

MINUTES OF THE WORK/STUDY MEETING OF THE SPRINGVILLE CITY COUNCIL HELD ON TUESDAY, JULY 11, 2023, AT 5:30 P.M. AT THE CIVIC CENTER, 110 SOUTH MAIN STREET, SPRINGVILLE, UTAH.

Presiding and Conducting: Mayor Matt Packard
Elected Officials in Attendance: Liz Crandall
Jason Miller
Mike Snelson
Chris Sorensen
Excused: Craig Jensen

City Staff in Attendance: City Administrator Troy Fitzgerald, Assistant City Administrator/City Attorney John Penrod, Assistant City Administrator/Finance Director Bruce Riddle, City Recorder Kim Crane, Deputy Recorder Jennifer Grigg, Community Development Director Josh Yost, Public Works Director Brad Stapley, Golf Pro Craig Norman, Police Chief Lance Haight, Library Director Dan Mickelson, Power Director Shawn Black, Administration Director Patrick Monney, Parks and Recreation Director Stacey Child and Museum of Art Director Emily Larsen.

CALL TO ORDER

Mayor Packard welcomed everyone and called the meeting to order at 5:35 p.m.

COUNCIL BUSINESS

1. Calendar

- Jul 18 - Work Study Meeting 5:30 p.m., Regular Meeting 7:00 p.m.
- Jul 24 - Pioneer Day Observed (City Offices Closed-Monday)
- Aug 01 - Work Study Meeting 5:30 p.m., Regular Meeting 7:00 p.m.
- Aug 08 - Work Study Meeting 5:30 p.m.

Administrator Fitzgerald suggested there could be a shortage of agenda items for the work/study meeting on July 18, 2023. Recorder Crane reported on the primary election on September 5, 2023.

2. MAYOR, COUNCIL, AND ADMINISTRATIVE REPORTS

a) P.A.R. Board Update - Cl. Snelson/Cl. Sorensen

Councilmember Snelson said that at the last PAR board meeting he attended, Emily Wilson reported on the Folkfest and Jeff Mills on parks. Director Child added the PAR board also received a recap on Art City Days. Councilmember Snelson said the Art City Days Rodeo and *¡Celebrate!*, which are the first weekend of Art City Days, need more connection to the main week of Art City Days. Councilmember Sorensen said a citizen asked about how a citizen can recommend how to spend PAR tax money. Councilmember Snelson clarified that only a registered nonprofit organization (5013c) can request PAR money. Mayor Packard added that a resident could attend a PAR board meeting and request funds during public comment. He suggested making the process as easy for residents as possible.

Councilmember Crandall asked when the bike park will be finished. Councilmember Snelson said the contractor is delayed, but some of the work in Spring Creek Canyon is done and the contractor is tied up with other projects. Director Child said the delay will not affect the grants. Mayor Packard turned the time over to Mr. Norman because his presentation was already displayed so these minutes are out of order.

b) **Parks and Recreation**

Director Child said **Cherry Ridge Bike Park** will be completed in October and funding should still work. Councilmember Sorensen asked about a time limit in the contract. Director Child said there is none and the late winter pushed all projects back. Mayor Packard asked Attorney Penrod to check for penalties in the contract. Director Child said **Westfields Central Park** plans are approved; grading and playground installation are beginning. Councilmember Crandall asked if it is safe to have a park without homes. Attorney Penrod said it should be safe because the roads are complete. In her report on **Riverwalk Park**, Director Child said the river banks were damaged by flooding. Her department is working with the city engineers on possible new plans and FEMA might allow more changes. Councilmember Snelson confirmed the damaged guardrail will be removed. She said demolition is complete at the **Memorial Park Tennis Courts**; lighting is installed and the remodel begins on July 24th which will take a month.

The **Hammock Garden at Bartholomew** is installed including art installations on top of the posts with great public feedback. Councilmember Sorensen asked about the Division of Wildlife Resources schedule for fish planting (<https://dwrapps.utah.gov/fishstocking/Fish>). Director Child said the city fishing program is scheduled after the fish planting so kids have plenty of fish to catch. She reported **Dry Creek Trail** will possibly have a bike trail, public art, playground equipment, and a small structure. The Dry Creek Committee asked the city to pipe a ditch and plant grass in that area. Councilmember Snelson asked about the informal committee. Director Child said the neighborhood formed a committee and staff will present concepts to the committee before presenting to the PAR board and the City Council.

Councilmember Snelson asked when the railroad tracks will be abandoned. Administrator Fitzgerald said late 2025 or 2026 and clarified UTA maintains the right of way and will be responsible to take out the tracks, not Union Pacific. Councilmember Snelson said a *Rails to Trails* project will change the dynamics in that neighborhood and clarified it will be at least 3 or 4 years before that trail is operating. Mayor Packard asked if the Dry Creek Trail is funded. Director Child said there is \$90,000 from PAR funds for that first phase and grants are possible. Mayor Packard said the neighborhood needs to see progress on the trail and the 2023 legislature appropriated millions for new trails. Director Child said funding is tricky because it is an existing trail. Mayor Packard said the legislature is pushing connectivity. Director Child agreed and said Kelvin Grove and Spanish Fork Trail can connect to the Dry Creek Trail.

Director Child moved on to improvements in the **Canyon Parks** including repainting bathrooms, and re-paving the roads in Jolley's Campground and Kelly's Grove which will make a lot of people happy. Working with Public Art, the **Skate Park Murals** are up and received great public feedback and will include a graffiti barrier. The skate surfaces will also be repainted and graffiti proof and it was suggested to remove the fencing. She said the neighbors would weigh in on removing the fence. Attorney Penrod reported that in the past, the neighbors wanted the skatepark shut down at night. Administrator Fitzgerald said locking the park was used as punishment when the skating community did not take care of the park. Councilmember Snelson said the feeling at the open house was skaters are diverse and police themselves. Director Child said the public feedback on the murals is great and Public Art, led by Director Larsen, did a great job. Mayor Packard said removing or keeping the fence is a question for the neighborhood. Administrator Fitzgerald said Public Safety can enforce curfew already established in code so the neighbors feel their concerns are addressed.



Director Child said **Community Park** needs work at the northeast corner and the 1200 West roadway will go through the center of the park, beginning within a year. She said staff is looking for a contractor to grade and level off the gravel parking lot on that northeast corner. Director Stapley said the MAG funding is enough for a pilot road anticipating the developer to fund the full-width road; in this parcel, the developer is Springville City. Administrator Fitzgerald reported that the funding for a full-width road is calculated into the parks and trails impact fee.

<https://www.springville.org/community-development/wp-content/uploads/sites/5/2023/07/Impact-Fees-Schedule-Jul-2023-002.pdf>

Director Child said ideas have changed since the original concept plans for this Community Park and suggested forming a new committee to develop a new concept plan. To add to the mess, there are private contractors dumping cement on that city property.

To close her presentation, Director Child reported the CRC total revenue for FY2023 was \$1,936,966.05 which is record-breaking; the most ever in net revenue. That was \$166,666.00 more than originally forecasted, and \$247,468.00 more than FY2022.

c) **Art Museum**

Councilmember Snelson said Director Larsen is featured in the *Utah Valley Business Q 40 under 40* magazine article <https://businessqmag.com/> this month. Director Larsen started her presentation by showing a ChatGPT (Chat Generative Pre-Trained Transformer) headline *“ART CITY” ACHIEVES MASTERPIECE YEAR*. She explained that in FY23 the museum, POPS, and Public Art broke records, grew revenue, and increased reach and relevance. Councilmember Snelson asked about POPS serving schools. She reported the museum received 75,000+ on-site visitors which is a 22% increase from FY23. She continued by stating the total revenue for FY23 was \$946,086, a 23% increase from FY23 with \$168,000 coming from private rentals. Some more statistics include serving 32,922 students and teachers from 383 schools in 39 districts, and 1100 entries in this year’s Spring Salon. She referred to the mission of the Springville Museum of Art which is—to *foster beauty and contemplation through life-affirming art and experience for Utah’s Art City and its diverse communities*.

Director Larsen explained the museum is audience-driven and the main audience is the residents of Springville. In addition to the Springville community, the museum serves the broader Utah County community, Utah artists and the Utah art community, statewide K-12 students and teachers, and regional tourists. She continued her presentation by listing areas where the museum needs improvement or *conservation*, including strategic planning, long-term planning, an arts master plan, a museum strategic plan, marketing, communication, and leadership training. She told of a staff joke about how visitors to the museum are surprised how big and professional the Springville Museum of Art is and staff would like visitors to be less surprised and make the museum more of a known gem instead of a hidden gem.

She listed her future goals that include continuing to improve local community relevance of the museum by serving more of the residents of Springville starting with getting every household to visit 2 or more times/year. She posed the questions—

- Who are we not serving?
- Who is not coming?
- How do we help the community embrace the museum as a temple of sanctuary as a part of wellness and mental health?

Director Larsen explained her department plans to market the museum more aggressively and increase participation in public art activities to make Springville truly an *Art City* not just a city with an art museum. She handed out flyers and explained a new project celebrating the 100th anniversary of the

Spring Salon next April that includes explaining the unique connection between the high school and the museum and asking residents to share their memories and oral histories of the Salon on July 28 and 31st. The connection between the museum and the high school is so unique and the students built the museum and our identity as an Art City. She asked the council to spread the word and thanked them for their continued support and investment.

Councilmember Snelson asked about the staff serving the schools. Director Larsen said some students and districts are served virtually by 6-8 part-time employees of which 3-4 employees travel directly to the schools during the school year about 3 days a week. She said this is a great way to spread the brand of the Springville Art Museum because students all over the state hear about the Springville Art Museum. Councilmember Sorensen said more than half of the schools in Utah have posters from Springville Art Museum and the Utah County building, the State Capital, and the governor's office have art hanging on the walls from our museum. Mayor Packard said Director Larsen creates a great mainstream place where families are comfortable to take kids and it is a very inviting experience. Director Larsen thanked the mayor and said the museum should feel accessible to anyone.

d) Golf

Mr. Norman presented first and said the golf course has had a crazy three months—from the latest opening ever to the busiest two months in history. He reported that May revenue was up 40%, May starts were up 13% and June was just as impressive and July is continuing. He showed the balance from the Clyde loan for the remodel is down to \$2607.13. The walking bridge on #6 and the path on #5 are almost repaired from flood damage. There is a contract to update paths around the clubhouse and the range tee and sand is being used to seal up the driving range. Mayor Packard asked about preparing for future flooding. Mr. Norman said the problem areas for 2023 were different from 1983, for instance, hole #12 flooded before because it is 3 or 4 feet lower than the creek bed. He said that fairway should be raised and sloped back into the creek. Gabions held the corner damaged in the 80s but water seeped in from the back of the 12th green and could be addressed.

Mayor Packard re-emphasized preparing the golf course to reduce the risk of future flooding. Mr. Norman agreed and added that the head gate at the pond was clogged with 6 feet of rock, boulders, silt, and sediment and needed repair. He updated staff changes including replacing assistant superintendent Dustin McGowan. Interviews concluded at the end of June and hiring has changed from one position to two positions. 20 corporate and private golf events have been booked since April 2023 at event rates or exclusive course rentals ranging between 20 to 120 players. Councilmember Sorensen asked about the snack bar. Mr. Norman said they are the easiest operators in his time and they want to be there.

Councilmember Sorensen suggested everyone go have a hamburger on the patio because it is a nice experience. Councilmember Crandall asked about the new sprinkler system. Mr. Norman said the contractor has returned to adjust the system as part of their service agreement and there might be a dry spot or two but that makes the course fast and is better than the moss. Councilmember Sorensen asked about hiring part-time help. Mr. Norman said there are new part-time guys and the staff mows until midnight sometimes. He has never had trouble hiring the part-time positions until this year and OSHA limits hiring 16-year-old employees. Director Monney said jobs are posted on many job search websites and all departments are challenged to hire part-time, young, seasonal help. Mr. Norman said the starting pay rate is \$12. He concluded and Mayor Packard turned the time over to Director Child.

e) Legal

Attorney Penrod said there is a new judge (Eric S. Jewell), a new county attorney (Jeffrey S. Gray), and a new city prosecutor (Carl Gustaveson). Mayor Packard asked about the new judge. Attorney Penrod said judges have different styles and Judge Jewell is doing really well making sure the defendant

gets the services they need. He explained that after the prosecutor screens all cases, infractions, class B and class C misdemeanors are sent to our city prosecutor while class A misdemeanors and all felonies are prosecuted by the Utah County Attorney. Councilmember Snelson asked about the defendants during the time it takes to review a case. Attorney Penrod said a defendant can stay in jail, pay bail and go home until appearing in court or just be cited and released. Councilmember Crandall asked about the new Utah County Attorney. Attorney Penrod said that is an elected position and they are doing a great job. Administrator Fitzgerald said our ability to interact with the court and the prosecutor is protected by the constitution meaning it is very rare for an elected official to ask to talk to the prosecutor or judge. Mayor Packard noted that our police officers and Chief Haight need reassurance that most police work does not end without prosecution. Chief Haight said the police department interacts with the offices of the county and city prosecutors. Attorney Penrod said police officers are very happy with the new county attorney.

He continued by explaining the philosophy of the former county attorney. Councilmember Snelson asked how the legislative body can intervene. Attorney Penrod said he can be kicked out in the next election. Administrator Fitzgerald said a prosecutor can claim prosecutorial discretion which is protected under the constitution. Attorney Penrod said in his opinion, the former county attorney did not uphold the law under the constitution. Councilmember Miller said it is like judicial activism. Attorney Penrod agreed and said the former county attorney made his own guidelines, did not follow the statutes in place and many attorneys in his department left. There are probably 25-30 attorneys in the county attorney's office. The new county attorney is more traditional accepting 75% of cases presented by police. Attorney Penrod said our justice court handles 250-300 cases per month and days in court have gone down but cases have not gone down because our police officers are working harder. Attorney Penrod showed 96 DUIs were filed in FY2022 and have increased to 136 DUIs in FY 2023.

Attorney Penrod continued on to explain insurance coverage like liability and damage coverage. Mayor Packard suggested increasing liability coverage from 10 million to 15 million. Attorney Penrod noted government immunity provides caps to liability claims. Mayor Packard suggested increasing cyber coverage. Attorney Penrod showed loss in property and casualty claims are down since 2013 when we joined Utah Local Governments Trust <https://www.utahtrust.gov/>. Even though claims are down, premiums increased by 10%; national premiums increased by 12%. Councilmember Sorensen clarified the cost-benefit analysis of insuring or self-repairing cars worth \$50,000 which is self-insurance. Administrator Fitzgerald said each individual department has funds to pay for repairs or replacement of a vehicle damaged in their department which encourages them to drive safely. Councilmember Sorensen suggested starting a new fund for self-repair and self-insurance.

Councilmember Snelson clarified the buildings in the Lakeside Landing development are built on *slab on* grade with no basements allowed because he heard of flooding problems in Vineyard where no sump pumps are required. Attorney Penrod clarified that some commercial areas in Lakeside Landing are allowed half-story underground parking. Director Stapley referred to flooding issues in Kelvin Grove.

Councilmember Crandall asked about the 1300 East Canyon Road crosswalk. Director Stapley said he reached out to a consultant with two different designs. Councilmember Crandall asked about bulb-outs. Director Stapley said he is working with the school district and traffic cones would just be targets for vehicles. Mayor Packard said he agrees with Councilmember Crandall because time has lapsed but it needs to be addressed before school starts. The city is exposed politically and emotionally. Councilmember Snelson agreed and pointed out there are already studies showing the success of bulb-outs and this needs to get done. Director Stapley agreed to get back to the council with a report.

ADJOURNMENT

Motion: Councilmember Crandall moved to adjourn the meeting at 7:10 p.m. Councilmember Sorensen **seconded** the motion. **Voting Yes:** Councilmember Crandall, Councilmember Jensen EXCUSED, Councilmember Miller, Councilmember Snelson, and Councilmember Sorensen. The motion **Passed Unanimously; 4-0 with 1 excused.**

CLOSED SESSION, IF NEEDED - TO BE ANNOUNCED IN MOTION

The Springville City Council may temporarily recess the regular meeting and convene in a closed session to discuss the character, professional competence, or physical or mental health of an individual, pending or reasonably imminent litigation, and the purchase, exchange, or lease of real property, as provided by UCA 52-4-205.

There was none.

This document constitutes the official minutes for the Springville City Council Regular Meeting held on Tuesday, July 11, 2023

I, Jennifer Grigg, do hereby certify that I am the duly appointed, qualified, and acting Deputy Recorder for Springville City, of Utah County, State of Utah. I do hereby certify that the foregoing minutes represent a true and accurate, and complete record of this meeting held on Tuesday, July 11, 2023.

DATE APPROVED: August 15, 2023

Jennifer Grigg
Deputy Recorder