Meadows had been presented for approval. He said that the public infrastructure had all been installed. He said



that City staff recommended that the proposal be approved. He explained that one plat had already been recorded and this would allow for the recordation of the second plat.

Chairman Christianson asked whether or not there was a warranty bond. Mr. Burdick said there was not a bond. Mr. Christianson asked if a warranty bond would need to be extended or posted. Mr. Anderson said that staff could look into it if the Commission would like.

Commissioner Evans asked if the bond could be included as part of the approval. He clarified that the proposal was going through the process a third time because the developers did not develop within the window that the City was not holding the project up. Mr. Anderson concurred.

Commissioner Evans **moved** to recommend that the City Council **approve** the Amherst Meadows Preliminary Plat subject to the following condition:

#### **Condition**

1. That City staff look into if there is a need for a warranty bond.

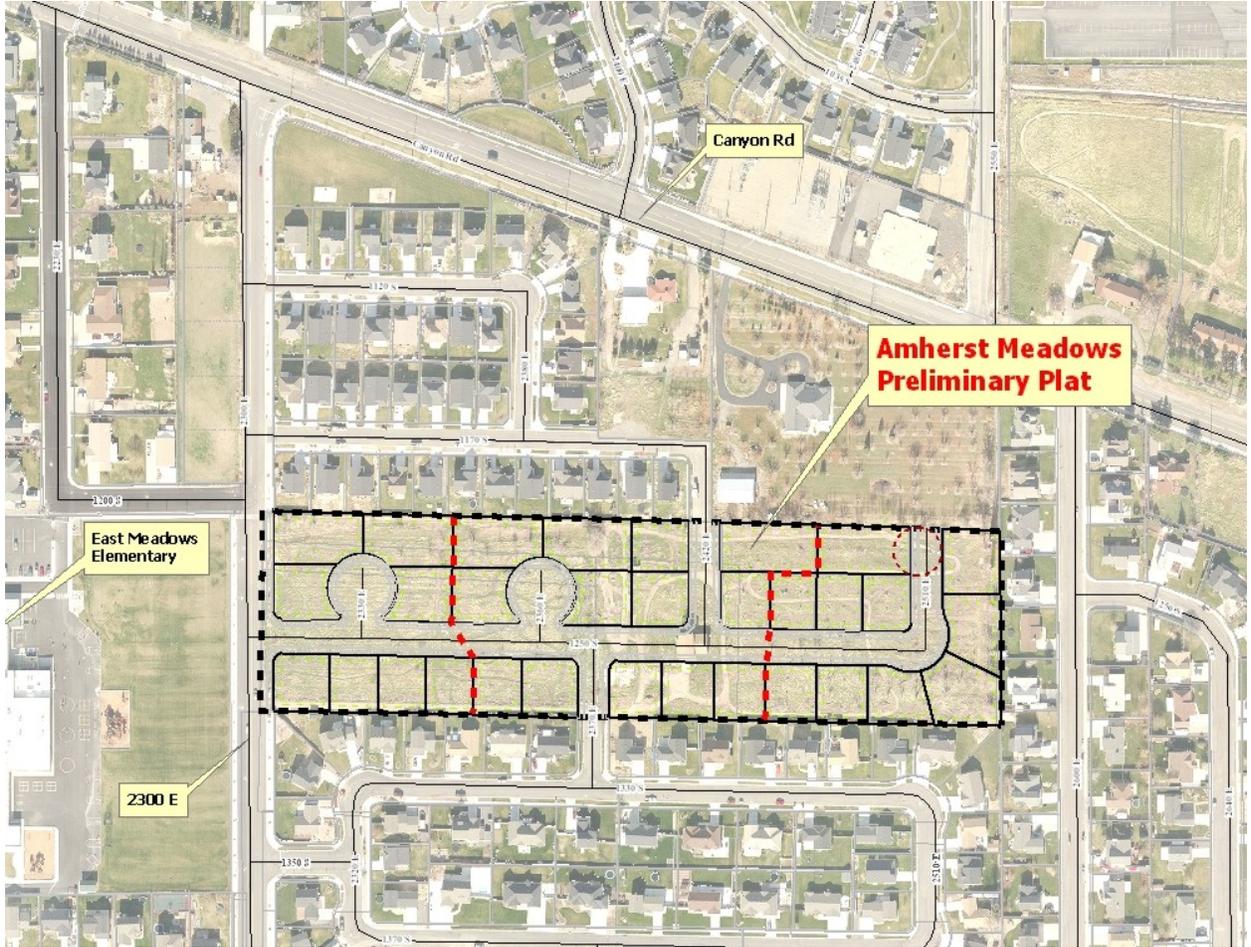
Commissioner Marshall **seconded** and the motion **passed** all in favor by a roll call vote.

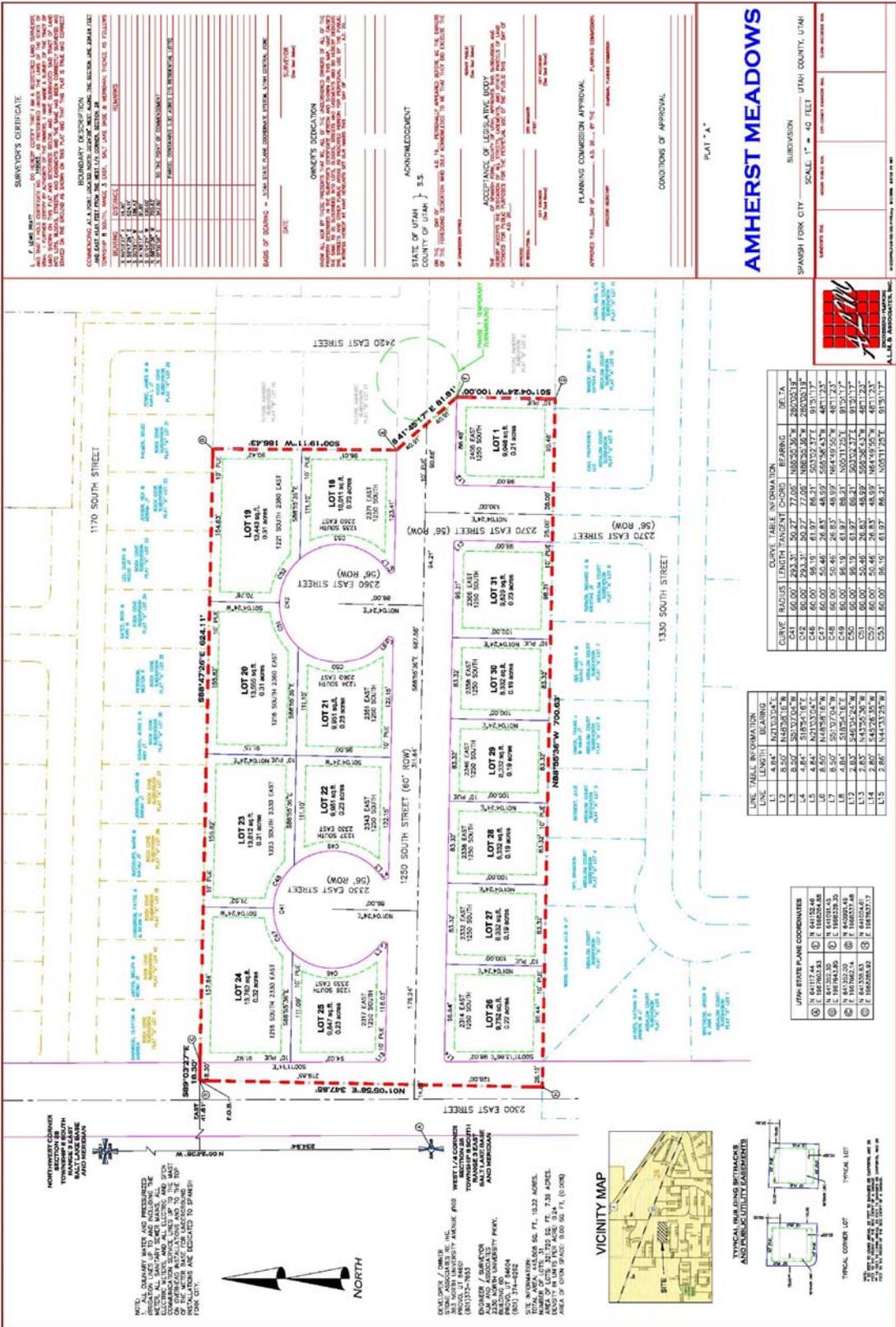
#### **Budgetary Impact**

There is no significant budgetary impact anticipated with this proposed subdivision.

#### **Recommendation**

Staff recommends that the proposed Preliminary Plat be approved.







# PRELIMINARY PLAT

## REPORT TO THE CITY COUNCIL SPANISH HIGHLANDS WARD PRELIMINARY PLAT

**Agenda Date:** July 20, 2010.

**Staff Contacts:** Dave Anderson, Community Development Director.

**Reviewed By:** Development Review Committee, Planning Commission.

**Request:** The LDS Church has requested to have a Preliminary Plat approved for a two-lot subdivision.

**Zoning:** Rural Residential

**General Plan:** Residential 2.5 to 3.5 units per acre.

**Project Size:** 6.92 acres.

**Number of lots:** 2.

**Location:** Approximately 2150 East 100 South.

### Background Discussion

The LDS Church anticipates constructing a church on lot 1 while lot 2 would be dedicated to the City for use as a detention basin. The subject property has been cultivated for at least the past several years.

### Development Review Committee

The Development Review Committee reviewed this request in their June 23, 2010 meeting and recommended that it be approved. Draft minutes from that meeting read as follows:

#### Spanish Highlands Ward

Applicant: LDS Church  
General Plan: Residential 2.5 to 3.5 units per acre  
Zoning: Rural Residential  
Location: 2150 East 100 South

Mr. Anderson explained the proposal and discussion ensued regarding how many lots were involved.

Mr. Anderson **moved** to recommend that the City Council **approve** the Spanish Highlands Ward Preliminary Plat located at 2150 East 100 South. Mr. Thompson **seconded** and the motion **passed** all in favor.

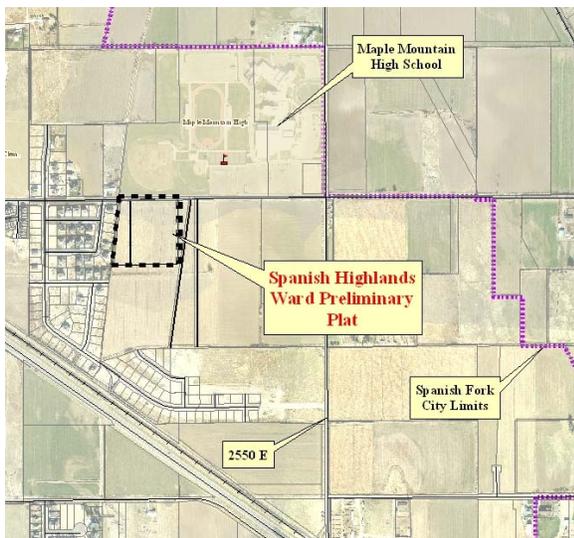
Discussion was held regarding when the Site Plan would be approved. Mr. Anderson said that they would like to have it approved next week.

### Planning Commission

The Planning Commission reviewed this request in their July 7, 2010 meeting and recommended that it be approved. Draft minutes from that meeting read as follows:

#### Spanish Highlands Ward Preliminary Plat

Applicant: LDS Church  
General Plan: 2.5 to 3.5 units per acre  
Zoning: Rural Residential



Location: 2150 East 100 South

Mr. Anderson explained that the proposal was for a three lot subdivision on approximately 6.92 acres that the LDS Church was subdividing in order to construct a church on lot one, a storm drain facility on lot two and that lot three would remain vacant. He said the proposal did meet requirements for the Rural Residential zone.

Chairman Christianson asked about the detention basin and if it was a separate facility from the one in the Maple Mountain Subdivision.

Mr. Anderson explained the park in the Maple Mountain Subdivision and that a portion of the park would be used for a regional detention basin.

Chairman Christianson explained that, when the Commission approved the Maple Mountain Master Planned Development, part of the agreement was that there would be a five-acre park and detention basin and that he had not forgotten about that agreement.

Chairman Christianson invited public comment. There was none.

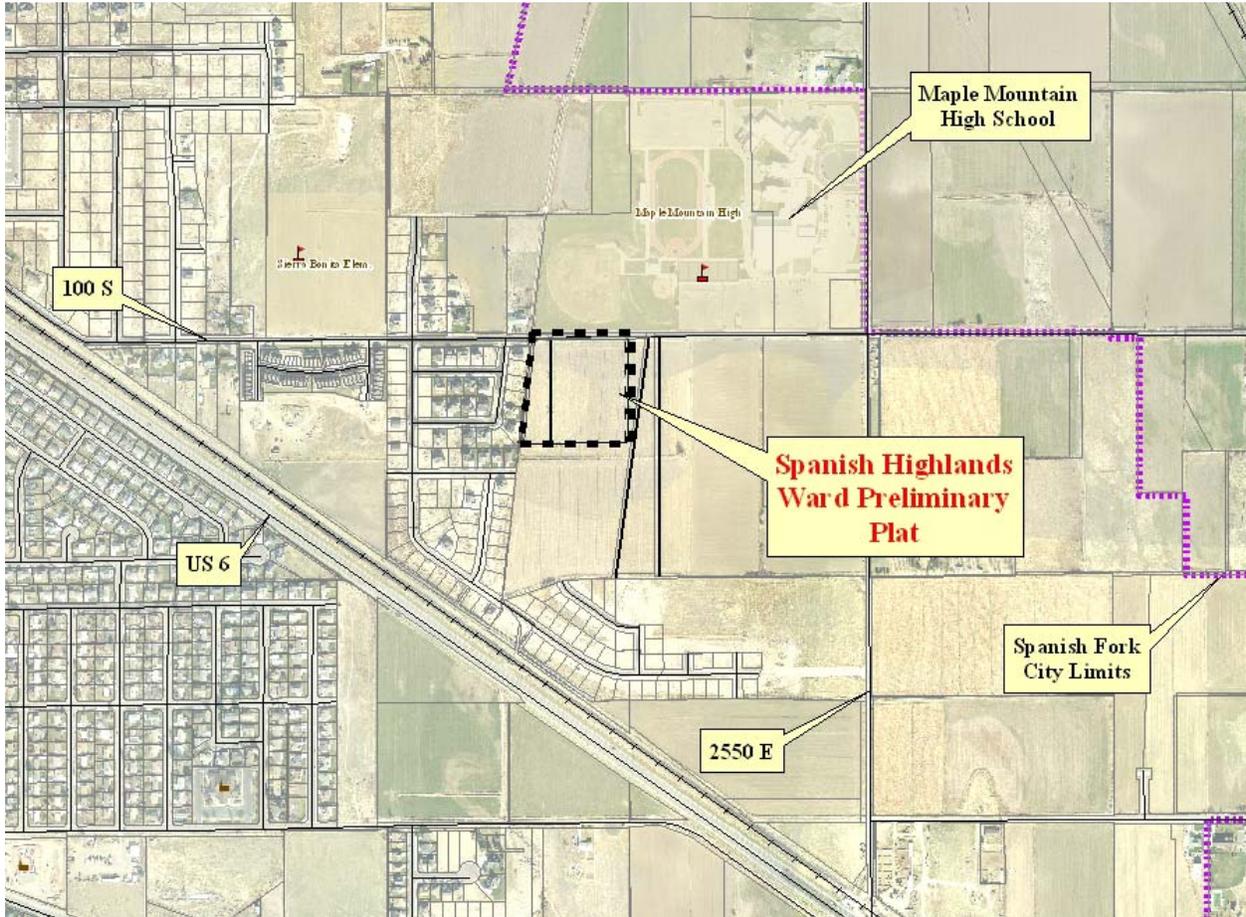
Commissioner Marshall **moved** to recommend that the City Council **approve** the Spanish Highlands Ward Preliminary Plat. Commissioner Evans **seconded** and the motion **passed** all in favor by a roll call vote.

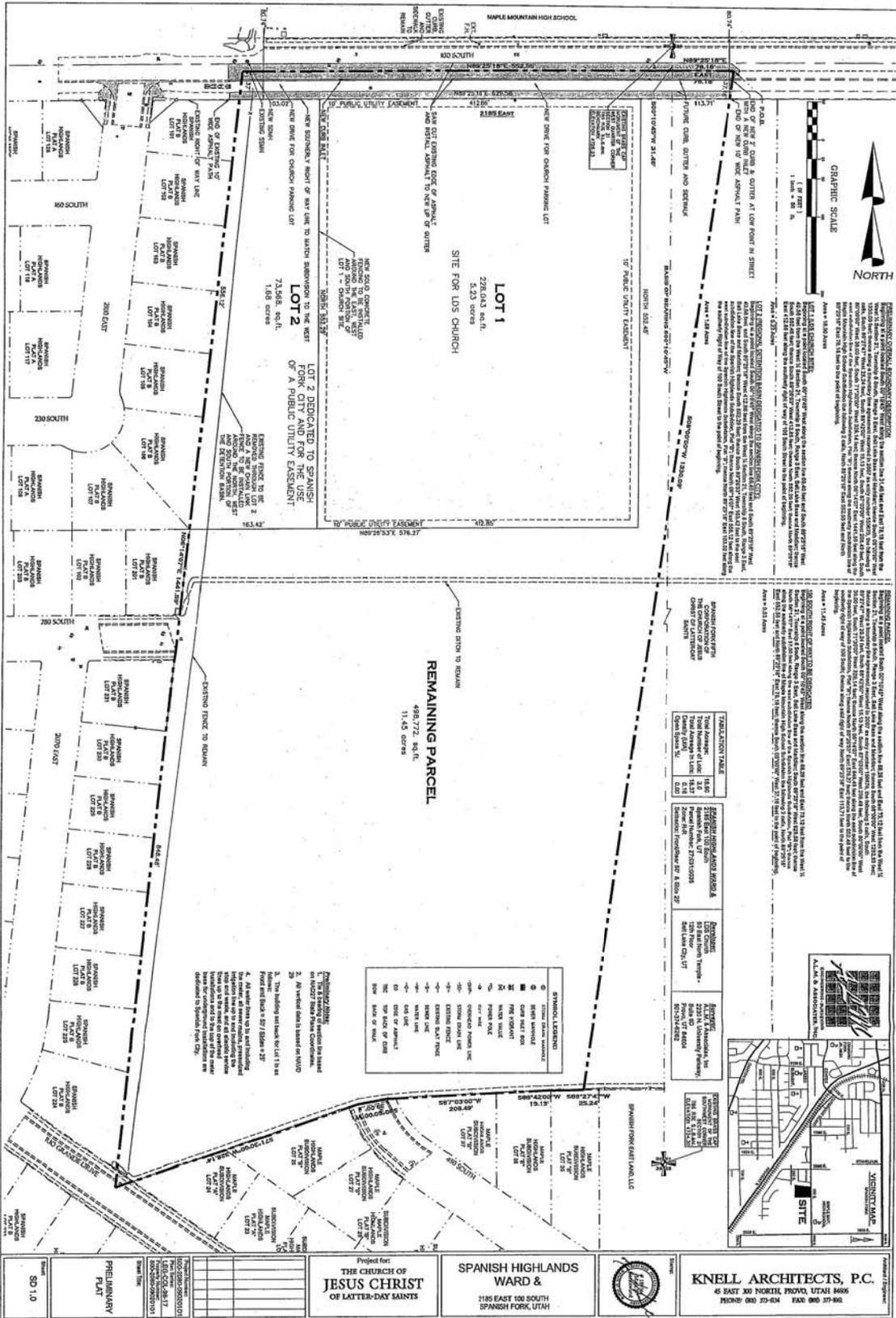
### **Budgetary Impact**

There is no anticipated budget impact with this proposed subdivision.

### **Recommendation**

Staff recommends that the proposed Preliminary Plat be approved.







# PRELIMINARY PLAT

## REPORT TO THE CITY COUNCIL DFCU PRELIMINARY PLAT

**Agenda Date:** July 20, 2010.

**Staff Contacts:** Dave Anderson, Community Development Director.

**Reviewed By:** Development Review Committee, Planning Commission.

**Request:** The proposal involves a 4-lot subdivision of property that is partially developed.

**Zoning:** Shopping Center.

**General Plan:** General Commercial.

**Project Size:** 4.81 acres.

**Number of lots:** 4.

**Location:** Approximately 700 East Kirby Lane.

### Background Discussion

The proposed Preliminary Plat is presented in order to rectify unapproved subdivisions that have occurred in recent years. Most, if not all, of the required public infrastructure is in place. The subdivision would ultimately create one vacant lot. A representative of Taco Time has proposed to construct a restaurant on that lot.

### Development Review Committee

The Development Review Committee reviewed this request in their June 23, 2010 meeting and recommended that it be approved. Minutes from that meeting read as follows:

#### DFCU

Applicant: Calvin Sabin  
General Plan: General Commercial  
Zoning: Shopping Center  
Location: 700 East Kirby Lane

Mr. Anderson explained that all of the property owners involved with this subdivision were cooperating to get this approved and that all of the subdivision issues had been addressed.

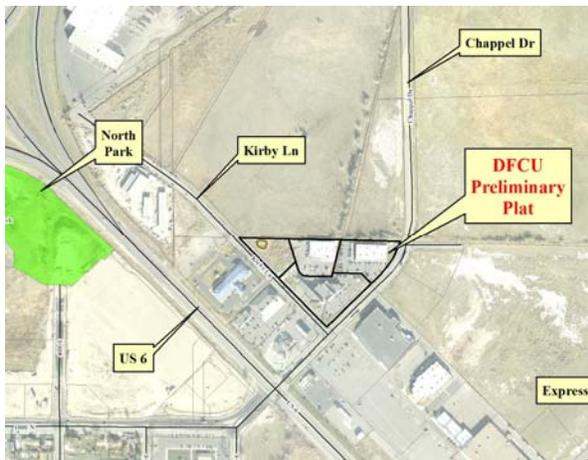
Mr. Anderson asked the applicant about easements involving Mr. Morley. Mr. Sabin explained that he was working with Mr. Morley's secretary and that she was preparing the documents.

Mr. Anderson **moved** to recommend **approval** of the DFCU subdivision. Mr. Sant **seconded** and the motion **passed** all in favor.

Discussion was held regarding the Taco Time Site Plan.

### Planning Commission

The Planning Commission reviewed this request in their July 7, 2010 meeting and recommended that it be approved. Draft minutes from that meeting read as follows:



## **DFCU Preliminary Plat**

Applicant: Calvin Sabin

General Plan: General Commercial

Zoning: Shopping Center

Location: 700 East Kirby Lane

Mr. Anderson gave background on the proposal and what had already been constructed. He said this was a subdivision plat that would create four lots and that the majority of the public infrastructure was already in place. He said that there may need to be pressurized irrigation installed but that the City would address improvement deficiencies when the vacant lot developed. He explained that this proposal would create a document that would legally convey the four lots.

Mr. Burdick addressed any utility issues.

Commissioner Evans clarified the lot lines.

Chairman Christianson asked if signatures would be obtained from all of the property owners. Mr. Anderson concurred.

Chairman Christianson invited public comment. There was none.

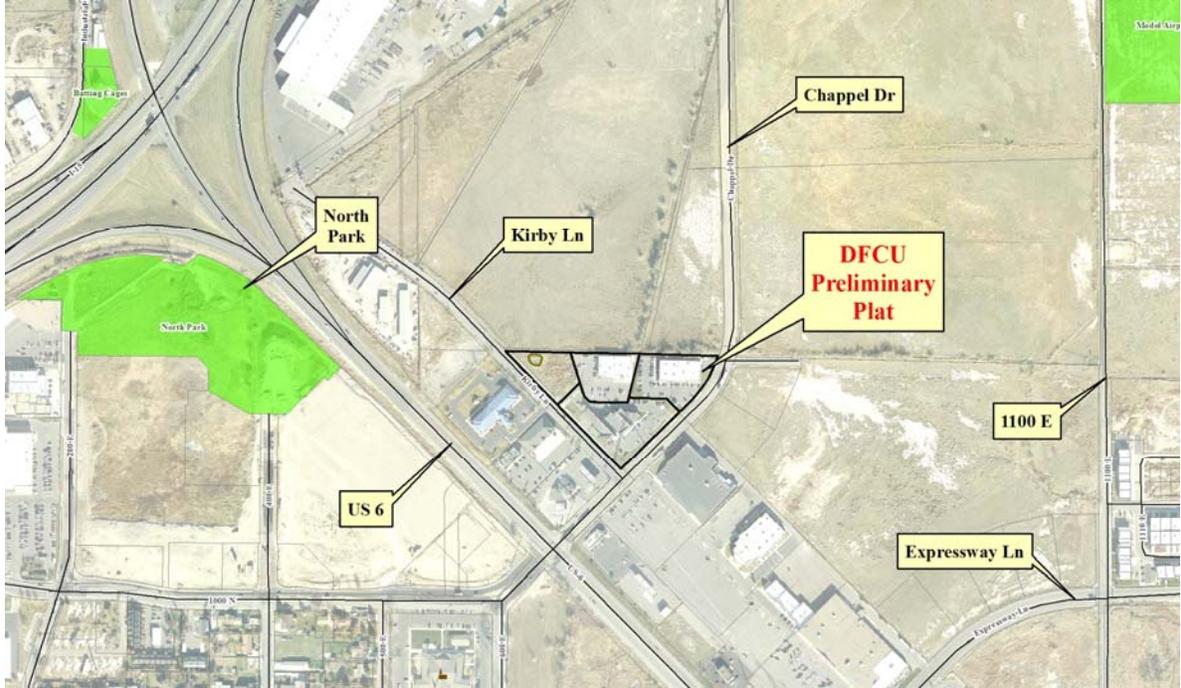
Commissioner Evans **moved** to recommend to the City Council **approval** of the DFCU Preliminary Plat. Commissioner Marshall **seconded** and the motion **passed** all in favor by a roll call vote.

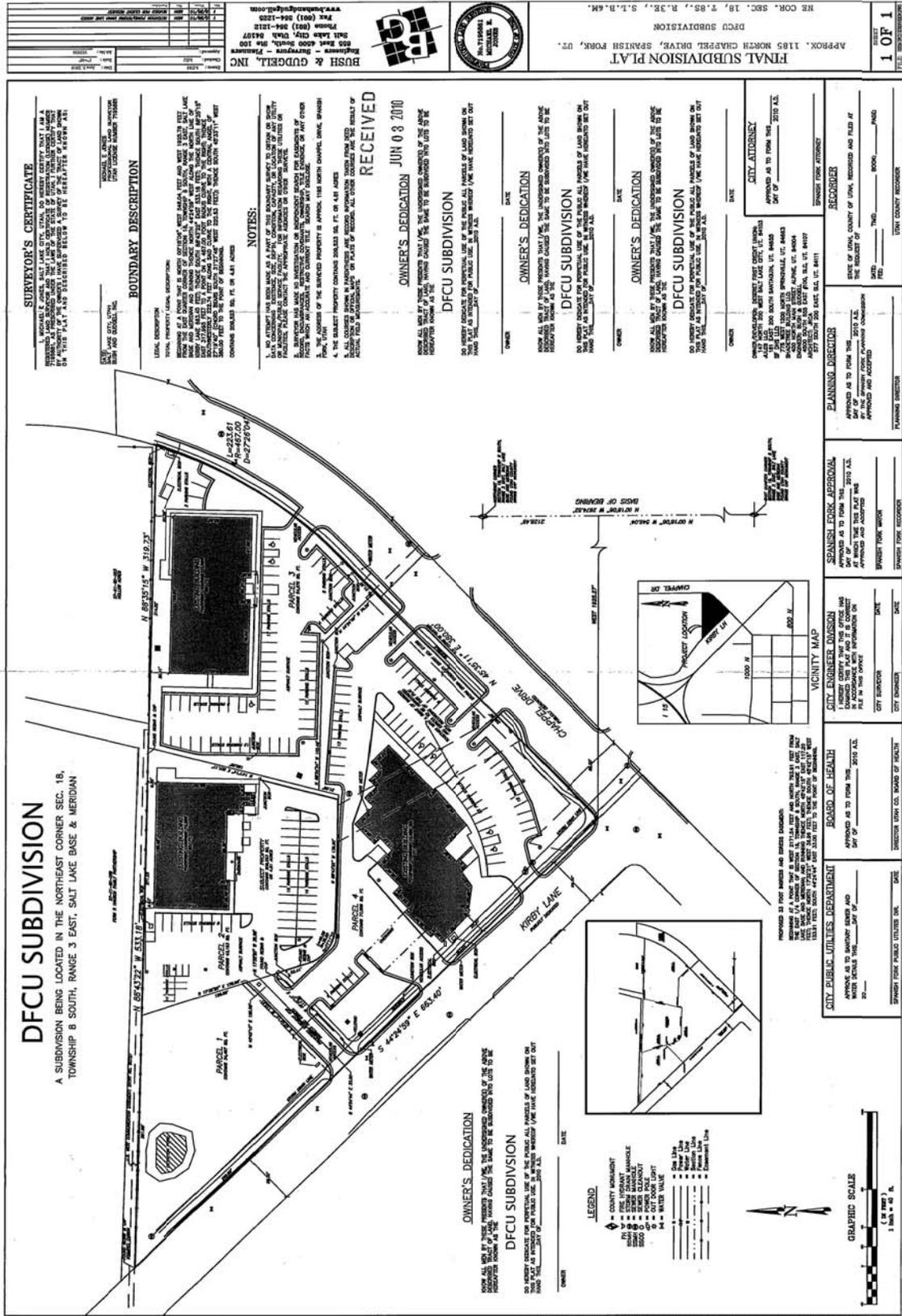
## **Budgetary Impact**

There is no significant budgetary impact anticipated with this proposed subdivision.

## **Recommendation**

Staff recommends that the proposed Preliminary Plat be approved.





# DFCU SUBDIVISION

A SUBDIVISION BEING LOCATED IN THE NORTHEAST CORNER SEC. 18, TOWNSHIP 8 SOUTH, RANGE 3 EAST, SALT LAKE BASE & MERIDIAN

**SURVEYOR'S CERTIFICATE**  
 I, MICHAEL E. JONES, SALT LAKE COUNTY SURVEYOR, DO HEREBY CERTIFY THAT I AM A LICENSED SURVEYOR AND THE LAND SHOWN ON THIS PLAT IS THE RESULT OF MY SURVEY. I HAVE PERSONALLY EXAMINED THE LAND AND THE INSTRUMENTS AND RECORDS REFERRED TO IN THIS PLAT AND GUARANTEED BELOW TO BE CORRECT WITHIN THE LIMITS OF THE SURVEYOR'S LIABILITY.

**BOUNDARY DESCRIPTION**  
 MICHAEL E. JONES  
 SALT LAKE COUNTY SURVEYOR  
 1000 WEST 1000 SOUTH, SUITE 100  
 SALT LAKE CITY, UT 84119  
 PHONE: (801) 464-1212  
 FAX: (801) 464-1213  
 WWW.MESURVEYING.COM

**NOTES:**  
 1. ALL CORNERS SHOWN ON THIS PLAT ARE TO BE SET BY THE SURVEYOR. THE SURVEYOR HAS MADE NO INVESTIGATION INTO THE EXISTENCE OF ANY OTHER EASEMENTS OR INTERESTS WHICH MAY AFFECT THE LAND SHOWN ON THIS PLAT.  
 2. THE SURVEYOR HAS MADE NO INVESTIGATION INTO THE EXISTENCE OF ANY OTHER EASEMENTS OR INTERESTS WHICH MAY AFFECT THE LAND SHOWN ON THIS PLAT.  
 3. THE SURVEYOR HAS MADE NO INVESTIGATION INTO THE EXISTENCE OF ANY OTHER EASEMENTS OR INTERESTS WHICH MAY AFFECT THE LAND SHOWN ON THIS PLAT.  
 4. THE SURVEYOR HAS MADE NO INVESTIGATION INTO THE EXISTENCE OF ANY OTHER EASEMENTS OR INTERESTS WHICH MAY AFFECT THE LAND SHOWN ON THIS PLAT.

**OWNER'S DEDICATION**  
 JUN 03 2010  
 DFCU SUBDIVISION  
 DO HEREBY DEDICATE FOR PUBLIC USE OF THE PUBLIC ALL PARCELS OF LAND SHOWN ON THIS PLAT AS SHOWN ON THE PLAT. THE DEDICATION IS SUBJECT TO THE FOLLOWING CONDITIONS:  
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**CITY ENGINEER'S APPROVAL**  
 APPROVED AS TO FORM THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2010 A.S.  
 BY THE CITY ENGINEER  
 APPROVED AND ACCEPTED

**CITY ENGINEER'S APPROVAL**  
 APPROVED AS TO FORM THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2010 A.S.  
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 APPROVED AS TO FORM THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2010 A.S.  
 BY THE CITY ENGINEER  
 APPROVED AND ACCEPTED

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