

**Adopted 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.

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

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

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

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

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

CONSENT ITEMS:

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

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

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

NEW BUSINESS:

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

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

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

5.36.050. Permitted Temporary Signs.

3. Subdivision Advertising Signs

- a. One sign is permitted at each major entry, with a maximum of four signs per subdivision.*
- b. Two off-site directional signs per builder are allowed, subject to obtaining a permit as set forth in section 090 of this chapter. Off-site directional signs must contain the name of the development and its address. For purposes of regulating off-site directional signs, a development is recognized as a residential subdivision with a currently approved preliminary plat.*
- c. One roof-mounted sign is permitted for each subdivision. Roof-mounted signs shall be banners that adhere directly to the roof of the structure they are installed upon. Roof-mounted signs may not extend above the roofline of the structure they are installed upon. Roof-mounted signs must be located on a home in*

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

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

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

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

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

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

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

Rees School Crossing Guard

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

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

Councilman Leifson asked if the teachers can help.

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

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

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

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

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

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

Ron Mendell Notice of Claim

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

Cash Payment or lien in lieu of for site plans

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

sidewalk. The developer would have the option to either pay cash now or lien in lieu of now for the improvements and later the City will install the improvements.

Mr. Thompson reviewed the pros and cons of the options.

Councilman Nielson would agree with the cash.

Councilman Leifson & Davis would agree with the lien in lieu.

It was asked if the City can do both.

Mr. Thompson replied yes but it would be a lot more difficult to track.

Councilman Dart made a **motion** to **approve** to give the developer the option of either a cash payment or lien in lieu, when an improvement is not needed immediately.

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

Councilman Dart made a **motion** to adjourn.

Councilman Nielson **seconded** and the motion **passed** all in favor at 9:08 p.m.

ADJOURN

ADOPTED: September 20, 2011

Angie Warner, Deputy Recorder