

**Adopted Minutes  
Spanish Fork City Council Meeting  
February 15, 2011**

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

Staff Present: David Oyler, City Manager; Junior Baker, City Attorney; Seth Perrins, Assistant City Manager; Chris Thompson, Public Works Director; Kent Clark City Recorder/Finance Director; Dee Rosenbaum, Public Safety Director; Angie Warner, Deputy Recorder.

Citizens Present: Gary Coffey, Richard Atkinson, Jacob Lane, Devin King, Zackary Scholes, Sam Darrington, Karson Jensen, Tyler Conway, Matthew Creer, Warren Atkinson, Kanyon Eyre, Tyler Conway, Max Clayton, Jackson Campbell, Jeremy Falkner, Scott Wood, Kathy Llewellyn, Brad Hall, Terry Ficklin, Steve Maddox, Chris Salisbury.

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

Mayor Andersen called the meeting to order at 6:02 p.m.

Carson Jensen led in the pledge of allegiance.

**EMPLOYEE OF THE QUARTER**

Mayor Andersen recognized Kim Hall as the Employee of the 4<sup>th</sup> Quarter.

**PUBLIC COMMENTS:**

Kathy Llewellyn with Window World said last year there was a race held for the children of St. Jude. All proceeds went to St. Jude Cancer Research Hospital. She thanked the City for being great to work with. The race was held at Volunteer Park and it was just great. She thanked all that participated and hopes that the race this year will be bigger and better.

**COUNCIL COMMENTS:**

Councilman Davis thanked the Youth Council for helping at the Senior Citizen's Valentines Dance. Councilman Davis stated that the Spanish Fork no longer has a city paper and he would like to thank a lot of people. He stated that last Friday, in his daughter death case, Tim Olsen pleaded guilty. This was a huge weight off of us. He thanked the city for all their help, encouragement, support, and kindness through this trying time. This has been and is a difficult thing to go through but it is hard for both sides.

Councilman Leifson read a list of 10 facts about the coal industry. We need to remind them that out here in the West the coal keeps our electric rates low.

Councilman Dart thanked the Youth Council for their help with the Senior Citizen's Valentines Dance. It was a great event.

Councilman Scoubes announced on Saturday, April 9<sup>th</sup> from 9 a.m. to 3 p.m. there will be a Household Hazardous Waste Collection Day at Orem Public Works Facility.

Mayor Andersen expressed appreciation for the condolences from everyone for the passing of his wife's father. Mayor Andersen said the City is continuing to be involved in the Utah League of Cities & Towns and is watching and reviewing the bills that are going through. We have a great lobbying group, and we are trying to keep the citizens best interests in mind.

### **SPANISH FORK 101:**

#### **Sign Maintenance Program – Chris Thompson**

Chris Thompson gave a presentation on Spanish Fork City's Sign Maintenance Program.

### **CONSENT ITEMS:**

- a. Minutes of Spanish Fork City Council Meeting – February 1, 2011
- b. UT Warn Agreement to Facilitate the Sharing among Utilities in an Emergency
- c. I-15 ICORE Electrical Reconstruction Supplemental Agreement
- d. River Bank Stabilization Design Contract

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

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

### **NEW BUSINESS:**

#### **Rocky Mountain Composites Lease at the Airport – Scott Wood**

Mr. Wood from Rocky Mountain Composites asked that their lease be transferred to San Miguel Valley Corporation. He has presented this to the Airport Board and they recommend approval.

Councilman Davis said this will resolve the issues they have been having.

Councilman Davis made a **Motion** to **approve** the assignment of Rocky Mountain Composites Lease at the Airport to San Miguel Valley Corporation.

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

#### **I-15 River Bridge Reconstruction Trail Agreement – Chris Thompson**

Chris Thompson said there is trails plan along the Spanish Fork River. UDOT has proposed to replace the Spanish Fork River Bridge with two box culverts. The city requested to have a third culvert added. He recommends the council approve this agreement with UDOT with the additional third culvert.

Councilman Leifson made a **Motion** to **approve** the I-15 River Bridge Reconstruction Trail Agreement.

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

#### **Contract Amendment to Add Full Build-out Scenario to the Travel Demand Model in the Transportation Masterplan – Chris Thompson**

Chris Thompson said the City is working on updating the transportation masterplan and the model of that plan. It has been based on the latest census and Mountainland Association of Governments numbers of growth predictions. Staff recommends that Horrocks Engineers now be hired to model the transportation system according to the new proposed general plan at full build out for the amount of \$4,800.00.

Councilman Dart made a **Motion** to **approve** the Contract Amendment to Add Full Build-out Scenario to the Travel Demand Model in the Transportation Masterplan.

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

*Chris Thompson left the meeting 6:45 pm.*

**Ordinance #02-11 Amending Telecommunications Meetings – Junior Baker**

Junior Baker said we have this ordinance to accommodate members that cannot attend a meeting and desire to attend the meeting via telecommunication. In the original ordinance it required a one week notice. The change we have implemented is that the member would need to notify the City Manager far enough in advance to make the appropriate arrangements.

Councilman Nielson made a **Motion** to **approve** the Ordinance #02-11 Amending Telecommunications Meetings.

Councilman Scoubes **Seconded** and the motion **Passed** all in favor with a roll call vote.

**Ordinance #03-11 Amendment to the False Alarm Ordinance – Dee Rosenbaum**

Dee Rosenbaum said that the City passed this ordinance about one year ago. If a violator of the ordinance receives a fine and has not paid it within 120 days after they receive notice their permit will be suspended. It also indicates if the violator has had 10 false alarms in one calendar year that could also suspend their permit. To get a permit reinstated they would have to pay all outstanding fines and a one hundred dollar reinstatement fee.

Councilman Dart made a **Motion** to **approve** the Ordinance #03-11 Amendment to the False Alarm Requirements for Spanish Fork City.

Councilman Davis **Seconded** and the motion **Passed** all in favor with a roll call vote.

**Proposed Preliminary Plat for property located at approximately 600 East Kirby Lane. The proposal would permit the recordation of a three-lot condominium plat**

Junior Baker said this plat was completed some years ago and they now want to convert the building to condominiums. DRC & Planning Commission recommends approval with the following conditions you see listed in the council packet.

Councilman Leifson made a **Motion** to **approve** the Kirby Lane Proposed Preliminary Plat for property located at approximately 600 East Kirby Lane subject to the following conditions:

- 1. That the applicant has a licensed architect submit plans that identify what improvements need to be made to conform to the Building Code.*
- 2. That they will have some type of Owner's Association responsible for common improvements.*
- 3. That the applicant will be responsible to bring the building to current Building Code.*
- 4. That the separate power meters are required.*
- 5. That the developer shall be required to pay to the City their proportionate cost associated with installing the pressurized irrigation in Kirby Lane.*

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

**Proposed Preliminary Plat for property located at approximately 900 North State Road 51. The proposal would reapprove a Master Planned Development that was originally approved in 2009**

Junior Baker said this plat was previously approved and has expired. The applicant wants to renew. DRC and Planning commission recommends approval with the following conditions listed in the council packet. Dave Anderson recommends one more change to the conditions, that all amenities be bonded for in the first phase. This last change has not been reviewed by DRC or

Planning Commission.

Steve Maddox handed out a document with the original conditions and asked that the council agrees to honor the original agreement.

Mayor Andersen asked in what phasing will the bonding occur.

Mr. Maddox said the bonding will be taken out at the first of each phase. And we hope by phase three the park is done.

Councilman Nielson said that Dave Andersen felt like with past experiences with other projects they are not completing their projects.

Junior Baker stated that the question is does the council pass this plat with the new condition or not.

Councilman Leifson agrees with Dave Anderson, but not on this one, would like to go back to the original agreement.

Councilman Nielson made a **Motion** to **approve** the Bella Vista Proposed Preliminary Plat for property located at approximately 900 North State Road 51 *with the finding that the proposed Preliminary Plat conforms to the City's requirements for Master Planned Developments in the R-1-6 zone and subject to the following conditions:*

1. *That a design of the park be completed as part of the final plat review process on the project's first phase.*
2. *That the applicant dedicate the park land with the first phase.*
3. *That the applicant bond for a proportionate share of the park construction with the second and third phases.*
4. *That the park be constructed with the public improvements in the third phase.*
5. *That all of the landscaping that is visible from a public right-of-way be installed at the time of development or when the time homes are constructed.*
6. *That the City redesign the proposed park improvements and that the improvements be constructed according to the City's approved plan.*

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

### **Chris Salisbury, Salisbury Homes – Extending the entitlement period on the Maple Mountain Master Planned Community for 6 additional months**

Junior baker stated that this plat is about to expire, Salisbury needs additional time to prepare and this would keep the plat alive.

Councilman Dart made a **Motion** to **approve** to extend the entitlement period for the Maple Mountain Master Planned Community for 6 additional months.

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

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

Councilman Dart **Seconded** and the motion **Passed** all in favor at 7:12 p.m.

**ADJOURN:**

ADOPTED: March 1, 2011

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Angie Warner, Deputy Recorder