

**Adopted Minutes  
Spanish Fork City Council Meeting  
June 21, 2011**

Elected Officials Present: Mayor G. Wayne Andersen, Councilmembers Rod Dart, Richard Davis. Absent Councilmembers Jens Nielson, Steve Leifson, Keir Scoubes. Councilmembers Nielson & Leifson had made arrangements for a telecommunications meeting according to Spanish Fork Municipal Code 2.08.035.

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

Citizens Present: Bethany VanMoos, Michaela Mecham, Brylee Jo Biggs, David M. Peterson, Aaron D. Cloward, Calvin Youd, Jeff Nelson, David Ahrens, Mark Ahrens, Lana Creer Harris, Cary Hanks, Dana Robinson, Mila Ryder, Steve Broadbent, Andy Perkins, Matt Nelson, Colten Hudson, Donald W. Meyer, Colton Malherbe, Robert Carter, Jack Lundell, Susan Barber.

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

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

Mark Ahrens led in the pledge of allegiance.

Mayor Andersen introduced the Spanish Fork High School Baseball Team. They won their state championship. Mayor Andersen recognized & congratulated Coach Jim Nelson for receiving the National High School Baseball Coach of the Year Award.

Coach Jeff Nelson thanked everyone for the support.

Councilman Dart said he read that Spanish Fork High School Baseball Team was ranked #2 in the nation.

**Mayor Andersen introduced the Santaquin Royalty**

Miss Santaquin Michaela Mecham, introduced her attendants and highlighted some of their events at Orchard Days.

**PUBLIC COMMENTS:**

Cary Hanks with the Spanish Fork/Salem Area Chamber of Commerce said they had a great turnout at the Economic Summit. Ms. Hanks thanked everyone for attending.

Councilman Dart commented that there are a lot of businesses signing up with the Chamber of Commerce.

**Agenda Request**

Dave Peterson asked the Council to waive the fee for the solicitor license. Mr. Peterson wants to canvas the City to raise money for a foundation for kids with brain tumors. Mr. Peterson

would like the money to go to the foundation. Mr. Peterson is asking to have the ordinance changed so he doesn't have to come back each year.

Mayor Andersen asked Mr. Peterson if he would meet with the City Finance Director. Mayor Andersen skipped down to the new business section to address the resolution that is on the agenda.

Councilmembers Leifson & Nielson joined the discussion via telephone as per the telecommunications ordinance (2.08.035).

### **Resolution #11-07 Concerning Proposed Redistricting Plans for the Utah State Senate**

Mayor Andersen explained and read the resolution.

Councilman Davis made a **Motion** to **approve** the Resolution #11-07 Concerning Proposed Redistricting Plans for the Utah State Senate.

Councilman Dart **Seconded** and the motion **passed** all in favor by roll call vote.

Mayor Andersen said there will be a meeting tomorrow night in Provo regarding this issue.

Councilman Leifson left the telecommunications meeting at this point. Councilman Nielson continued with the telecommunications meeting through adjournment.

Councilman Dart made a **Motion** to move into the Public Hearing to discuss FY 2011 Budget Revision Adoption.

Councilman Davis **Seconded** and the motion **passed** all in favor at 6:30 p.m.

### **PUBLIC HEARING:**

#### **FY 2011 Budget Revision Adoption**

Kent Clark presented the final FY 2011 Budget Revision #3.

Mayor Andersen welcomed any public comment.

None was given.

Councilman Davis made a **motion** to move out of Public Hearing.

Councilman Dart **Seconded** and the motion **passed** all in favor at 6:38 p.m.

Councilman Dart made a **Motion** to **approve** the FY 2011 Budget Revision #3.

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

Mayor Andersen moved to the FY 2012 Budget Adoption in the New Business section.

### **FY 2012 Budget Adoption**

Kent Clark presented the FY 2012 Budget Adoption. The FY 2012 budget has decreased from last year.

Councilman Dart made a **Motion** to **approve** the FY 2012 Budget.

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

Kent Clark presented the Springville/Spanish Fork Airport Budget. Springville City compiles the budget and presents it to Springville City Council & Spanish Fork City Council for approval.

Councilman Davis made a **motion** to **approve** the Springville/Spanish Fork Airport FY 2012 Budget.

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

#### **ADJOURN TO RDA MEETING**

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

Councilman Dart **Seconded** and the motion **Passed** all in favor at 6:48 p.m.

Councilman Dart made a **Motion** to adjourn back to City Council meeting.

Councilman Davis **Seconded** and the motion **Passed** all in favor at 6:52 p.m.

Mayor Andersen moved to the Consent Items.

#### **CONSENT ITEMS:**

- a. Minutes of Spanish Fork City Council Meeting – June 7, 2011
- b. Public Defender Contract
- c. River Cove Subdivision Groundwater Study
- d. Sanitary Sewer System Model, Amendment #2: Masterplan Update
- e. Storm Drain Model and Masterplan Amendment #3
- f. 300 West Sewer Trunkline Capacity Study
- g. Water & Pressurized Irrigation Masterplan Documents & Impact Fee Facilities Plans
- h. Cold Springs Reconstruct Consulting Services Agreement Amendment Pond Removal
- i. Cut Bridge RFP Contract Scope of Work Modification #3
- j. Municipal Recreation Grant Agreement with Utah County
- k. Northeast Bench Change Order #2

Mayor Andersen added that subject to item "C", some language will be changed in the River Cove Subdivision Groundwater Study and approval from the City Attorney.

Councilman Dart made a **Motion** to **approve** the consent items subject to item "C", some language will be changed in the River Cove Subdivision Groundwater Study and approval from the City Attorney.

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

Councilman Davis made a **Motion** to move into the Public Hearing to discuss the Proposed Amendment to Title 15, modification to landscape requirements.

Councilman Dart **Seconded** and the motion **passed** all in favor at 6:54 p.m.

#### **Proposed Amendment to Title 15, modification to landscape requirements**

Dave Anderson explained the proposal for changes is in Title 15 under Landscape Requirements for Industrial Projects. Staff is requesting the change of three non-ornamental trees to one tree per 1,000 square feet of landscaped areas. And twenty shrubs to ten shrubs per 1,000 square feet of landscaped areas.

Mayor Andersen welcomed any public comment.

None was given.

Councilman Dart made a **motion** to move out of Public Hearing.  
Councilman Davis **Seconded** and the motion **passed** all in favor at 6:57 p.m.

Councilman Dart made a **Motion** to **approve** the Ordinance 09-11 Amending the Landscape Requirements in the Industrial Zone.  
Councilman Davis **Seconded** and the motion **passed** with a roll call vote all in favor.

### **Spanish Fork/Salem Area Chamber of Commerce Agenda Request**

This item was table to the next meeting.

### **SPANISH FORK 101: Kent Clark –Elections**

This item was tabled to the next meeting.

### **NEW BUSINESS:**

#### **Planning Commission Appointments**

This item was tabled to the next meeting.

### **Proposed Preliminary Plat for a 115 lot subdivision located at approximately 430 South Spanish Trails Boulevard**

Dave Anderson presented the Spanish Trails Preliminary Plat that is a Master Planned Development. The plat has expired and is here for re-approval to finish the development.

Councilman Davis made a **Motion** to **approve** the Proposed Preliminary Plat for a 115 lot subdivision located at approximately 430 South Spanish Trails Boulevard with the following conditions:

1. *That the applicant fence entire property with a 4' chain link fence and 18" mow curb under fence. Connect fence on the north and south sides of property to the existing fence on the east side of the property. Provide an access gate on the west side of property. Provide two fold down bollards in center of trail were fence abuts trail. Fence must meet City standards.*
2. *That the applicant run wires from sprinkler valves to controller in Swenson Baseball Complex.*
3. *That the applicant upgrade existing controller to handle additional valves and flow meter.*
4. *That the applicant install flow meter and master valve on sprinkler system main line before the first valve. Run wires for master valve and flow meter to the controller. Flow meter is Calsense and master valve is Apollo. Size according to male line size.*
5. *That the applicant landscape between the west side of the trail and the fence. Landscaping shall include:*
  - a. *Grading from the trail to the existing grade at the fence of Swenson Baseball Complex.*
  - b. *Sprinkler system to water entire area being landscaped (installed to City standards).*
  - c. *Sod.*
6. *That the applicant plant five 2" caliper Shade Master Honey locust trees spaced evenly across the property from north to south 5' off of the east side of the trail.*
7. *That the applicant removes weeds from property and grass and revive grass to an acceptable condition.*
8. *That the applicant go through sprinkler system and adjust heads as needed. Show system to park supervisor and train him on winterization of sprinkler system.*

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

**Proposed Preliminary Plat for a 57 lot subdivision located at approximately 775 West Mill Road**  
Dave Anderson presented the Old Mill Estates Preliminary Plat for re-approval. This plat has one minor change that will take place as plans for Mill Road change. The detention basin has been changed to a retention basin.

Councilman Dart made a **Motion** to **approve** the Proposed Preliminary Plat for a 57 lot subdivision located at approximately 775 West Mill Road with the following conditions:

1. *That the retention basin's land is dedicated to the City as two separate parcels and the developer will construct the storm water retention.*
2. *That the applicant bring three phase power to the project.*
3. *That the applicant meets all of the City's Engineering Department redlines.*

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

**Proposed Preliminary Plat for a 3 lot subdivision located at approximately 1450 East 100 South**  
Dave Anderson presented the preliminary plat stating that an Assisted Living Facility will be built on this property.

Councilman Davis made a **Motion** to **approve** the Proposed Preliminary Plat for a 3 lot subdivision located at approximately 1450 East 100 South with the following conditions:

1. *That the wall along 150 South be removed and a masonry wall be constructed along Highway 6 and between the project and each adjacent residential area.*
2. *That all signs be consistent with the City sign ordinance.*
3. *That an access easement be provided through the adjacent commercial development and that all deliveries to the facility utilize that access and not public streets.*
4. *That per the ordinance, a copy of the State license be provided along with a sworn affidavit that no person will reside or remain in the facility whose tenancy would likely constitute a direct threat to the health or safety of other individuals or result in substantial physical damage to the property of others.*

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

### **Warren Call River Trail Purchase Agreement**

Chris Thompson said this agreement is to purchase land to connect the river trail from the river bottoms. Some of the money for the land would be used for the purchase of the land towards the construction of a masonry wall at this location.

Councilman Davis clarified that the City will give Mr. Call \$48,045.00 cash and then build the wall.

Councilman Dart made a **Motion** to **approve** the Warren Call River Trail Purchase Agreement. Councilman Davis **Seconded** and the motion **passed** all in favor.

### **1600 North Traffic Signal Project**

Chris Thompson said there is a lot of congestion at this location on Main Street and the City would like to install a traffic signal. This signal would be video surveillance and the lowest bid went to Hamilton Brothers Electric. Staff recommends the City Council approve this item.

Councilman Davis made a **Motion** to **approve** the 1600 North Traffic Signal Project.

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

### **Cut Bridge Widening Design**

Chris Thompson explained that Public Works asked for request for proposals for a design of widening the cut bridge. The proposal includes a pedestrian access and the money has already been collected for the design. Stanley Consultants was the lowest bid and staff recommends that the City Council approve the design portion only.

Councilman Dart made a **Motion** to **approve** the Cut Bridge Widening Design.  
Councilman Davis **Seconded** and the motion **passed** all in favor.

### **Crab Creek Trunklines Engineering Agreement**

Chris Thompson presented the agreement and the lowest bid was Hansen, Allen & Luce. Staff recommends City Council approve this agreement.

Councilman Davis made a **Motion** to **approve** the Crab Creek Trunklines Engineering Agreement.  
Councilman Dart **Seconded** and the motion **passed** all in favor.

### **City Diversion Dam Reconstruct Design Contract**

Chris Thompson explained that the City owns 7% of this dam and the dam is in bad condition. This contract is to begin a design and there is only a certain amount of money available. Bowen & Collins was the lowest bid. Staff recommends City Council approve this contract with one condition that other irrigation companies sign contracts with the City to reimburse their share of the cost.

Councilman Dart made a **Motion** to **approve** the City Diversion Dam Reconstruct Design Contract with the following conditions:

- 1. That the work scope for phase 1 in the amount of \$18,000 on condition that each participating entity contract with the city to pay their share of the cost as shown in the above table.*

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

Councilman Dart made a **Motion** to **adjourn** to Closed Session to discuss Legal & Land Acquisition.

Councilman Davis **Seconded** and the motion **Passed** all in favor at 7:29 p.m.

**ADJOURN:**

ADOPTED: July 5, 2011

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Angie Warner, Deputy Recorder