

**Adopted Minutes
Spanish Fork City Council Meeting
July 2, 2013**

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

Staff Present: David Oyler, City Manager; Junior Baker, City Attorney; Dave Anderson; Community Development Director; Jered Johnson, Engineering Division Manager; Kent Clark City Recorder/Finance Director; Steve Adams, Public Safety Director; Angie Warner, Deputy Recorder.

Citizens Present: Carla Tuckett, Randy Tuckett, Donna Stevens, Joe Tuckett, Cheri Tuckett, Larina Quipe, Brandi Adams, Karen Muhlestein, Austen Smith, Paulette Patten, Makayla Smith, Luke Foulger, Spencer Foulger, Daniel Jackman, Jared Nesbit, Baylie Nusink, Becca Bair, Tammirra Mathison, Bob McConnell, Becky McConnell, John Mendenhall, Cary Hanks, Brad Tanner, Jose L. Quintana, Barbara Quintana, Bart Chidester, Julie Chidester, Ashely Chidester, Jordan Hales, Karen Hales, Sharon Hales, LeGrand Adams, Brad Bushman, Anthony Carter, Chelsea Smith, Brenda Quintana.

CALL TO ORDER, PLEDGE, RECOGNITION:

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

Brenda Quintana led in the pledge of allegiance.

Councilman Davis welcomed everyone to start the Fiesta Days celebration. Councilman Davis turned the time over to the Fiesta Days Chairs, Randy and Carla Tuckett.

Mr. Tuckett introduced the Fiesta Days executive committee and thanked staff and volunteers for their time in organizing Fiesta Days.

City staff and Fiesta Days chairs announced events that will be happening.

Mr. Tuckett introduced Donna Christensen Stevens as the 2013 Fiesta Days Grand Marshal.

Ms. Stevens thanked everyone.

Swearing in of Youth City Council

Councilman Gordon had the Youth City Council introduced themselves and their position.

Brenda Quintana, Mayor; Ashley Chidester, Planning Commissioner; Anthony Carter, Public Relations; Chelsea Smith, Mayor Pro Tem; Rebecca Bair, Treasurer; Anna Mathison, Secretary; Hailey Nusink, Service Chairman.

Mayor Andersen swore in the Youth City Council.

Councilman Gordon thanked the advisors Brandi Adams and Karen Muhlestein.

Employee of the 4th Quarter 2012

Mayor Andersen congratulated Jordan Hales for the employee of the quarter.

Kent Clark spoke of the great job that Mr. Hales has done for the City.

PUBLIC COMMENTS:

Agenda Request – LeGrand Adams

LeGrand Adams said he has lived on Powerhouse Road his whole life and would like to build another home on his father's property. Mr. Adams filed a preliminary zone request with the county and received a conditional approval that he would have to acquire a water commitment from Spanish Fork City. His property is across the street from the Spanish Oaks road. He spoke to the engineering office about annexing into the city and they said that it would be next to impossible. Mr. Adams is proposing a service agreement for water with the city and willing to pay the full expenses.

Jered Johnson said that city policy for water connection outside of the city boundary is for existing homes in emergencies such as a well going bad. This is a new build which is not under city policy, the other option is annexing into the city.

Mr. Adams said that they drilled for a new well and could not find water.

Councilman Davis asked what it would take to annex.

Dave Oyler said some of the neighbors would have to annex as well, as islands cannot be created.

Mayor Andersen asked a time frame for an annexation.

Junior Baker said about 3-4 months.

Mayor Andersen said that the best route would be to talk to the surrounding neighbors and try to get support to propose to annex into the city together.

Dave Oyler said another issue is breaches in canals. Who is liable?

Mr. Adams responded saying the canal above the property where he would like to build is already encased with cement. The current canal system, adjacent to his property is working and has had no issues.

Councilman Davis asked John Mendenhall to speak about the canals, because if the City allows building downstream of canals and the canal breaches, then the City is liable.

John Mendenhall said the highline canal was constructed in the early 1900's. There is talk about enclosing the highline canal but at this time there is not a concern. If the canal was to breach or fail it will be very dangerous for anyone downstream from it.

Mr. Adams asked again if a service agreement could be done.

Mayor Andersen suggested again having Mr. Adams try to get the neighbors to annex with him.

Agenda Request – William Denison – not present

John Mendenhall, a Spanish Fork resident, thanked the streets department for plowing his road 6 months ago. Mr. Mendenhall reviewed some incidents from the past couple of weeks: An irrigation pipe in Powerhouse Road failed and created a sink hole, the City crews were on the job fast and had it done that night. Then, there were two water leaks near the condos next to the golf course, water was bubbling out of the road. Also, there have been some fire incidents in his neighborhood and Mr. Mendenhall complimented the City staff and volunteers for their fast and great work in getting the issues resolved.

Cary Hanks, director of the Spanish Fork Salem Area Chamber of Commerce, invited the public to the sidewalk sales during Fiesta Days the 19th-24th of July.

COUNCIL COMMENTS:

Councilman Davis thanked the Fiesta Days chairs and volunteers for all they have done.

Councilman Leifson attended the American Public Power Association Convention and they are very concerned with what is happening with coal. The problem is that the coal resource is being eliminated before there is something to replace it. Councilman Leifson said, that while putting up the rodeo posters along Main Street, he was reminded of some great businesses.

Councilman Dart said the City has received a grant for \$20,000 from Utah County to construct a mountain bike trail up by the reservoir.

SPANISH FORK 101: Chief Steve Adams – Fireworks Restrictions

Chief Steve Adams reviewed the fireworks restrictions: July 1-7 until 11:00 except on the actual holiday until 12:00am and July 21-27 until 11:00 except for the actual holiday until 12:00am. There is a link on the city website of the map for fireworks restrictions and areas.

CONSENT ITEMS:

- a. Minutes of Spanish Fork City Council Meeting – June 18, 2013
- b. Agreement with East Bench Irrigation Company for the Powerhouse Road Diversion
- c. Professional Services Agreement, Atlas Engineering
- d. Grade Crossing Improvement Agreement, Plaza Center Dr 2300 North
- e. Easement Purchase Agreement with Gary Ellis for the 1850 North Waste Water Sewer Siphon
- f. Mountainland Association of Government FY 2013-2014 Contract for Aging Services
- g. Justice Center and SFCN Janitorial Service Agreements, RBM Building Services
- h. Utah County Municipal Recreation Grant Agreement

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

NEW BUSINESS:

Approval of the 2013 Election Poll Workers

Kent Clark said that the City asks for assistance to help on Election Day. Each polling location will have 3 poll workers and 3 counting poll workers. Staff recommends approval of the list of

poll workers for the 2013 elections.

Councilman Davis made a **Motion** to **approve** the 2013 Election Judges list.
Councilman Scoubes **Seconded** and the motion **Passed** all in favor.

ADJOURN:

Councilman Dart made a **Motion** to **adjourn** to Closed Session to discuss real estate issues.
Councilman Davis **Seconded** and the motion **Passed** all in favor at 7:25 p.m.

ADOPTED: July 16, 2013

Angie Warner, Deputy Recorder