



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 September 20, 2011.**

AGENDA ITEMS:

1. CALL TO ORDER, PLEDGE, OPENING CEREMONY, RECOGNITIONS:

- a. Pledge, led by invitation

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. SPANISH FORK 101: Cory Slaymaker – Scams affecting Senior Citizens

5. 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 – [September 6, 2011](#)
- b. * [Demolition Bid at Fairgrounds Ratification](#)

6. NEW BUSINESS:

- a. Dal Hawks – I-15 CORE presentation
- b. * [Spanish Fork Business Center Plat B, a proposed Preliminary Plat containing 2.68 acres located at 2100 North Chappel Drive](#)
- c. * [UDOT Cut Bridge Signal Agreement](#)
- d. * [River Connector Trail Construction Staking Task 1B](#)
- e. * [River Connector Trail Project Change Order #1](#)
- f. Main Street Water Main Project Change Order #1
- g. * [Construction Standards Revision \(Tabled from August 16, 2011\)](#)

7. CLOSED SESSION:

- a. Personnel

ADJOURN:

* Supporting documentation is available on the City's website 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 meeting for any of the purposes identified in that Chapter.
- This agenda is also available on the City's webpage at 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.

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Tentative Minutes
Spanish Fork City Council Meeting
September 6, 2011

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

Staff Present: Junior Baker, City Attorney; Dave Oyler, City Manager; Seth Perrins, Assistant City Manager; Chris Thompson, Public Works Director; Kent Clark, City Recorder/Finance Director; Dee Rosenbaum, Public Safety Director; Dave Anderson, Community Development Director; Dale Robinson, Parks & Recreation Director; Angie Warner, Deputy Recorder.

Citizens Present: Aaron Stern, Devin Shepherd, Cody J. Shepherd, Diana Telford, Vanessa Stevens, Krista Justensin, Teresa Mclay, Todd Telford, Tytan Telford, Jaden Telford, Julianne Elder, Ray Elder, David Gneiting, Cristiane Lundgreen, David Lundgreen, Jen Huntsman, Jordon Jensen.

CALL TO ORDER, PLEDGE, RECOGNITION:

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

Councilman Scoubes led in the pledge of allegiance.

PUBLIC COMMENTS:

Cary Hanks the director of the Spanish Fork Salem Area Chamber of Commerce invited everyone to the ribbon cutting on Thursday, for the new chiropractor Dr. Broderick. Miss Spanish Fork is hosting a kickball event for special needs high school students next Wednesday, September 14th from 9:00am to 12:00pm. The farmers market is doing great and adding vendors every week.

COUNCIL COMMENTS:

Councilman Davis said that the Airport Board received approval for the widening of the airport runway. The Fiesta Days committee met and are looking for new volunteers to serve on the committee for 2012 Fiesta Days.

Councilman Leifson gave an update on the UMPA Board.

Councilman Dart spent the weekend at the ball park for a tournament. He received many compliments regarding the ballpark. He thanked staff for doing a great job at the facility.

SPANISH FORK 101: Dale Robinson

Dale Robinson the Parks & Recreation Director gave an update on the following projects: Nelson ball field, Cemetery, Canyon View Park and Fairgrounds Arena.

PUBLIC HEARING:

Councilman Nielson made a **motion** to open public hearing.

Councilman Davis **seconded** and the motion **passed** all in favor.

48 **Ordinance #13-11 Abandoning a Public Utility Easement on Lot 20, Sunny Ridge Subdivision**
49 **Plat F**

50 Junior Baker said this ordinance is to abandon a utility easement. A citizen has requested to
51 build a garage on their property. Staff looked at the location and easement and determined that
52 the area is not being used for utilities and does not see using it in the future. Staff recommends
53 that the City abandon the utility easement.

54
55 Councilman Dart made a **motion** to move out of public hearing.
56 Councilman Scoubes **seconded** and the motion **passed** all in favor.

57
58 Councilman Leifson made a **motion** to **approve** Ordinance #13-11 Abandoning a Public Utility
59 Easement on Lot 20, Sunny Ridge Subdivision Plat F.

60 Councilman Davis **seconded** and the motion **passed** all in favor by a roll call vote.

61

62 **CONSENT ITEMS:**

- 63 a. Minutes of Spanish Fork City Council Meeting – August 16, 2011
64 b. Ground Lease Estoppel Certificate – San Miguel
65 c. Extend Runway 12/30 (Design & Wetlands Mitigation), Grant Offer
66 d. 200 East Asphalt Overlay Cooperative Agreement
67 e. Cold Springs Drain Line Project – 2011
68 f. River Connector Trail Bid – Ratification
69 g. Llewellyn Jones Right of Way Purchase Agreement 1000 North Widening Project
70 h. 2011 Sanitary Sewer & Waterline Upgrade, Changer Order #2
71 i. Bureau of Reclamation Easement Encroachment Agreement for Cold Springs Drain Line
72 Project

73

74 Councilman Nielson disclosed that his title company is doing the title work on item “G”, the
75 Llewellyn Jones Right of Way Purchase Agreement.

76
77 Councilman Leifson made a **motion** to **approve** the consent items.

78 Councilman Dart **seconded** and the motion **passed** all in favor.

79

80 **NEW BUSINESS:**

81 **Ordinance #14-11 Amending the Subdivision Sign Requirements of Spanish Fork City**

82 Dave Anderson explained that it was suggested that some of the City Council and staff meet
83 with some of the developers to get their opinions regarding the signage. In conclusion below are
84 the suggested changes to Title 5.

85

86 *Spanish Fork City Municipal Code §5.36.050(3) “Subdivision Advertising Signs” is hereby amended to read*
87 *as follows:*

88 *5.36.050. Permitted Temporary Signs.*

89 *3. Subdivision Advertising Signs*

90 *a. One sign is permitted at each major entry, with a maximum of four signs per subdivision.*

91 *b. Two off-site directional signs per builder are allowed, subject to obtaining a permit as set forth in*
92 *section 090 of this chapter. Off-site directional signs must contain the name of the development and its*
93 *address. For purposes of regulating off-site directional signs, a development is recognized as a residential*
94 *subdivision with a currently approved preliminary plat.*

95 *c. One roof-mounted sign is permitted for each subdivision. Roof-mounted signs shall be banners*
96 *that adhere directly to the roof of the structure they are installed upon. Roof-mounted signs may not extend*
97 *above the roofline of the structure they are installed upon. Roof-mounted signs must be located on a home in*

98 *the subdivision they are advertising. Roof-mounted signs may not be larger than sixteen (16) feet by forty*
99 *(40) feet.*

100 *d. Trailers located in a subdivision may advertise the name of the company that owns the trailer but*
101 *may not advertise any subdivision.*

102 *e. Each sign shall have a maximum area of thirty-two (32) square feet and a maximum height of*
103 *eight (8) feet.*

104 *f. No sign permit shall be issued until a final plat has been recorded.*

105 *g. Such signs may be maintained until ninety percent (90%) of the lots in the subdivision are sold or*
106 *the sales office closes, whichever occurs first.*

107
108 Councilman Davis made a **motion** to **approve** Ordinance #14-11 Amending the Subdivision Sign
109 Requirements of Spanish Fork City.

110 Councilman Nielson **seconded** and the motion **passed** all in favor by a roll call vote.

111 112 **Rees School Crossing Guard**

113 Todd Telford said he is here as a concerned parent for the safety of his children. Nebo School
114 District built the new Sierra Bonita Elementary School near his subdivision. The school boundary
115 would require his children to go to Sierra Bonita. He and some other parents chose to open
116 enroll to Rees School, where their children were already going. He read the direction on the
117 form that says "parents will get their children to & from school". He did not process that there
118 would no longer be a crossing guard. They were informed at registration in August that there
119 would be no crossing guard at that location. The school zone lights are no longer on and the
120 traffic does not know that it is a school zone. The parents that have been walking their children
121 to school are in danger as well. They are asking the City Council if they cannot have a crossing
122 guard to consider turning the school zone lights on to slow the traffic down.

123
124 Chief Dee Rosenbaum gave a presentation on the history, process and laws regarding the
125 crossing guards.

126
127 Councilman Leifson asked if the teachers can help.

128
129 Chief Rosenbaum said they can train anyone 18 years of age or older to do the job.

130
131 David Gneiting from Nebo School District said they are not required to have the teachers help
132 with cross walks. Currently, they have two spots that teachers already work at Rees School, but
133 not at that location.

134
135 Councilman Leifson asked Mr. Gneiting if the district would split the cost for the crossing guard.

136
137 Mr. Gneiting said he could take that request back to the Superintendent.

138
139 Dave Oyler suggested that the City put a crossing guard at that location for this school year,
140 whether the district helps with costs or not.

141
142 City Council agreed to put a crossing guard at that location.

143 144 **Ron Mendell Notice of Claim**

145 Seth Perrins gave a presentation concerning the claim and the City's denial of it.

146 147 **Cash Payment or lien in lieu of for site plans**

148 Chris Thompson said staff has provided some options for the Council to decide what process to
149 use for site plans for areas that improvements would not be needed at that time. An example: a
150 developer wants to build in a location that is not developed and may not have curb and gutter or

151 sidewalk. The developer would have the option to either pay cash now or lien in lieu of now for
152 the improvements and later the City will install the improvements.
153
154 Mr. Thompson reviewed the pros and cons of the options.
155
156 Councilman Nielson would agree with the cash.
157
158 Councilman Leifson & Davis would agree with the lien in lieu.
159
160 It was asked if the City can do both.
161
162 Mr. Thompson replied yes but it would be a lot more difficult to track.
163
164 Councilman Dart made a **motion to approve** to give the developer the option of either a cash
165 payment or lien in lieu, when an improvement is not needed immediately.
166 Councilman Leifson **seconded** and the motion **passed** all in favor.
167
168 Councilman Dart made a **motion to adjourn**.
169 Councilman Nielson **seconded** and the motion **passed** all in favor at 9:08 p.m.
170
171 **ADJOURN**
172
173 **ADOPTED:**

Angie Warner, Deputy Recorder



Staff Report to City Council

Agenda Date:	September 20, 2011
Staff Contacts:	Dale Robinson
Subject:	Fairgrounds Arena Demolition Bid

Background Discussion:

This is pretty straight forward and I realize that I am stating the obvious, but in order to construct a new rodeo arena at the fairgrounds it is necessary that we remove the existing structure. The only thing that will be left is some of the corrals behind the existing east stands. The bucking chutes have been removed and we will clean them up and sell them. We have salvaged all of the panels that are still usable. The Kiwanis Club was notified three weeks ago to remove their items from the concession area and they have been working on that. We have gone through the bid process for the demolition and received eight bids the lowest of which was MKP Enterprises out of Draper. The top three bids are as follows:

MKP Enterprises - \$28,800.00
All Services LLC - \$44,780.00
BD Barney - \$47,500

Budgetary Impact:

This will be funded by the donation given to construct a new rodeo arena so this project will not directly affect the budget at this time.

Recommendation:

Staff recommends awarding the bid for this project to MKP Enterprises. They have done previous work for the city and we have checked recent references which were good.

Attachments:

Bid tabulation sheet.

SPANISH FORK CITY
Spanish Fork City Fairgrounds Arena Demolition

September 16, 2011
Bid Tabulation

Note: Bids shall include sales tax and all other applicable taxes and fees.

MKP Enterprises All Services LLC BD Barney Sunroc RB Const Country Wide Metro Builders Evens Grader AVG

NO.	DESCRIPTION	QTY	UNIT	UNIT PRICE	UNIT PRICE							
1	Demolition, Clear & Grub	1	LS	\$28,800	\$44,780	\$47,500	\$47,850	\$52,825	\$80,000	\$94,399	\$198,768.78	\$74,365.35
GRAND TOTAL:				\$28,800.00	\$44,780.00	\$47,500.00	\$47,850.00	\$52,825.00	\$80,000.00	\$94,399.00	\$198,768.78	



PRELIMINARY PLAT

REPORT TO THE CITY COUNCIL SPANISH FORK BUSINESS CENTER "B" PRELIMINARY PLAT

Agenda Date: September 20, 2011

Staff Contacts: Dave Anderson, Community Development Director.

Reviewed By: Development Review Committee, Planning Commission.

Request: Morris Flygare has proposed to create a legal building lot for an industrial development.

Zoning: Industrial 1.

General Plan: Light Industrial.

Project Size: 2.68 acres.

Number of lots: 1.

Location: 2100 North Chappel Drive.

Background Discussion

Morris Flygare, representing Jamie Evans, has requested that Spanish Fork City approve a Preliminary Plat to ultimately create a 2.68-acre industrial lot.

Occasionally, subdivisions of this nature are referred to as one-lot subdivisions. While that designation is something of an oxymoron it is intended to simply convey the idea that someone is working to complete one legal building lot. Ultimately, this is accomplished by filing a plat with the Utah County Recorder's office and the initial step towards that goal involves having a Preliminary Plat approved.

Chappel Drive will be extended from its current terminus through the subject property to a ditch that runs along the property's northern boundary. Staff understands that the Engineering Department is working to address issues related to the required storm drain facility for the development, the required temporary turnaround and the mechanism by which the ditch on the north end of the property will be piped.

Staff recognizes the fact that the configuration of Chappel Drive will create a remnant parcel on the northwest corner of this property. Given the size and shape of this remnant, it will only be developable if combined with other property.

Development Review Committee

The Development Review Committee reviewed this Plat on August 31 and recommended that it be approved. Minutes from that meeting read as follows:

Spanish Fork Business Park Plat B

Applicant: Morris Flygare
General Plan: Light Industrial
Zoning: Industrial 1



Location: approximately 2100 North Chappel Drive

Mr. Anderson explained the proposal was to create a new lot for PreCorp to construct a building on. He explained a gap that was going to exist between where the utilities will terminate at Chappel Drive and where the property line is. The property owner will provide payment to the City with the idea that the City will make the connection between where the utilities will terminate and where they will be installed on the adjoining property to the north when it develops. He further explained to the applicant that he would make the payment at the time he posts a bond but unlike a bond it would be money that the City would use to make the necessary improvements.

Mr. Johnson explained that this was a one lot subdivision but that they were incorporating two or three different parcels.

Discussion was held regarding the property boundaries along Williams Lane and that the City would not be doing anything to preserve or create Williams Lane as a public street.

Mr. Johnson said that Williams Lane would remain as it is.

Mr. Cooper explained that the Power Department was in the process of improving a power line in front of PreCorp and that this proposal would need to connect to what the Power Department was improving.

Discussion was held regarding transformer placement and a sixty-foot wide high-pressure gas line easement.

Mr. Baker **moved** to recommend **approval** of the Spanish Fork Business Park Plat B located at approximately 2100 North Chappel Drive subject to the following conditions:

Conditions

1. That the applicant stop the installation of utilities south of the north property line due to an irrigation ditch with the provision that the applicant pay the City the cost to complete the utilities to the north property line and that the City will

complete the utilities when the property develops to the North.

2. That the applicant meet the City's Construction and Development Standards.

Mr. Cooper **seconded** and the motion **passed** all in favor.

Discussion was held regarding what the applicant's next step would be; which, was to supply their plans in pdf form to Dave Anderson and that the proposal would be on the Spanish Fork City Planning Commission's agenda on September 7, 2011.

Planning Commission

The Planning Commission reviewed this request in their September 7, 2011 meeting and recommended that it be approved. It is anticipated that draft minutes from that meeting will be delivered to the Council in advance of your meeting.

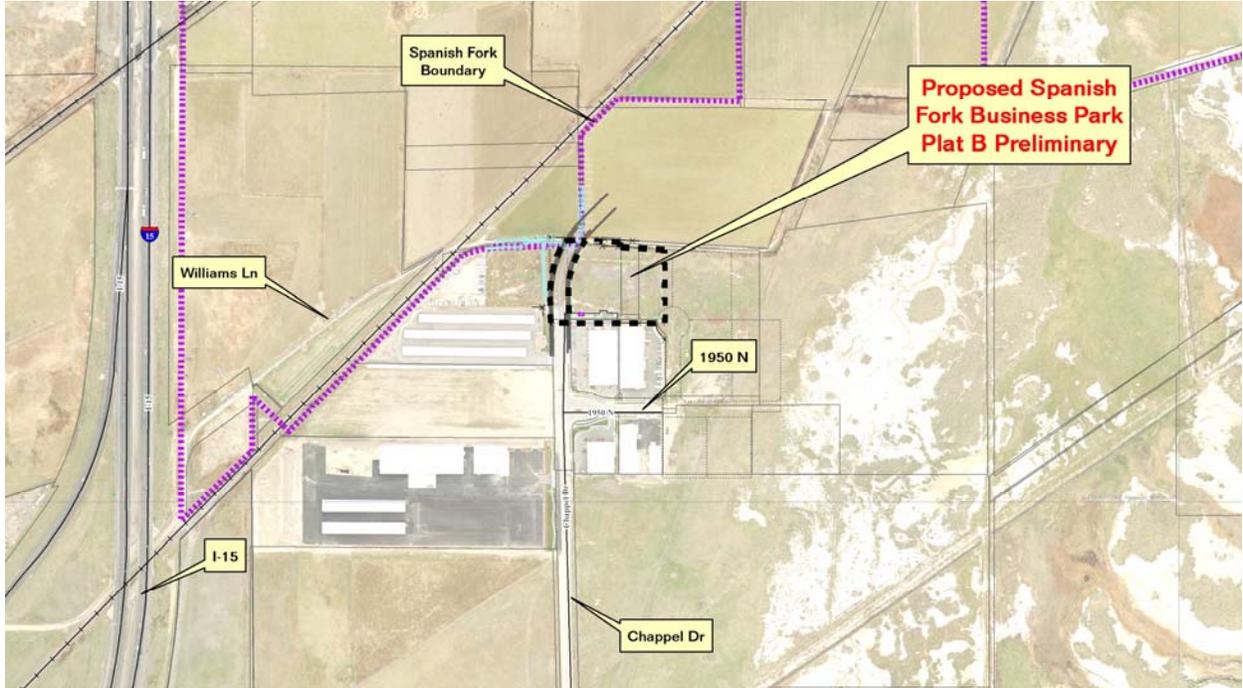
Budgetary Impact

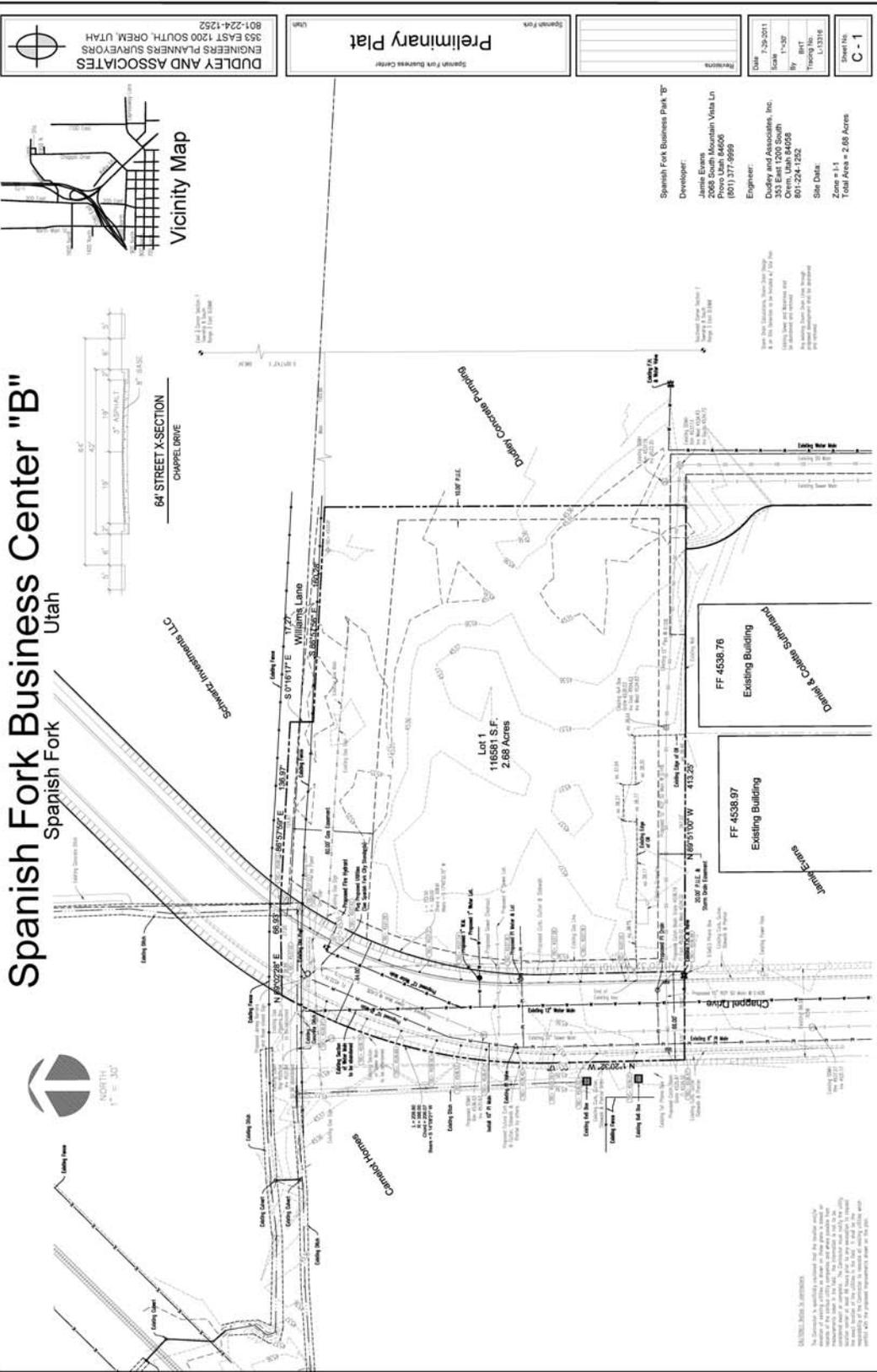
There is no anticipated budget impact with this proposed subdivision.

Recommendation

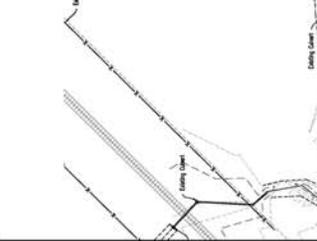
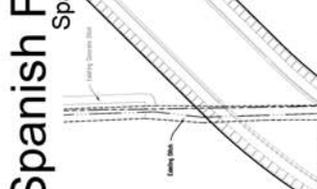
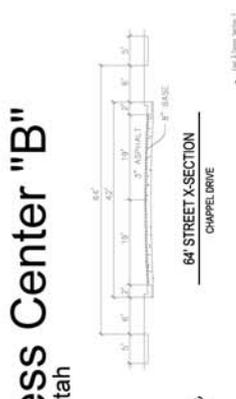
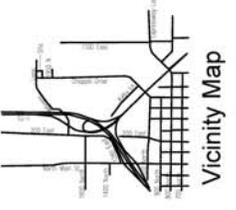
Staff recommends that the proposed Preliminary Plat be approved subject to the following conditions:

1. That the applicant stop the installation of utilities south of the north property line due to an irrigation ditch with the provision that the applicant pay the City the cost to complete the utilities to the north property line and that the City will complete the utilities when the property develops to the North.
2. That the applicant meet the City's Construction and Development Standards.





Spanish Fork Business Center "B"
 Spanish Fork
 Utah



DUDLEY AND ASSOCIATES
 ENGINEERS PLANNERS SURVEYORS
 355 EAST 1200 SOUTH, OREM, UTAH
 801-224-1252

Preliminary Plat
 Spanish Fork Business Center

Spanish Fork Business Park "B"
 Developer:
 Justin Evans
 2008 South Mountain Vista Ln
 Provo Utah 84406
 (801) 377-9999

Engineer:
 Dudley and Associates, Inc.
 355 East 1200 South
 Orem, Utah 84408
 801-224-1252

Site Data:
 Zone = I-1
 Total Area = 2.68 Acres

DATE: 7-29-2011
 SCALE: 1"=50'
 BY: BRT
 PROJECT: 133316

Sheet No.
C-1

Spanish Fork Business Park "B"
 Spanish Fork, Utah

Lot 1
 116581 S.F.
 2.68 Acres

FF 4538.76
 Existing Building
 Daniel & Cream Streets

FF 4538.97
 Existing Building
 James Evans Street

Ductile Concrete Culverts

Spanish Fork Business Center



Memo

To: Mayor and City Council
From: Chris Thompson, Public Works Director/City Engineer
Date: September 13, 2011
Re: UDOT Cut Bridge Signal Agreement

STAFF REPORT

The city has contracted for the design of the widening of Cut Bridge located at US 6 and Center Street/Cut Bridge Slant Road. We anticipated that once the bridge is widened the traffic signals at US 6 and Center Street will also need to be modified. We therefore requested that UDOT bear the cost of the design and modification of the signals. UDOT has reviewed this request and has agreed to our request.

We recommend that the city council approve this agreement with UDOT to have UDOT pay the costs of signal design and reconstruct as the city completes the design and reconstruct of Cut Bridge.

Attached: agreement



UDOT Project No. S-0006(148)175; CID No. 90442
Traffic Signal Modifications
US-6 at Center Street/1430 East
SPANISH FORK CITY
Federal ID No. 846000284

DRAFT COOPERATIVE AGREEMENT

This **AGREEMENT**, made and entered into this _____ day of _____, 2011, by and between the **UTAH DEPARTMENT OF TRANSPORTATION**, hereinafter referred to as "**UDOT**", and **SPANISH FORK CITY**, a Municipal Corporation of the State of Utah, hereinafter referred to as the "**CITY**",

WITNESSETH:

WHEREAS, the **CITY** plans to widen the bridge on 1430 East over the Union Pacific Rail Road tracks, which is the north leg of the US-6 and Center Street intersection in the **CITY**; and

WHEREAS, the **CITY** requested **UDOT's** concurrence to modify the traffic signal on US-6 at Center Street in the **CITY** because of the future widening; and

WHEREAS, **UDOT** has determined by formal finding that payment of said work on public right-of-way is not in violation of the laws of the State of Utah or any legal contract with the **CITY**.

This **AGREEMENT** is made to set out the terms and conditions where under said work shall be performed.

NOW THEREFORE, it is agreed by and between the parties hereto as follows:

1. The **CITY** will pay for all costs associated with the design and construction of the bridge widening, roadway, and traffic signal modification items.

2. The **UDOT** will reimburse the **CITY** for the **CITY's** actual costs incurred for all the traffic signal modifications, including design and construction, estimated to be between \$58,500.00 and \$103,500.00 and not to exceed \$105,000.00. The **UDOT** is expected to provide the necessary state furnished materials at no cost to the **CITY**. The final amount of **UDOT's** reimbursement shall be determined upon completion of construction.

3. The **CITY** shall submit itemized bills covering the **CITY's** actual costs incurred for the traffic signal modifications to:

UDOT Project No. S-0006(148)175; CID No. 90442
Traffic Signal Modifications
US-6 at Center Street/1430 East
SPANISH FORK CITY
Federal ID No. 846000284

Utah Department of Transportation
Attention: Larry Montoya
Division of Traffic and Safety
4501 South 2700 West
Box 143200
Salt Lake City, Utah 84119

4. In the event there are changes in the scope of the work, extra work, or changes in the planned work covered by this agreement, a modification to this agreement in the form of a supplemental agreement, signed by representatives of the parties hereto, is required prior to the start of work on said changes.

5. Should the **CITY's** contractor or subcontractor(s) remove or damage any of **UDOT's** survey control stakes or bench markers during their construction activities, those stakes or markers shall be reestablished by **UDOT** at the contractor's or subcontractor's expense. Likewise, should the contractor or subcontractor(s) remove or damage any of **UDOT's** property not related to construction activities, the contractor or subcontractor shall reestablish or replace those items in kind at no cost to the **CITY** or **UDOT**, and to **UDOT's** satisfaction.

IN WITNESS WHEREOF, the parties hereto have caused these presents to be executed by their duly authorized officers as of the day and year first above written.

ATTEST:

SPANISH FORK CITY, a municipal corporation in the State of Utah

By: _____
Title: _____
Date: _____

By: _____
Title: _____
Date: _____

(IMPRESS SEAL)

UDOT Project No. S-0006(148)175; CID No. 90442
Traffic Signal Modifications
US-6 at Center Street/1430 East
SPANISH FORK CITY
Federal ID No. 846000284

RECOMMENDED FOR APPROVAL: UTAH DEPARTMENT OF TRANSPORTATION

By: _____
Region Three Utility Coordinator

By: _____
Region Three Director

Date: _____

Date: _____

APPROVED AS TO FORM:
This Form Agreement has been previously
Approved as to form by the office of Legal
Counsel for the Utah Department of
Transportation.

By: _____
Contract Administrator

Date: _____



Memo

To: Mayor and City Council
From: Chris Thompson, Public Works Director/ City Engineer
Date: September 15, 2011
Re: River Connector Trail Construction Staking Task 1B

STAFF REPORT

We contracted with LEI to do the engineering design on the River Connector Trail project. They did a good job completing the design on time and under budget even though we added work to redesign the parking lot at the golf course, redesign the entry to Canyon View Park and design some additional trail at the trail head parking lot. The bids for the construction came in well under budget and work is commencing on schedule. This is important because time is critical on the project.

We are now proposing a second Task number 1B for LEI to do the construction staking on the project. We had hoped to be able to have our engineering division do the construction staking but feel like they need to focus on finishing up our public works masterplans and complete the construction management for several existing on-going city projects.

There are funds available to pay for this work in the approved budget. We therefore recommend that the city council approve this task amendment for \$15,000 for LEI to do the construction staking on the River Connector Trail project.

Attached: task

ATTACHMENT B

**TASK ORDER NO.1B
TO
ENGINEERING SERVICES AGREEMENT**

OWNER: Spanish Fork City

Effective Date of Agreement: 09/15/11

THIS TASK ORDER NO. 1B TO ENGINEERING SERVICES AGREEMENT (this "TASK ORDER") is made and entered into as of the 15th day of September, 2011, by and between OWNER and LEI CONSULTING ENGINEERS AND SURVEYORS INC. ("LEI") who agree as follows:

1. PROJECT. The PROJECT associated with this TASK ORDER is described as follows: Spanish Fork River Connector Trail: Construction Staking and General Consultation. The PROJECT SITE is located as follows: Near Canyon View Park.
2. SCOPE OF SERVICES. The SCOPE OF SERVICES associated with this TASK ORDER is attached hereto as Exhibit T.O. 1B.
3. FEES. OWNER shall reimburse for services provided under this AGREEMENT on an hourly billing rate plus reimbursable expenses basis, with an estimated not-to-exceed fee of \$15,000.00 in accordance with the Standard Fee Schedule ("FEE SCHEDULE") attached hereto as Exhibit T.O. 1B. OWNER hereby agrees that all fees and charges set forth in the FEE SCHEDULE are acceptable to OWNER, and OWNER further agrees to pay all fees and charges to LEI in accordance with the ENGINEERING SERVICES AGREEMENT and FEE SCHEDULE.
4. SCHEDULE. Design SERVICES associated with this TASK ORDER are anticipated to be completed within 50 calendar days following written authorization from the OWNER to proceed.
5. ATTACHMENTS AND EXHIBITS. All attachments and exhibits referenced in or attached to this TASK ORDER are incorporated herein and are made a part of the ENGINEERING SERVICES AGREEMENT.
6. OWNER has read and understood all ATTACHMENTS and EXHIBITS and agrees that such items are hereby incorporated into and made a part of the ENGINEERING SERVICES AGREEMENT.

IN WITNESS WHEREOF, OWNER and LEI have executed this TASK ORDER as of the date first above written.

OWNER:

By: _____

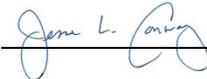
Its: _____

Attest: _____

Its: _____

By:  _____

Its: Principal

Attest:  _____

Its: Principal



Memo

To: Mayor and City Council
From: Dale Robinson, Parks and Recreation Director
Date: September 16, 2011
Re: River Connector Trail Project Change Order #1

STAFF REPORT

Mitchell Excavation has been proceeding quickly with the River Connector Trail project. In the process of preparing the area for the parking lot expansion they ran into a few soft spots in the sub-base. We directed them to over excavate these soft areas and install compacted engineered fill and a geotextile fabric into them. We measured up the volume of added material and came up with 675 cubic yards of additional base at the price of \$6.91 per cubic yard and a total cost of \$4,664.25.

We also requested that the contractor add 2 additional 6 inch sleeves over and above the sleeves originally requested in the plans across the parking lot. The cost for these sleeves would be \$9 a lineal foot installed for a total cost of \$1,080.

There are two reasons why there were more large trunk trees removed than what was in the original plans. The dense foliage on the steep hillside at the entrance to the park hid the fact that there were 15 additional large trunk trees in that area. We also asked that the slope along the side of the driveway be changed from a 2:1 to a 3:1 at the bottom of the driveway entrance. This is so that the landscaping could be more easily maintained. This change buried the bottom part of 8 additional trees which would eventually die from being covered to this extent and so we had the contractor remove them. These trees will be replaced with new, younger trees which will mature at about the time the other trees in the area will begin to die off.

The cost for the tree removal is already a bid item in the contract for \$580 per tree. This change order increases the number of large trunk trees to be removed by 23 for a total cost of \$13,340. The contractor is not asking for additional money to remove all the additional small trunk trees caused by the change of slope.

Attached: task



Spanish Fork City

Contract Change Order

Change Order Number: 1

Contract for	Spanish Fork River Connector Trail	Date	9/13/2011
Owner	Spanish Fork City		
To	Mitchell Excavation		

You are hereby requested to comply with the following changes from the contract plans and specifications:

Description of Changes (Supplemental Plans and Specifications Attached)	Decrease in Contract Price	Increase in Contract Price
Soft Spot Repair - Labor and Equipment for 675 Cubic Yards @ \$6.91/CY		\$ 4,664.25
Utility Sleeves - 120 Linear Feet of 6" Conduit Sleeve @ \$9.00 / LF		\$ 1,080.00
Large Tree Removal - 23 removal and disposal of trees @ \$580 / EA		\$ 13,340.00
TOTALS :	\$ -	\$ 19,084.25
NET CHANGE IN CONTRACT PRICE :	\$ -	\$ 19,084.25

JUSTIFICATION During the construction the trail base has areas that are not adequate for construction. These areas will be built up to meet city standards. Additional trees need to be removed due to the trail alignment. Utility sleeves are required to run dry and wet utilities for Canyon View Park.

The amount of the contract will be increased by the sum of : Nineteen Thousand, Eighty Four and 25/100
Dollars \$ 19,084.25

The contract total including this and previous change orders will be : Three Hundred Thirty-Five Thousand Two Hundred Nineteen
and 90/100 Dollars \$ 335,219.90

This document will become a supplement to the contract and all provisions will apply herein.

Requested: _____ (Owner)	Date: _____
Recommended: _____ (Owner's Architect/Engineer)	Date: _____
Accepted: _____ (Contractor)	Date: _____



Memo

To: Mayor and City Council
From: Chris Thompson, Public Works Director/City Engineer
Date: September 12, 2011
Re: September 2011 Construction Standards Revision

STAFF REPORT

City staff has been working for some time to update our current city construction standards adopted in June 2005. These standards have been reviewed and approved by the city Development Review Committee and Planning Commission with appropriate changes made after each review.

Major changes include: changes to the street cross sections, allowing HDPE pipe in water laterals, not allowing sumps, updates to the pedestrian ramp standard to meet current ADA regulations and use cast iron plates instead of pavers, requiring sewer clean outs at property line, storm drain trunklines shall be a minimum 15 inch RCP, replacing the requirement for a 1 inch overlay one year after a street is constructed with a seal coat, clarifying driveway offset requirements and integration of the most up to date Utah Chapter APWA standards.

These standards came to the city council on August 16, 2011. At that time we indicated that an additional change needed to be made to section 39.01.010 B Improvements Made Before Recording. I have included the page with this additional change with this memo. We recommend that the city council approve this and the previously submitted proposed changes to the construction standards.

Attached: page with additional change



POLICY 39. CONSTRUCTION AND DEVELOPMENT STANDARDS

- Chapter 39.01. General Provisions.**
Chapter 39.05. Preliminary Plat.
Chapter 39.10. Final Plat.
Chapter 39.15. Site Plans.
Chapter 39.20. Improvement and Design Requirements.
Chapter 39.25. Inspection and Testing.
Chapter 39.30. Contractor Requirements.
Chapter 39.35. Earthwork and Trenches.
Chapter 39.40. Culinary Water.
Chapter 39.45. Pressurized Irrigation.
Chapter 39.50. Sanitary Sewer.
Chapter 39.55. Storm, Land and Groundwater Drains.
Chapter 39.60. Streets and Pavements.
Chapter 39.65. Portland Cement Concrete Work.
Chapter 39.70. Electrical Service.
Chapter 39.75. Communication Service.
Chapter 39.80. Hillside Site Development.
Chapter 39.85. Surface Irrigation Systems.
Chapter 39.90. Landscaping.
Chapter 39.95. Irrigation Sprinkler Systems.

Chapter 39.01. General Provisions.**39.01.010. Improvement Requirements.**

- A. General.
 B. Improvements Made Before Recording.
 C. Variations, Substitutions, Exceptions and Changes.
 D. Protection of Existing Improvements.
 E. Maintaining Existing Road Surfaces.
 F. New Materials.
 G. City Furnished Products
 H. Product Delivery and Handling.
 I. Product Storage and Protection.
 J. Building Permits.
 K. Other Specifications and Standards.

39.01.020. Definitions.**39.01.010. Improvement Requirements.**

A. General. This policy defines the general requirements for improvements to be built by the Developer, sub-divider, owner, or Contractor for all types of construction, (to include residential, commercial, industrial, institutional, governmental and professional office). All improvements which are in areas that are or will become public rights-of-way and/or easements, or that will be under the responsibility of a homeowners association shall meet the requirements of these specifications.

The improvements shall include all street improvements in front of all lots and along all dedicated streets to a connection with existing improvements of the same kind and to the boundaries of the development. Layout must provide for future extension to adjacent development and to be compatible with the contour of the ground for proper drainage. All culinary water, sanitary sewer, pressurized irrigation, electric, communication, storm, land or groundwater drains and any other buried utilities or conduits shall be installed to the boundary lines of the Subdivision or development.

B. Improvements Made Before Recording. No improvements shall be commenced until a final plat is approved and inspection fees paid.

C. Variations, Substitutions, Exceptions and Changes. Any variation, substitution or exception from the standards in this policy must be authorized in writing by the City Engineer or his/her designee. Product options and substitutions must meet the requirements of APWA ~~01630~~ 01 25 00 (Product Options and Substitutions). Any item of construction not covered in these standards must have plans and specifications approved by the City Engineer or his/her designee.

Requests for changes to the Construction standards shall be made in writing to the City Engineer. These request will be reviewed during revision process conducted in conjunction with the APWA revisions.

D. Protection of Existing Improvements. The Contractor shall be responsible for the protection of any existing improvements on public or private property at the start of work or placed there during the progress of the work. Existing improvements shall include but are not limited to permanent surfacing, curbs, ditches, driveways, culverts, fences, walls and landscaping. Any surface improvements damaged as a result of construction shall be restored or replaced to an equal or better condition then before. This shall be accomplished in a timely manner.

E. Maintaining Existing Road Surfaces. The Contractor shall be responsible for maintaining existing road surfaces suitable for travel by the public. The Contractor shall be responsible for all dust and mud control and all claims and damages resulting from failure to maintain the construction area.

F. New Materials. Only new materials may be used during construction unless otherwise authorized by the City Engineer or his/her designee.

G. City Furnished Products. If the City furnishes any products the Contractor shall conform to requirements and specifications of ~~APWA 01640~~ APWA 01 64 00 (Owner-furnished Products).

H. Product Delivery and Handling. The Contractor shall conform to requirements and specifications of ~~APWA 01650 for product delivery and handling~~ APWA 01 65 00 (Product Delivery and Handling).