

**Adopted Minutes
Spanish Fork City Council Meeting
November 20, 2012**

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

Staff Present: Junior Baker, City Attorney; Seth Perrins, Assistant City Manager; Dave Anderson; Community Development Director; Chris Thompson, Public Works Director; Kent Clark City Recorder/Finance Director; Steve Adams, Public Safety Director; Angie Warner, Deputy Recorder.

Citizens Present: Russell Olsen, Erik Watkins, Cary Hanks.

CALL TO ORDER, PLEDGE, RECOGNITION:

Mayor Andersen called the meeting to order at 6:00 p.m.
Mayor Andersen led in the pledge of allegiance.

PUBLIC COMMENTS:

Cary Hanks Director of the Spanish Fork Salem Chamber of Commerce invited the public to the Winter Lights Parade this Friday November 23rd at 7:00pm. Ms. Hanks said the Chamber of Commerce is having a Business Fair for the holidays at the High Chaparral on November 30th & December 1st. Also, there will be a Shop Local Christmas Contest. If the public will do their Christmas shopping in Spanish Fork and bring your receipt into the Chamber, you can enter for a chance to win a weekend stay in Park City. Ms. Hanks announced that Miss Spanish Fork McKyla Theurer, will be hosting a Harvest Ball on November 30th at the Senior Citizen Center for the senior citizens. It will be from 6:00pm-8:00pm. There will be dancing, a live band, refreshments and a photographer.

Councilman Dart thanked the Chamber for all they do.

COUNCIL COMMENTS:

Councilman Scoubes gave an update on the solid waste board meeting.

Councilman Dart said he had a complaint from a citizen regarding his neighbor's dog that barks all the time. Councilman Dart asked all citizens that are pet owners to be responsible and courteous to your neighbors.

Councilman Leifson attended the annual UMPA meeting and things are looking a little better. They are looking into some new resources that can generate power.

Councilman Davis gave an update from the SUVMWA meeting. Councilman Davis wished everyone a Happy Thanksgiving.

Councilman Gordon wished all a Happy Thanksgiving and safe travels.

Mayor Andersen recognized that Mr. Richard Banks passed away this past week. Mayor Andersen pointed out the many great things he has done.

CONSENT ITEMS:

- a. Minutes of Spanish Fork City Council Meeting – November 6, 2012
- b. Funding Agreement with Redevelopment Agency
- c. Hone Family Trust Real Estate Purchase Agreement
- d. Legacy Farms Connector's Agreement

Councilman Leifson made a **Motion** to **approve** the consent items.
Councilman Dart **Seconded** and the motion **Passed** all in favor.

PUBLIC HEARING:

Construction Standards Revision

Chris Thompson said that staff likes to bring the construction standards to the Council once a year with changes. Mr. Thompson reviewed the following changes.

- *Remove development regulations that are duplicated in Title 15 of the City Code.*
- *Propose to install 30 inch curb & gutter in new development.*
- *Paving operations after October 15th of each year must be approved by the City Engineer or his/her designee.*

Councilman Davis made a **Motion** to move into Public Hearing.
Councilman Scoubes **Seconded** and the motion **Passed** all in favor at 6:19 p.m.

Mayor Andersen welcomed any public comment.

There was none.

Councilman Davis made a **Motion** to move out of Public Hearing.
Councilman Scoubes **Seconded** and the motion **Passed** all in favor at 6:19 p.m.

Councilman Davis indicated he met with Mr. Thompson regarding the curb & gutter change to review the cost and said that it will save the developer and city money.

Councilman Davis made a **Motion** to **approve** the Construction Standards Revision.
Councilman Dart **Seconded** and the motion **Passed** all in favor.

NEW BUSINESS:

Maple Mountain Amended Preliminary Plat & Development Agreement

Junior Baker said staff has been working on this project for a while and are still not ready. Staff proposes to table this item until the January 15, 2013 meeting; this plat will expire before that meeting so staff is also requesting a 90 day extension.

Councilman Leifson made a **Motion** to **approve** a 90 day extension for the Maple Mountain Amended Preliminary Plat & Development Agreement.
Councilman Davis **Seconded** and the motion **Passed** all in favor.

FY 2012 Independent Audit

Kent Clark gave a presentation on the 2012 audit performed by Larson & Rosenburger.

Russell Olsen from Larson & Rosenburger presented their audit for Spanish Fork City. Mr. Olsen said there were no adverse findings & Spanish Fork City is doing a great job.

Councilman Gordon made a **Motion** to **accept** the FY 2012 Independent Audit.
Councilman Davis **Seconded** and the motion **Passed** all in favor.

Fiesta Days Parade Early Set-up Discussion – Title 12.12

Junior Baker reviewed the current city code regarding early set-up for the Fiesta Days parade.

12.12.010. Parade and Special Event Regulations.

It shall be unlawful to for any person to claim, reserve, or occupy, or attempt to claim, reserve, or occupy, either in person or by the placement of ropes, tents, chairs, sleeping bags, blankets, or other devices or barriers, any public property as position for observing a public parade before 6:00 p.m. on the day prior to the Fiesta Days Mammoth Parade.

This section shall not allow any person to occupy a position on a public street or right-of-way, to obstruct a public sidewalk or to occupy any unsafe position or any position which may cause damage to public or private property. (Ord. No. 03-00, Enacted, 05/02/2000)

Mr. Baker said the Fiesta Days Committee would like to repeal this section in the code relating to the time frame for set- up. The City gets complaints from citizens that people are saving spots too early. The code says after 6:00pm the day before. Staff would like direction from the Council to either enforce it or take it out of the code or change it.

Mr. Baker said one way to change the code would be to leave that time frame for City owned locations on Main Street. That would include: City Office, Library, Fire Station and Parks & Recreation Office.

Councilman Davis said he gets complaints from the business owners that the customers cannot get to the businesses because of the early setup. Councilman Davis thinks we need the ordinance to have a time frame to protect our businesses. Councilman Davis suggested making some signs for the business areas; he is not as concerned about the residential areas.

Chief Adams said when this was first implemented, public safety did enforce the issue. Then there were complaints so they decreased the enforcement. Now we are getting the push back to enforce it again, both in the residential area and business area.

Councilman Leifson suggested keeping the ordinance at least for the business area; and if there are still problems we can bring the issue back when needed.

It was suggested we educate the public and put up some signage.

Councilman Scoubes commented that he remembers not going until after close of business.

Mayor Andersen said we don't want to go so far as to hurt the spirit of the celebration.

Councilman Davis would like to leave it, put signage, and educate the public and see how it goes.

Mr. Baker said that we will not make any changes and evaluate it this coming year.

ADJOURN:

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

Councilman Davis **Seconded** and the motion **Passed** all in favor at 6:55pm.

ADOPTED: December 18, 2012

Angie Warner, Deputy Recorder