

**Adopted Minutes
Spanish Fork City Council Meeting
December 21, 2010**

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

Staff Present: Junior Baker, City Attorney; Seth Perrins, Assistant City Manager; Dave Anderson; Community Development Director; Richard Heap, Public Works Director; Chris Thompson, Assistant Public Works Director; Dale Robinson, Parks & Recreation Director; Kent Clark City Recorder/Finance Director; Dee Rosenbaum, Public Safety Director; Shelley Hendrickson, Planning Secretary; John Bowcut, SFCN Director; Dave Oyler, City Manager; Dave Peay, Equipment Operator.

Citizens Present: Richard V. Harris, Dave Peay.

CALL TO ORDER, PLEDGE, RECOGNITION:

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

Councilman Dart led in the pledge of allegiance.

Employee of the 3rd Quarter

Mayor Anderson recognized Sara Randle as the Employee of the Quarter. Mr. Perrins expressed that Sara was a great employee and was nominated by her peers.

Mr. Baker said that Sara had earned this recognition this quarter. He said that she brings a good atmosphere to the work place and is very professional. He further said that in there office they deal with unhappy citizens and that when they leave, after dealing with Sara, they leave feeling good. He explained that they had been inundated with court filing papers and that Sara had been tremendous in getting this done. Well deserved recognition.

Community Covenant – Utah National Guard

Re-scheduled for January 2011

PUBLIC COMMENTS:

Carie Hanks

Ms. Hanks wished everyone a Merry Christmas and Happy New Year from The Chamber of Commerce.

COUNCIL COMMENTS:

Councilman Scoubes reported on the Solid Waste District that they met and they are currently working on the re-facing of the building and bays. As a board it was recommended that the new manager be Terry Ficklin effective December 16, 2010.

Councilman Dart reported in the last meeting that citizens help out during a snow storm and commended those that helped their neighbors shovel snow.

Councilman Leifson reported that discussion from the UMPA meeting was that things are looking better in the power industry. Numbers in November were in the positive for the first time in a year. He reported on the SUVPS meeting and then commended City employees for their good work.

Councilman Davis reported he got a phone call from the Fire Chief requesting citizens to clear the snow away from the fire hydrants. Thanked City employees and citizens.

Councilman Nielson wished everyone a Merry Christmas.

Mayor Andersen reported that every one of the City plows was hooked up and in operation, running 24 hours a day. He extended his appreciation to City employees for everything they are doing.

Councilman Davis made a **motion** to **move** into Public Hearing. Councilman Nielson **seconded** and the motion **passed** all in favor.

PUBLIC HEARING

Abandonment of River Cove Plat E Vacation of Sandbar Way within River Cove Plat E

Mr. Baker gave background on the River Cove project and said that it was approved two years ago. He further explained that a Final Plat had been recorded and then the economy tanked. He said at this time the choice was to call the bond or abandon the subdivision and vacate the street. He said that the developer had been contacted and they understand and do not have any objection.

Mayor Anderson invited public comment.

Councilman Leifson **moved** to **close** public hearing. Councilman Scoubes **seconded** and the motion **passed** all in favor.

Councilman Neilson asked if they were not going to develop now. Mr. Baker said that they were forced by the economy to not develop and the City did not want to put in the infrastructure if there was not going to be any activity.

Councilman Dart **moved** to **adopt** Ordinance 26-10 and vacate Sandbar Way within River Cove Plat E. Councilman Nielson **seconded** and the motion **passed** by a unanimous roll call vote.

CONSENT ITEMS:

- a. Minutes of Spanish Fork City Council Meeting - December 21, 2010
- b. Ambulance Provider Contract with Blue Cross Blue Shield
- c. Resolution approving the Amended Pre-Disaster Mitigation Plan
- d. Elevator Repair Contract
- e. Elevator Maintenance Contract for the Justice Center
- f. North Park Questar Easement
- g. Amendment to the NRCS Agreement
- h. Utah Benchmarking User Data Agreement
- i. Rodeo Contract with Diamond Fork Riding Club
- j. UDOT ICORE Supplemental Agreement Sewer Trunkline realignment
- k. Riverbottoms Real Estate Purchase Agreement
- l. NRCS Grant River Trail Project Change Order #6

Councilman Dart made a **motion** to **approve** the consent items.
Councilman Davis **seconded** and the motion **passed** all in favor.

NEW BUSINESS:

Horrocks Engineering Contract to update Citywide Traffic Model to Year 2040 using latest Census Data.

Mr. Thompson explained this contract was to take some of the information from the 2010 census work and allow us to project the model to 2040. He said he felt it was appropriate as we propose a transportation impact fee.

Councilman Leifson made a **motion** to **approve** the Horrocks Engineering Contract to update the Citywide Traffic Model. Councilman Dart **seconded** and the motion **passed** all in favor.

North Park Connector Trail Change Order
North Park Trail Change Order

Mr. Thompson explained that this change order and the next change order on the agenda were from situations that arose from the construction of the trails. The bulk of the project was with a grant that was a matching grant and awarded by change order to extend the trail all the way to north park. The initial project found fiber optic cable that was very near the surface so the ground had to be built up and the trail constructed on top. This caused more fill to be imported than anticipated. On the next item the situation was similar but a storm drain pipe was located in a hill and they had to expand the hill instead of cutting the ground down.

Councilman Davis made a **motion** to **approve** the North Park Connector Trail Change Order and the North Park Trail change order. Councilman Nielson **seconded** and the motion **passed** all in favor.

Councilman Davis asked why the weigh tickets were not accounted for. Mr. Thompson explained that there were a number of difficulties in obtaining the data from these change orders. He said that they had not collected the tickets on a daily basis. He explained that the Engineering Department discussed weigh tickets and those they will now be collected daily to help to quantify these changes sooner and work with the contractor better. Some of the cost was less than the bid. Councilman Davis asked if there was a way to keep track of where the fiber optic lines are. Mr. Thompson said it would be hard because they are not our lines and explained how the City keeps track of utility information.

100 North I-15 Storm Drain Detention Basin Design

Mr. Thompson explained that there was storm drain needed to run along I-15 and in order for the storm drain to work properly a detention basin would be needed. He explained that this type of a project could be constructed with impact fee funds; however, there were not enough impact fees for this area. He further explained that with the I-Core project and UDOT wanting to use the pipe system that he had negotiated with UDOT and came to an agreed for the construction of the pipeline from this area all the way to 400 North. He said that this would be critical to put in to get the water out of the irrigation. He explained that what he had agreed to was to design and construct the detention basin and that was the purpose of the contract; to complete the design.

Councilman Leifson made a **motion** to **approve** the 100 North I-15 Storm Drain Detention Basin Design. Councilman Davis **seconded** and the motion **passed** all in favor.

Powerline Crossing Agreement with UTA

Mr. Baker explained that the City had a power line running out of the dry creek substation which was right along the UTA train tracks. Due to height restrictions this agreement would authorize us to boar under the railroad tracks and not be charged the typical fee.

Councilman Scoubes made a **motion** to **approve** the Powerline Crossing Agreement with UTA. Councilman Leifson **seconded** and the motion **passed** all in favor.

SFCN Cable Television Rate Increase

Mr. Bowcut presented a power point presentation explaining the Cable rate increases. He expressed that he wished that they did not raise have to raise them but that there was little he could do about it. He further explained that the price increase would not increase the SFCN retained earnings.

Councilman Neilson asked if the citizens could view on-line cost comparisons. Mr. Bowcut said that currently, they could not. Councilman Neilson asked if it could be made available and Mr. Bowcut explained that there was such a difference it would be cumbersome.

Mr. Bowcut reported that the new phone service was very successful and would be launching a campaign soon. He expressed how nice it will be to have a landline for \$15 a month.

Councilman Leifson made a **motion** to **approve** the SFCN Cable Television Rate Increase. Councilman Dart **seconded** and the motion **passed** all in favor.

Pavillion Rental Rate Increase

Mr. Robinson explained that he had done a study of the fee structure for a check and balance and said that the fees had not been evaluated or increased for at least six years. He said he found in the study that we were substantially lower than anyone else in the County. He proposed increasing the fee to \$50. The main reason for the increase was to just keep up with the market.

Councilman Davis asked if other cities would raise their rates. Mr. Robinson said that he did not know and that normally we would increase a little over time. Councilman Davis asked if it was our citizens that were using the pavilions. Mr. Robinson said that it was our residents using them and not out-of-towners. Councilman Davis asked if Mr. Robinson felt that people would not want to pay the increase. Mr. Robinson said he did not feel it would decrease the rentals.

Mr. Robinson said that the North Park Pavillion rental would be \$250.

Councilman Davis said due to the economy that he would like to leave the rate at \$35 for another year since it was the citizens using the pavilions. He said he felt that if other cities were raising there rates than maybe he could see making an increase. He was fine with the deposit being increased to fifty.

Councilman Neilson said that he had heard very good things about our pavilions and felt our fee was minimal. He said he felt \$50 was fair even in the economy.

Mr. Robinson said that he felt that our facilities were better than what other cities were renting for \$50.

Councilman Scoubes asked if we had increased over time would it be a set thing or would we be competitive with the market. Mr. Robinson said that normally they do studies to see how the market is. Councilman Scoubes asked if the monies from the rental go into the budget and asked if something needed to be fixed where the money would come from. He said that since we had not been doing an incremental fee that raising to \$50 was a gulp.

Councilman Leifson said that he felt, in the citizens mind, it was a huge jump. He could see both sides and would like to wait for the economy to get better.

Discussion was held regarding a five dollar increase.

Councilman Leifson made a **motion** to **approve** raising the Pavillion Rental Rate to \$40 and the deposit to \$50. Councilman Scoubes **seconded** and the motion **passed** all in favor.

Independent Financial Audit Report

Mr. Clark used the overhead projector to present a PowerPoint presentation on the Financial Audit Report.

Councilman Dart **moved** to **accept** the auditors report for fiscal year ending June 30th 2010. Councilman Leifson **seconded** and the motion **passed** all in favor.

ADJOURN:

Councilman Davis made a **motion** to **adjourn** to Closed Session to discuss Real Estate. Councilman Leifson **seconded** and the motion **passed** all in favor at 7:32 p.m.

ADOPTED: January 18, 2011

Shelley Hendrickson, Planning Secretary