

**Adopted Minutes
Spanish Fork City Council Meeting
February 2, 2010**

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

Staff Present: Seth Perrins, Assistant City Manager; Dave Oyler, City Manager; Richard Heap, Public Works Director; Junior Baker, City Attorney; Dale Robinson, Parks and Recreation Director; Kent Clark, Finance Director; Dee Rosenbaum, Public Safety Director; Dave Anderson, Community Development Director; Kimberly Robinson, City Recorder, Jered Johnson, City Surveyor; Karen Bradford, Assistant Parks and Recreation Director

Citizens Present: Cary Hanks, Lana Creer Harris, Zach Murray, Danny Thacker, Konlin Gappmayer, Christina Pearson, Jim Brown, Cindy Bell, Gordon Bell, Nathan Sweat, Tyler Sweat, Nathan Henry, Shauna Michelsen, Dallin Shepherd, Brad Tanner, Wyatt Jensen, Austin Mellor, Richard Evans, Eric Burton, Luke Baadsgaard, Jerrylee Shepherd, Daren Rigtrup, Austin Robinson, Brandon Nay, Brayden Critchfield, C.J. Baadsgaard, Taylor Brown, Wyatt Groves, Sean Cota, Michael Critchfield, Parker Hansen, Nina Isaacson, J. Merrell Hallam, Robert McMullin, Blair Hamilton, Matt Barber

CALL TO ORDER, PLEDGE:

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

Scout Brayden Critchfield led in the pledge of allegiance.

Employee of the Quarter

Mr. Seth Perrins explained the Employee of the Quarter.

Mayor Andersen recognized Jered Johnson as the Employee of the Third Quarter. Recognition was also given to Karen Bradford as Employee of the Fourth Quarter.

Recognition Presentation

Robert McMullin, J. Merrell Hallam, Blair Hamilton, Strawberry Water Users

J. Merrell Hallam

Mr. Hallam recognized Richard Heap for all he has done and accomplished.

Blair Hamilton

Mr. Hamilton noted Mr. Heap has always been an example of fairness and feels it a distinct honor to read comments of what other people think about him.

Robert McMullin

Mr. McMullen presented the lifetime of service award to Richard Heap.

PUBLIC COMMENT:

Shauna Michelson

Ms. Michelson noted what other cities have done to change their ordinances to allow chickens on a property. She is asking that the City Council consider a change to the code allowing hens within residential areas.

Mayor Andersen asked Junior Baker, City Attorney to look at the code and bring back some options to the council.

Matt Barber

Mr. Barber said it has been brought to his attention the City Council does not want to renew his representation on the UMPA Board. He explained how he serves on the APPA National Board representing UMPA. He agrees that the representative for UMPA should be an elected official and the alternate as well. He stated in the past it has been addressed by appointing him as the second alternate. He wants to make the Council aware that he will resign if they choose to do so and that it has been an honor to serve.

Councilman Nielson asked for clarification regarding the position.

Mr. Barber explained he does not represent Spanish Fork City he represents UMPA, but in order to serve on the committee he has to be affiliated with the city. That is how they came up with the second alternate position.

Mayor Andersen noted in communication with UMPA they feel the position is important and they would like to work towards representation of an elected official to fill it. He noted they appreciate all of Mr. Barber's time and effort.

Mr. Barber just wants to ensure the position is guaranteed to someone from UMPA.

Mr. Andersen explained another reason to take this approach was this is the end of Mr. Barber's term and they want to ensure UMPA continues to hold a seat on the APPA board.

COUNCIL COMMENTS:

Councilman Nielson noted the Budget Work Session was held. He is very appreciative of the work the city employees do. He feels confident about the direction the city is headed and the plans the city has made to be financially in a good position to take care of its needs without raising fee's and taxes too much.

Councilman Davis agreed with Councilman Nielson, that we really have some great employees who help make this city what it is. He also noted the Fiesta Days

Committee is actively working; the theme this year is the new city brand "Surround Yourself".

Councilman Leifson noted UMPA is discussing the power issues to try to plan for the future because some of our electrical contracts are coming up. They are working hard to keep the power rates low. They held the SUVPS board meeting. SUVPS is who transfers the power. They are working hard to keep the cost down as well. He agreed with Councilman Davis and Nielson it was a great budget meeting; and he feels they are in good hands even during these tight difficult times.

Councilman Dart agrees with everything said about the budget work session. The Senior Citizens will be having their valentines dance February 12, 2010. February is also library lover's month there will be no fees the first two weeks of February. He attended his first Recreation Board meeting and they had a great discussion.

Councilman Scoubes reported the Fine Arts Committee held the fine arts ball and did a great job of organizing it. He encourages everyone that they get out and participate in the activities available in the community.

Mayor Andersen thanked the staff for the budget meetings as well. He noted throughout the year the ULCT Legislative Policy Committee meets during the legislative session, they have an opportunity to go over the bills in some detail to ensure we keep an eye on what the legislature is doing. They also have an opportunity to meet with their local representatives and that they know our concerns on the proposed bills. He made everyone aware he has an open door policy, he is committing that from 4:00 – 5:30 every council meeting day his office will be open and he will be there to discuss issues.

CONSENT ITEMS:

a. Minutes of Spanish Fork City Council Meeting – January 19, 2010

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

NEW BUSINESS:

False Alarm Presentation

Mr. Dee Rosenbaum gave a presentation about the proposed false alarm ordinance noting how many false alarm calls they go on and what those entail.

Parks Regulation Presentation

Mr. Dale Robinson explained the basis for the ordinance and he stated there would be a dog park proposed to provide an area for the dog owners to utilize. They would also like to include a fine for not cleaning up after their dogs.

Isaacson General Plan and Zoning map amendments, located in the vicinity of 885 North 200 East. The proposal would change the General Plan and Zoning Maps to permit commercial uses at 885 North 200 East. (continued from January 19, 2010)

Mr. Dave Anderson explained the proposed General Plan amendment has to do with changing the General Plan for several properties located by 900 north 200 east. The designation would change the usage from strictly residential and allow for commercial uses. The second part of the proposal is to change the zoning to residential office zoning.

Discussion was made regarding the parking requirements and ability to meet the commercial requirements.

Mr. Anderson noted the Planning Commissions recommendation is to postpone this action until the General Plan is reviewed.

Councilman Davis feels where it is coming up to a General Plan review in the next several months we need to wait, the applicant is asking for a residential office (R-O) designation and he feels this could be a Commercial Office (C-O) area.

Councilman Dart asked if this was changed to Commercial Office would they have to move out.

Mr. Anderson stated they would not have to move out but they would not be able to change anything. He also explained the differences between the R-O and the home occupation license requirements.

Nina Isaacson

Ms. Isaacson stated she has moved into the home and does not need anymore than three parking spaces. She stated she only treats up to two patients at a time, some might overlap because they come early.

Councilman Leifson feels they should wait for the Planning Commission to review the General Plan all at one time.

Councilman Nielson feels they tend to have a delay in things, he agrees it is a good reason to wait, but does not want to see it get pushed back again and again.

Councilman Davis does not think it should be an R-O zone when in the future it could be changed to a C-O zone.

Mr. Anderson explained the Planning Commission will be discussing a time frame at their next meeting. He noted they could possibly work on the project incrementally starting with the areas that can be decided quickly.

Mayor Andersen would like to see it incrementally done because there are areas of the city they can take care of at a later time.

Councilman Scoubes asked if there are fees to propose this application.

Mr. Anderson stated there are fees and the applicant has paid \$600 so far.

Councilman Scoubes is asking if they delay the project too long that they not require the applicant to have to pay again. He would really hate to see this project delayed.

Mr. Anderson explained they have already done the public hearings which is where the out of pocket expenses come from.

Councilman Nielson feels if they were underway he would wait but since they are not already currently reviewing the General Plan, he does not want to wait that long.

Councilman Scoubes noted if they were not going to work on this so soon would the outcome be the same as far as their decision.

Councilman Davis made a **Motion** to deny the Isaacson General Plan and Zoning Map Amendments. Councilman Leifson **Seconded** and the motion **Passed** by a roll call vote.

Councilman Scoubes - Nay
Councilman Dart – Aye
Councilman Leifson – Aye
Councilman Davis - Aye
Councilman Nielson - Nay

Board Appointments

Mayor Andersen would like to re-appoint Joy Nelson, Kay Poulsen and Marie Spencer to the Seniors Board.

Councilman Dart made a **Motion** to approve board re-appointments. Councilman Nielson **Seconded** and the motion **Passed** all in favor.

CLOSED SESSION:

Councilman Davis made a **Motion** to adjourn to Closed Session for Land Sale. Councilman Leifson **Seconded** and the motion **Passed** all in favor by a roll call vote at 7:45 p.m.

ADOPTED: February 16, 2010

Kimberly Robinson, City Recorder