

Adopted Minutes
Spanish Fork City Council Meeting
June 15, 2010

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

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; Dale Robinson, Parks & Recreation Director; Chris Thompson, Assistant Public Works Director; Dee Rosenbaum, Public Safety Director; Angie Warner, Deputy Recorder.

Citizens Present: Michael Olson, Melony Olson, Whitney Jacobson, Tyler Jacobson, Clint Garner, Mark Bloxham, Alan Anderson, Matthew Oviatt, Jeff Johnson, Cameron Cope, Karen Beagley, Dan White, Ashlyn Harrison, Michael Harrison, Taggert Harrison, Nicholas Harrison, Lori Harrison, Cary Hanks, Marc Loveless, David Olson, Victor Dominguez, Kent Dominguez, Pat Carpenter, Cheryl Bybee, Terry Ficklin.

CALL TO ORDER, PLEDGE, RECOGNITION:

Mayor Andersen called the meeting to order at 6:01p.m.

Councilman Leifson led in the pledge of allegiance.

Mayor Andersen recognized the retirement of Claire White. She has been the City Treasurer for a number of years and has done a great job. Mayor Andersen thanked her for all of her service.

COUNCIL COMMENTS:

Councilman Davis stated that Fiesta Days is 3 weeks away. He thanked the chairman's, committee members and volunteers for all they have done this year. The Grand Marshal's are Roy and Colleen Johns. Our theme is "Surround Yourself Fiesta Days 2010". The Vietnam Memorial event will be September 13 – 17, volunteers are needed.

Councilman Dart congratulated 3 former Spanish Fork High School baseball players that were drafted into the Major League Baseball.

Councilman Scoubes said the Youth Arts Festival in under way at Maple Mountain High School and running great.

Mayor Andersen read a brief statement "Spanish Fork City received official word late Tuesday afternoon from the Provo City Prosecutor's office informing City officials that Provo has declined to file any charges against Chief Dee Rosenbaum. Spanish Fork City officials appreciate Provo City's thorough review of the matter and their willingness to share information, as appropriate. Chief Rosenbaum informed Spanish Fork City officials of the accusation prior to initial newscasts concerning that accusation. Chief Rosenbaum always expressed his intent to purchase all items he had selected from the department store. Provo's decision validates that statement. Chief Rosenbaum has, as does everyone, a constitutional presumption of innocence until proven guilty when accused of any crime. Based upon that constitutional right, and his complete disclosure of all details, and the City's experience with Chief Rosenbaum for over 32 years, establishing his

integrity, the City elected not to place Chief Rosenbaum on administrative leave. The City reviewed this decision each time more information was received. All information received was completely consistent with Chief Rosenbaum's initial disclosures. This has been a difficult time for Chief Rosenbaum. We encourage the public to put this matter behind them. The Spanish Fork City Mayor and Council give Chief Rosenbaum their full support."

Swear in of City Treasurer and Contract

Councilman Nielson mad a **Motion** to accept and approve the City Treasurer contract with Tyler Jacobson.

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

Mayor Andersen swore in Tyler Jacobson as the City Treasurer.

South Utah Valley Solid Waste District Presentation – Terry Ficklin

Mr. Ficklin is a Salem City Councilmember that serves on the SUVSWD Board. He presented a proposed budget and explained a couple of items.

Mayor Andersen asked what they are doing about personnel and do they have a manager yet?

Mr. Ficklin stated that there is still currently no general manager. Provo City is assisting in filling the position. They are taking applications and will help with the interviews.

Mayor Andersen asked if the equipment is in good working condition?

Mr. Ficklin said that some is not. They will be rebuilding one of the compactors.

Mayor Andersen thanked Mr. Ficklin for taking the time to take on this job.

Mr. Oyler asked if the dollar increase is directed to all cities?

Mr. Ficklin replied yes, \$1 increase per household.

PUBLIC HEARING:

FY2010 Budget Revision

Councilman Leifson made a **Motion** to open the public hearing.

Councilman Davis **Seconded** and the motion **Passed** all in favor at 6:33p.m.

Kent Clark stated that this is the public hearing for the current FY2010 Revision 3 Budget. The City will use some of the rainy day funds out of our general fund.

Dale Robinson explained that they are asking for an increase in the budget for the North Park Connector Trail project. The project has been bid out and the lowest bid was Sunroc with \$297,766.00. That leaves us short \$17,666.00.

No public comment.

Councilman Dart made a **Motion** to move out of public hearing.

Councilman Scoubes **Seconded** and the motion **Passed** all in favor at 6:51p.m.

FY2010 Budget Revision Approval

Councilman Leifson made a **Motion** to approve FY2010 Budget Revision with the addition of the \$17,666.00 to the Parks and Recreation budget.

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

Councilman Nielson made a **Motion** to have Dale Robinson, Parks & Recreation Director, award the bid for the North Park Trail Connector Project to Sunroc in the amount \$297,766.00.

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

CONSENT ITEMS:

- a. **Minutes of Spanish Fork City Council Meeting - June 1, 2010**
- b. **Resolution 10-05 A Resolution Adopting the Spanish Fork City 457 Plan EGTRRA Restatement**

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

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

NEW BUSINESS

FY2011 Budget Approval

Kent Clark presented the FY2011 Budget. Spanish Fork City has the lowest Certified Tax Rate. The City is proposing to increase the certified tax rate to .001134. This year, there is an exception to the requirements of holding a Truth In Taxation Public Hearing. If the City is increasing the Certified Tax Rate (CTR) only the amount of the loss redemptions, no Hearing is required this year.

City Donations and Fee Waivers were also discussed. Adjustments in the Electric Rates and PCA calculations were discussed. Rate adjustments on Garbage, Storm Drainage, Building Permits, Library and Recreation programs were discussed. Other misc. fees were discussed.

Councilman Nielson made a **Motion** to approve the FY2011 Budget with the addition of the Certified Tax Rate increase of .001134.

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

Kent Clark stated that Springville has proposed a transfer in the FY2010 Revision Airport Budget of \$150,000.00 out of the Airport General Fund to the Airport Capital Project Improvement Fund

Councilman Dart made a **Motion** to approve the FY2010 Revision Airport Budget

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

Ordinance 10-10 An Ordinance Amending the Tax Rate on the Gross Receipts of Telecommunications Service Providers – Junior Baker, City Attorney

Junior Baker stated that we have been charging 1.5% the increase is going up to 3.5%. This includes land line telephones and cell phones.

Councilman Davis made a **Motion** to approve the Ordinance 10-10 An Ordinance Amending the Tax Rate on the Gross Receipts of Telecommunications Service Providers.

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

I-Core Storm Drain Contract Amendment – Chris Thompson, Assistant Public Works Director
Chris Thompson stated we need to amend the contract with the Main Street Interchange. We have changed the allowable flows for both the City and UDOT.

Councilman Scoubes made a **Motion** to approve the I-Core Storm Drain Contract Amendment I. Councilman Dart **Seconded** and the motion **Passed** all in favor.

Chris Thompson went over adding the purchase of a paver into the streets budget. When they rent a paver for repairing roads it costs \$10,000 a month. They have been looking into purchasing a paver and with a machine it would help eliminate chip sealing in residential areas. A paver and tack machine would last 10 to 15 years and cost between \$120,000.00 and \$135,000.00.

ADJOURN TO RDA MEETING

Councilman Leifson made a **Motion** to adjourn out of City Council Meeting and into Redevelopment Agency.

Councilman Dart **Seconded** and the motion **Passed** all in favor at 7:47pm.

Councilman Leifson made a **Motion** to move out of RDA Meeting and back into City Council Meeting.

Councilman Nielson **Seconded** and the motion **Passed** all in favor at 7:54pm.

Councilman Dart made a **Motion** to adjourn to Closed Session for Potential Litigation and Personnel.

Councilman Davis **Seconded** and the motion **Passed** all in favor at 7:55pm.

ADJOURN:

ADOPTED: July 6, 2010

Angie Warner, Deputy Recorder