



**ADOPTED MINUTES
CITY COUNCIL WORK SESSION MEETING
November 7, 2023, at 4:33 pm
80 South Main Street
Spanish Fork, UT 84660**

Councilmembers Present:

Mike Mendenhall, Mayor
Chad Argyle, Councilmember
Stacy Beck, Councilmember

Kevin Oyler, Councilmember
Jesse Cardon, Councilmember
Shane Marshall, Councilmember

Staff Members Present:

Seth Perrins, City Manager
Dave Anderson, Community Development Director
Dale Robinson, Parks & Recreation Director
Jordan Hales, Finance Director
Matt Johnson, Police Chief
Tara Silver, City Recorder
Chris Thompson, Public Works Director

Shelley Hendrickson, Deputy Recorder
Nick Porter, Public Information Officer
Eddie Hales, Fire & EMS Chief
Vaughn Pickell, City Attorney
Krista Horting, Deputy Chief
Lydia James, Secretary
Tyler Jacobson, Asst. City Manager

Work Session - No formal actions are taken in a work session.

a. Possible Budget Amendments for the Fire and EMS and Golf Course

Krista Horting presented the Possible Budget Amendments for the Fire and EMS.

Dale Robinson presented budget changes to the Golf Course.

b. I-15 Spanish Fork Interchange Study

Chris Thompson presented the I-15 Spanish Fork Interchange Study.

c. Agreement to Trade Spring Creek & Butler Springs Water for \$2.9M of ULS Water

Chris Thompson presented on the Agreement to Trade Spring Creek & Butler Springs Water for \$2.9M of ULS Water.

CITY COUNCIL MEETING
November 7, 2023, at 6:02 pm
80 South Main Street
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Dale Robinson, Parks & Recreation Director
Jordan Hales, Finance Director
Matt Johnson, Police Chief
Tara Silver, City Recorder
Chris Thompson, Public Works Director
CyDoran Dennison, Police Sergeant
Justin Miller, Patrol Officer

Bryan Perry, SFCN/IT Director
Eddie Hales, Fire & EMS Chief
Vaughn Pickell, City Attorney
Tyler Jacobson, Asst. City Manager
Shelley Hendrickson, Deputy Recorder
Nick Porter, Public Information Officer
Rich Pimental, Patrol Officer
Cade Hooley, Patrol Officer

Visitors Present:

David Simpson	Kelonu Kauwe
Nik Simpson	Jed H Anderson
Claire Robinson	Kirsten & Taft Jacobson
Lesa Ridge	Lindsay Ripley
Charles Arnoldus	Diana Rawson
Jasper Arnoldus	Jacen Rawson
Xander Robinson	Darren Bunker
Ella Anderson	Jackie Larson
Chenda Sam	Andrea Clayton

Naomi Kistn
Wyatt Woolly
John Tyrrell
Cassi Gulley & Peggy Todd
Tyler Dennison

CALL TO ORDER, PLEDGE, OPENING CEREMONY, RECOGNITIONS

Call to Order - Mayor Mendenhall called the meeting to order at 6:02 p.m.

A. Prayer & Motivational Message

Councilman Argyle gave the motivational thought in the form of a prayer.

B. Pledge, led by invitation

Councilman Cardon led those in attendance in the Pledge of Allegiance.

Mayor Mendenhall observed the presence of scouts and extended an invitation to the scout group's leader to come forward to the podium. The purpose of this invitation was to introduce themselves. Lesa Ridge, as the den leader for Pack 72, which is chartered by the ALA parents group, took the opportunity to address the council. She conveyed that Pack 72 was currently working on the "Building a Better World" adventure pin, and they were focusing on learning about flags, flag etiquette, history, laws, community events, and local issues. She said that they were eager to gain insight into the roles and responsibilities of community leaders, including elected officials, city employees, and business professionals.

The mayor expressed gratitude for their attendance and encouraged the scouts to approach the front to receive a pin and shake hands with the city's leaders and employees.

C. Mountain High School Boys Cross Country Team - State Champs

D. Maple Mountain High School Girls Soccer Team - State Champs

Mayor Mendenhall began by pointing out that the next three agenda items, while closely related, held unique significance. He stressed that these occasions were indeed of great importance and expressed his hope that such successes would continue to be a recurring theme. He noted that they had previously received visits from squads similar to the one they were recognizing this evening.

The mayor also acknowledged a former coach, now retired, with a distinguished career in the world of baseball. He said he stood by him the other night and told the coach that this is probably old hat to him. Mr. White said that this never gets old. I've done it five times. Seeing young people enjoy success never gets old. The mayor said it never gets old to the City either. These visits always fill them with enthusiasm. To introduce the young individuals being recognized, he invited the Maple Mountain High School athletic director to come forward and present the coaches and athletes.

Dave Boyack, Maple Mountain High School's Athletic Director, conveyed his appreciation to the city council for this opportunity. He went on to mention that two of his coaches' husbands were responsible for the woodwork in the council chambers, clarifying that one of them was indeed behind the woodwork. He admired the beauty of the building and expressed his deep gratitude to both Spanish Fork and Mapleton cities for their support. He highlighted one of the exciting aspects of their program, which allows kids to experience riding on fire trucks. He extended thanks to Nick Porter, Nick Glasgow, and Tyler Jacobson for their dedication to making the kids' ride on the fire engines possible.

Brett Andrus, the head coach of the Maple Mountain High School boys' cross country team, took a moment to introduce his coaching staff and athletes. He expressed his gratitude for the opportunity to address the council and shared that they had enjoyed a fantastic year. Additionally, he imparted a message, saying, "I always tell the kids that, no matter how high you climb in life, the view is always better when there are people there to share it with."

Mayor Mendenhall inquired about the margin of their victory.

Coach Andrus explained that the race was a 5K, 3.1 miles, and they secured the win with a 10-point lead. In cross country, the scores are calculated based on the performance of the top five runners on a team, and the team with the lowest cumulative score emerges as the winner. What made their victory even more remarkable, Coach Andrus emphasized, was that they had been defeated by the Viewmont team on both occasions earlier in the year. In this instance, they approached the race as underdogs, adhered to their race plan, took a few calculated risks and were victorious.

A photo of the coaches and athletes was captured with the City Council.

Cliff Swain, the head coach of the girls' soccer team, shared that they had an incredible year. The girls played hard not just for themselves but also for the team as a whole. He highlighted their journey, noting that the season began with two wins and five losses, yet they managed to make a remarkable turnaround and conclude the season with an impressive record of 12 wins and just one loss. He also took a moment to acknowledge the presence of one of his assistant coaches, Ana Francis. He shared the exciting fact that Ana had been a part of the first Maple Mountain girls' soccer team to win a state championship back in 2017, considering her the team's lucky charm for winning state. He said that they had faced the odds as underdogs in every state game, with the exception of the first home game. They won the state game in a penalty shootout.

Mayor Mendenhall mentioned that he had joined the chain gang for the Maple Mountain High School football game that evening, and Coach Boyack was constantly checking his phone during the football game to keep tabs on the girls' soccer match. Mayor Dallas Hakes of Mapleton City shared that the news of the girls' victory was announced at the football game, resulting in an eruption of joy from the fans.

A photo of the coaches and athletes was captured with the City Council.

Adam Longmore, the Head Coach of the Maple Mountain High School Girls Volleyball team, expressed he was honored to be present. He introduced his assistant coaches: Angie Workman, Amanda Poulsen, and Valerie Dennison, as well as Sarah Balboa

and Page Cullen. In his third year at the school, he felt privileged to coach both at the school and these incredible young athletes who had demonstrated exceptional dedication and hard work. Reflecting on his journey, he recalled moving to Mapleton in 2020, just before the onset of Covid, and witnessing a game against Spanish Fork where they were defeated. He remembered looking at the kids and recognizing their potential. Taking on the coaching position, three years later, he found himself part of this remarkable experience. With twenty seasons of coaching under his belt, he emphasized that some seasons are not just good but truly magical. For him, this group of kids is a once-in-a-lifetime team, and he is incredibly proud of their achievements.

A photo of the coaches and athletes was captured with the City Council.

Dallas Hakes, Mayor of Mapleton, extended his gratitude to the city council and praised the dedication of the students and their supportive parents. He also said his daughter is a member of the volleyball team, affording him the opportunity to witness their journey closely. He shared a meaningful quote that resonates with him: "Everyone must choose one of two pains – the pain of discipline or the pain of regret."

Mayor Hakes went on to speak on behalf of the volleyball team, highlighting the dedication and effort they invested. He explained how they excelled in working together as a close-knit group, understanding the value of teamwork and displaying it on the court consistently. The team competed in Las Vegas against teams from across the country, with only a single loss. He concluded by expressing his belief that there's nothing more rewarding than being involved with the youth.

Mayor Mendenhall shared that our city has a tradition going when youth do really cool things in our City. He admitted it's probably a bit selfish, but the idea is to immortalize those moments with a signed picture that will grace the walls of both his and Mayor Hakes' offices. He expressed gratitude for their hard work, for representing their school and the student body. He told the youth that they were teaching themselves life lessons that are going to come back up and help them through the rest of the bright futures that they have. He acknowledged their presence in two great communities filled with good people.

A photo of all of the team coaches and athletes was captured with the City Council.

Councilman Marshall acknowledged that there were a thousand other student athletes out there right now all learning the same lessons. While appreciating the present achievement, he encouraged reflection on the network of support behind each athlete. Emphasizing that wins and losses alike contribute to enduring memories. He reminisced about his last baseball game. A loss that left a lasting

impact. He hopes these young athletes carry this experience forward, sharing the lessons learned with others.

E. Ceremonial Oath of Office Police Officer Justin Miller

F. Ceremonial Oath of Office Police Officer Richard Pimentel

Mayor Mendenhall invited Chief Johnson to introduce the new officers.

Matt Johnson, Police Chief, expressed it was his privilege in introducing new officers, highlighting the honor in individuals choosing to safeguard our citizens and our city. After six weeks of dedicated service, he invited Officers Miller and Pimentel as two exceptional individuals, to step forward.

He went on to share that Justin Miller brings four years of experience from the Santaquin Police Department, having previously worked in the Salem City Police Department. Richard Pimentel, also known as Alex, spent six years delivering for FedEx through Spanish Fork City. He is well-acquainted with the community and fond of its citizens. He found Spanish Fork to be an ideal fit. Having graduated from the police academy in late April. Both officers, Miller and Pimentel, are performing well, displaying a high level of professionalism.

Mayor Mendenhall performed the Oath of Office for Officer Justin Miller and then Officer Richard Pimentel.

PUBLIC COMMENTS

Mayor Mendenhall invited public comment.

Jacen Rawson commented that he echoed Councilman Marshall's words and his hat was off to the coaches. He expressed a wish that the community had backed kids in the same way twenty-five years ago. As a business development specialist for Express Employment Professionals in Spanish Fork, he took a moment to share the positive impact they've had on the community. Celebrating four years in business, they've employed 1,400 people, helping families by connecting good people with great jobs. He said that Express Employment Professionals are here to support both individuals and the community.

COUNCIL COMMENTS

1. Councilman Cardon

He noted that the week's end brings an opportunity to honor our veterans and took a moment to express gratitude. He then invited Kathleen, with the Chamber of Commerce, to the podium.

Kathleen provided some exciting updates. A new networking event, celebrating the Youth Councils and the Winter Lights Parade. The Winter Lights Parade will have a new route starting at the City Hall parking lot, down 100 S, and ending at Cal Ranch. It is scheduled for the Saturday after Thanksgiving. Blake Barney from the Dugout announced a unique feature—fireball-shooting trains—and a cash prize for a photo event during the parade. The festivities will continue with a tree lighting.

Councilman Cardon shared that he attended the Arts Council and that they were already planning the Youth Arts Festival for next summer. He attended an airport board meeting where they discussed the runway project's completion. The airport is back to 8,000 landings/takeoffs. The airport board held a breakfast meeting focused on airplane safety. He expressed it was cool to see numerous pilots engaged in airplane safety. Councilman Cardon also spoke to 3rd graders at Sierra Bonita, addressing the fascinating journey of water after flushing. He also attended the senior center for lunch where the discussion interest was about traffic. The interactions among seniors working and serving at the center left a positive impression.

2. Councilman Oyler

Reported that there's a significant need for adoptions at the animal shelter and the urgency is real. He extended an invitation to fellow council members to tour the shelter and witness the current situation. There are two dogs per kennel and the unfortunate euthanization of over 50 cats last month led to an employee leaving due to the emotional toll. A compassionate resident who volunteers at the shelter has initiated "No Fee November" for dog adoptions. This generous individual is covering all adoption costs for the month, making it an opportune time for anyone considering a pet to adopt one at the shelter for no fee. Additionally, there's an opportunity to contribute by helping walk the dogs.

3. Councilman Argyle

Reported that the Rotary meets annually to distribute student dictionaries, each one adorned with a sticker, and many generous sponsors make this possible. Many people ask why are we distributing books in this information age? Despite living in the information age, the library sees over 200,000 people seeking the experience of holding a book. He has been told by some of the nebo school district employees that the kids get so excited about this because it is their own book.

Our Veterans Council is working to put a bench in the park. They just came forward and said they want to buy a nice bench. He shared a personal reflection, emphasizing a lifelong involvement with the military through his father, stepdad, and various family members who have served. He acknowledged the sacrifice of those who put their lives on the line in service to the country, recognizing that it's a commitment that many may not fully comprehend. His father sacrificed years, putting his life on the line, and his stepdad chose to be a pilot, avoiding boots on the ground. He emphasized the importance of being mindful of those serving and appreciating their sacrifices. He recounted instances where his stepdad, wearing his veteran hat, would have his meals bought by appreciative individuals. Encouraging everyone to take a moment to thank veterans in their families, he expressed gratitude for the active involvement of veterans in the community, citing the ongoing Freedom Walk.

4. Councilwoman Beck

Nothing to report

5. Councilman Marshall

He noted that it's election season and it has been a bit strange. Less friendly and more contentious. Offering a piece of advice, he suggested avoiding speculation and encouraged people to ask questions. He expressed willingness to find time and answer any questions residents may have, citing a recent example where a resident reached out to inquire about the approval of the bids for the rec center, leading to a constructive dialogue. However, he made it clear that he prefers not to engage in debates on Facebook but is more than happy to sit down and have a face-to-face conversation.

6. Mayor Mendenhall

Expanding on the Maple Mountain High School theme, the Mayor shared that there are other Maple Mountain Golden Eagles currently in Washington DC, where they had the honor of laying a wreath at the tomb of the unknown soldier. Specifically, the Mayor's nephew, Nick Mendenhall, was featured in an announcement of the wreath ceremony. Drawing a connection between the theme of veterans and the dedication to guarding the unknown soldier day and night, the Mayor commended the good work happening on all fronts. He expressed his gratitude to the council members for their dedicated efforts.

SPANISH FORK 101

A. I-15 Spanish Fork Interchange Study

Chris Thompson, Public Works Director, expressed his enthusiasm about an ongoing study being done for a future interchange anticipating it to be a key solution for

alleviating traffic on Main Street. He introduced Darin Bunker from UDOT and his team from HDR. He invited Darin Bunker to come forward and share more about the project.

Darren Bunker thanked staff for allowing him to be present. He expressed that he felt it was a great presentation of recognizing the success of your community members. He has several nephews and nieces in Maple Mountain, and his daughter recently moved to Spanish Fork. They all love the area.

Darin introduced his team Andrea Clayton, Naomi and Wyatt who is the PR guy in Region Three. He expressed that they are a wonderful team. And that he couldn't be doing this without them.

Darin used an overhead presentation and began by reflecting on the previous meeting when they initiated the environmental study during the scoping phase, gathering community input. They have progressed to developing a "purpose and need" statement. The purpose is to enhance safe and efficient access to and across I-15 for all users. The project's goal of accommodating travel demand in 2050 and planned transportation improvements. The project aims to enhance regional mobility by providing better access to I-15, ensure safe East-West connectivity, and alleviate congestion on Main Street. Three specific needs are highlighted: improving regional mobility, facilitating East-West connectivity, and reducing congestion on Main Street. Darren explains that without intervention, congestion at interchanges, such as Main Street and the Benjamin exit, would lead to significant delays, and traffic would back up over a mile on the ramps onto I-15. The presentation emphasizes the importance of addressing these issues for the overall success of the project.

Discussion is held regarding significant traffic backup scenarios, illustrating how congestion would extend from the Main Street interchange on I-15 through the US six offramp, ideal wait times and the 178-second delay considered a failure in 2050. Potential dangers and challenges associated with such delays, particularly in high-speed areas. Darren points out the relevance of improving regional mobility to address these issues and cites examples of accidents caused by similar congestion in other areas of the valley.

Darren continues to explain the next project need which is East-West connectivity for all users, including cyclists, pedestrians, and vehicles. Currently, there's a gap of about four miles between existing crossovers on I-15, and the goal is to select a project candidate that serves all users. The inadequacy of the existing crossovers is highlighted, with no safe access for various users. Darren emphasizes the importance of improved connectivity, especially with the upcoming Frontrunner station, which is outlined in different plans, including UTA's Frontrunner South

Extension Plan, MAG's Regional Transportation Plan, and the local transportation master plan. The project aligns with the efforts of the South Valley Transit Project, which is undergoing a similar environmental process for interchange consideration.

Councilman Oyler posed the question “which comes first, frontrunner or the I-15 interchange?

Darren explains the collaborative effort every two or three months to coordinate plans for a Frontrunner station. The Environmental study portion is all that has been funded. Darren emphasizes the difficulty in determining project precedence but underscores the assumption that the Frontrunner station is in place to function as a transportation alternative. Without it, the challenges posed by traffic congestion would worsen. Darren introduces the third need, which is addressing local mobility.

Councilman Argyle asked with the opening up of the Mountain View Parkway would it relieve any congestion?

Chris Thompson confirmed that the model incorporates the data for the Mountain View Corridor being open.

Darren discusses the screening process for project concepts, explaining that it involves filtering multiple concepts down to a few preferred ones. They emphasize that at the top of the graph (funnel), a high-level perspective is taken, considering broad concepts. The process involves evaluating concepts against identified needs and objectives. The initial screening (level one) focuses on regional mobility, East-West connectivity, and local mobility, using criteria such as traffic volumes, delay times, and removal of barriers.

He mentions the influence of previous studies at the top of the graph (funnel) and describes how the evaluation becomes more detailed as they progress through the screening process. They explain that the level two screening involves measuring concepts against the NEPA Act, considering high-level legal requirements related to environmental resources. Detailed evaluation, in the later stages, includes assessing impacts on land use, wildlife, social and economic aspects. The presentation ends with a reference to the schedule and the progress made since the NEPA scoping stage.

He expressed gratitude for community participation in the environmental process, highlighting over 80 comments received. They are currently in the purpose and need development phase, seeking input on these aspects. The timeline includes alternative screening in November and January/February, followed by an alternatives evaluation. A preferred alternative will be selected, and a document will be published in spring/summer. A 30-day comment period will follow for public input, leading to a

final decision in fall/winter next year. The speaker mentions the ongoing comment period until November 13th, seeking feedback on the draft purpose and need and screening criteria. The presentation concludes with contact information and appreciation for the opportunity to update the community on the significant project's progress

Mayor Mendenhall thanked Darin for coming to present. He expressed the importance of the regionality of the project.

Councilman Cardon asked if widening main street was on the table or if it had been eliminated with the implementation of what the city is doing to find alternate north/south corridors.

Darren acknowledged the efforts of the Spanish Fork staff in finding alternate north-south corridors to address traffic concerns on Main Street and that they had eliminated widening main street as an option.

Councilman Oyler explained that the 2700 N interchange had already been approved and that it was his understanding that the bids for phase one construction had been opened.

Darren reported their success in securing bids for the project, with the bid coming in at 100% of the engineering estimate. The project is expected to start in the spring, and there's a possibility of construction beginning as early as January or February. However, it will likely take a couple of years before the interchange becomes fully operational. The delay is attributed to the need for settling the embankment, especially for the ramps and the future overpass over the railroad tracks. Settlement is necessary to ensure stability when constructing the bridge structure.

Councilman Oyler asked when can residents, who are concerned about losing their homes relative to the Center street study, know for certain that their homes will not be taken?

Darren addressed concerns about homeowners receiving information at the end of the study. He clarified that homeowners who have already received a letter about potential impacts will likely be contacted again at the study's conclusion. The initial letters were sent to notify property owners of activities like field surveys, wetlands, or historic resource assessments. The speaker emphasizes that the selection of a study footprint is typically larger than the final footprint, leading to more landowners receiving notices than those who will be directly impacted. They stress that receiving a letter does not necessarily indicate a potential impact but rather serves to inform property owners about survey activities and evaluations.

Naomi explained that the details of what they want to build, including the properties (private homes, businesses) that may be impacted, will be disclosed in a document once a preferred alternative is selected. This document serves as a tool to inform people, but individual letters may not be sent to notify property owners specifically at this point. The discussion about property acquisition intensifies when the project is funded and reaches the final design phase, which provides a clearer understanding of actual impacts. Currently, the project is in phase two of the long-range plan, indicating that the conversation about property acquisition is expected to happen several years from now.

Seth Perrins posed the following questions: How long does the study have? What's the shelf life? Is there some kind of principle timeline where the project would need to be funded or the study would have to be refreshed?

Naomi discussed legal issues related to initiating a major action, emphasizing the need for funding for a future phase, like additional design or right-of-way acquisition, to sign a decision document. She mentions that, in practical terms, there isn't a strict timeline, but if the document remains inactive for several years, baseline conditions may change, requiring a reevaluation. Changes in buildings, historic status, and laws may necessitate reopening the document to ensure assumptions are still valid. The process of reevaluation can vary in complexity based on the extent of changes.

Seth Perrins addresses a common concern about home acquisition in the community, noting that it is the top question received, particularly after sending right-to-enter letters. He suggests that it is safe to say the interchange will be where you would expect it to be and that it will not affect 100 to 200 homes? Can he make that leap?

Darren concurred saying the City could make the leap, but unfortunately, UDOT cannot. He believes that's an accurate assessment. There's a sense of reason throughout this process, but they only delve into that aspect at the very end.

Seth Perrins emphasized at this stage, all possibilities are being considered. There's a crucial element of reason in our decisions. It's important for residents to keep this in mind and not discard reason simply because various options are being explored.

Naomi explained that in the level two screening process, we assess the impacts presented, particularly focusing on U.S. growth properties and right-of-way acquisitions. This involves a comparative analysis of alternatives, considering total impacts and their magnitudes. For instance, if two options perform similarly but one has significantly greater negative impacts, we prioritize the less impactful one. While we can't guarantee outcomes, this is a key aspect of our screening process. If you have any questions, feel free to ask.

Councilman Oyler asked about the implications and potential investment in improving local transit if a FrontRunner station is established in Spanish Fork.

Darren clarifies that they haven't delved into the detailed aspects of the study and suggests directing the question to those who have.

Andrea expresses intent to focus on other related matters and emphasizes the importance of incorporating these considerations into the long-range transit plan, particularly highlighting the need for a connection to future FrontRunner developments.

Councilman Marshall emphasizes that the project and another initiative are both in the process of evaluating alternatives, highlighting that neither is confirmed as a definite undertaking. He stresses that there's still work to be done in both cases. The discussion revolves around the importance of assessing the purpose and need of the project accurately, as this critical step can lead to the elimination of alternatives that don't align with the project's objectives. He suggests evaluating whether the assessment captures all relevant aspects or if anything needs to be added. From their perspective, the evaluation accurately identifies the issues in Spanish Fork. He emphasizes the importance of considering the regional context in addressing the issues in Spanish Fork.

Mayor Mendenhall addresses concerns about the potential impact of the American Fork exit on Spanish Fork, emphasizing that failure is not an option. He expresses worries about safety, the business community, and the aesthetic integrity of Main Street. The speaker highlights the city's role as a transit hub for those coming south on I-15 and Highway 6, emphasizing the broader impact beyond the city's residents. He stresses the urgency of addressing these issues, anticipating increasing costs over time, and expresses appreciation for prompt action. Additionally, He touches on the discomfort associated with the right-of-way process for property owners affected by the project.

Naomi acknowledges the discomfort associated with the right-of-way process and receiving a letter about property access. She clarified that specific discussions about acquisition only happen after project funding, typically during public hearings when documents are released. Despite not engaging in acquisition talks, they assure the availability of discussions to explain the process and address any questions the property owners may have. She emphasizes that the survey does not guarantee acquisition, understanding the unease caused by receiving a letter from the state indicating access to one's property.

Councilman Marshall suggests that property owners with concerns, similar to those related to the right-of-way process, can contact them using the provided contact information at the end of the presentation.

Naomi encourages people to reach out to them, the consultants, through calls, emails, or messages. She assures that inquiries will be addressed and assistance will be provided with any questions

Councilman Marshall emphasizes that Main Street's challenges extend beyond Spanish Fork and are a regional mobility issue. He cautions against viewing any proposed solution as a "silver bullet" for congestion-free travel. While improvements like widening or new interchanges can help, achieving complete congestion-free status is unrealistic and would come with severe impacts. He urges realistic expectations, highlighting that while travel times may improve with projects, they won't return to 1990 levels. Maintaining Main Street's current character is crucial, and advises against pursuing solutions that might harm the community in the name of transportation improvement.

Darren emphasizes that the implementation of the vision study won't enhance traffic flow or eliminate congestion.

Mayor Mendenhall expressed that it was a preference not to resemble American Fork's Main Street. The focus is on achieving a unique and characteristic environment rather than solely improving traffic conditions.

Councilman Marshall expresses a desire for a downtown where people can walk instead of just relying on cars. He refers to the challenges of projects like this across the state and highlights the importance of asking if the potential improvements, such as removing homes and businesses, are worth the trade-offs. He appreciated the structured approach to the purpose and need, expressing gratitude for coordination with professionals and citizens in the process.

Darren expresses appreciation and notes that the comment period is open until November 13th. He encourages residents to voice their opinions during this period and assures them of another opportunity for feedback after additional studies conclude. He introduces another project, the US six project, impacting the community's regional mobility. He mentions challenges in the initial bidding with only two participants, resulting in costs exceeding the engineer's estimate. However, adjustments were made, combining it with a pavement preservation project, and a recent bid came in at 96% of the engineering estimate. He anticipates the project starting construction in the spring. At both the Expressway Lane and the Canyon

Creek intersections, we're planning to install a second left-hand turn lane on all four sides of the intersection. This means that, regardless of your direction, there will be two left-hand turn lanes available. This adjustment is intended to ease traffic from I-15 trying to turn left into the Lowe's and hospital area. Currently, the single left-hand turn lane is causing traffic to back up obstructing through traffic. While the addition of a second left-hand turn lane is expected to improve traffic flow, it will be a challenging process due to deteriorating concrete pavement at the Expressway Lane intersection.

We've received complaints about failing concrete pavement, and the asphalt is shoving, creating an uneven surface for westbound traffic. To address these issues, we'll need to remove the concrete pavement, making the area tight and causing some inconvenience. We anticipate the project will be challenging, and outreach is crucial. If you could help spread the word to make citizens aware of the upcoming project next year, advising them to avoid U.S. six in that area, it would be greatly appreciated. We plan to conduct significant outreach efforts to inform the community about the project and suggest alternate routes.

Councilwoman Beck asked if the project would be complete in one construction season.

Darren explained the construction timeline for the project spans the entire season, likely from February to December of next year. The extended duration is necessary due to the complexity of the project, involving various utilities and factors. While the impact won't be immediately significant from the start, the construction period is expected to be lengthy

Councilman Marshall asked if a third lane would be added westbound.

Darren concurred and explained additionally, a lane will be added for eastbound traffic heading up the hill. This lane is intended to accommodate trucks, allowing cars to pass them, especially when they come to a stop due to traffic signals. The introduction of a climbing lane aims to enhance traffic flow in the eastbound direction out of the intersection.

B. General Election Information

Mayor Mendenhall invited the City Recorder to come forward and speak about the General Election.

Tara Silver, City Recorder, wanted to make sure everyone is up to date on the election schedule. Although today was initially slated as election day, the new date is November 21st for the general election. If you're planning to register online,

November 13th is the deadline. However, you can still register in person during early voting, which runs from the 13th to the 20th of November. Remember, Election Day itself is on Tuesday, November 21st. For those opting to mail in their ballots, the crucial postmark deadline is November 20th. If any confusion arises or you're unsure, Tara encourages everyone to simply drop their ballots in the designated dropbox.

To familiarize voters with the candidates, you can visit the Spanish Fork City website. Additionally, three "Meet the Candidate" sessions have been uploaded to YouTube, and you can access them directly from the city website. Reflecting on the last primary in September, she noted 111 votes that did not count—20 were returned unsigned, emphasizing the necessity of signing the ballot. There were also 50 ballots with signature discrepancies, that means the signature did not match what the county had on file. The county uses five different signature samples. Additionally, 41 ballots missed the deadline. Tara directed residents to the Election Center at the SF Senior Center and the ballot dropbox behind the library. Candidate information is available on the election page, along with a link to the state site. On election day, updates will be provided on the city and Utah County sites, but these are preliminary results; the canvass takes two weeks. The final election results will be presented on December 5th during the City Council meeting. A canvass will be conducted, and the numbers will be signed off. The declared winners will then be presented to the City Council and their victory will be officially recognized and signed off by the City Council.

Discussion was held regarding City Council meeting dates in December.

Seth Perrins explained that it was crucial for people to understand that for the primary election, ballots could be postmarked the night of the election. This exception was made due to the Labor Day holiday falling on the Monday before the election. This will not be the case for the General Election. If you are going to mail your ballot it must be postmarked Monday; which is the day before.

Tara Silver concurred and explained that the normal postmark rule applies for this general election, requiring ballots to be postmarked on the Monday before. Unlike the primary election, mailing on Tuesday is not allowed. The standard procedure is to postmark on Monday and use a Dropbox or vote center on Tuesday. To save taxpayers money, it's encouraged to use a drop box instead of mailing, as mailing comes with additional costs. Opting for a drop box is a more cost-effective option for taxpayers. The city has disseminated information about the upcoming elections through newsletters sent to every resident, ensuring widespread communication. Residents should have received some form of communication directing them to the city's website for more details. Additionally, election information has been shared on social media platforms such as Facebook, and public notices have been issued, as required by law. Given the challenge of reaching the public through various media,

the city aims to use multiple platforms to maximize outreach. If residents have questions, concerns, or are confused, they are encouraged to call for assistance and clarification.

Mayor Mendenhall said that a question he gets is why did you change the election date in Spanish Fork and asked Tara to clarify the change.

Tara explained earlier this year, Chris Stewart resigned due to his wife's health reasons, creating a vacancy that needed prompt resolution to ensure representation for Utah. Despite the declaration period having passed, the governor issued a proclamation for the entire state, allowing for a quick election process. While the suggested December election date was avoided, the current timing during Thanksgiving week may be considered less than ideal. Encouraging residents to fill out their ballots early, Tara highlighted the importance of voter turnout, noting that only 24% of registered voters participated in the last primary. She expressed the desire for higher participation.

C. Presentation of the new Mission Statement

Mayor Mendenhall invited Nate Read to come forward.

Nate Read, Assistant to the Assistant City Manager, expressed excitement about presenting the city's newly developed mission statement, which has been a two-year project. He said that the mission statement was not intended to replace the tagline "Pride in Progress" but aims to complement it, fostering continued pride and progress within the city. The mission statement has been shared with staff and elected officials, and the decision to present it to the public is driven by the desire to change how residents perceive the city and its staff. The comparison is made to Amazon's customer mission, influencing customer expectations. The presentation will include a video revealing the mission statement, followed by an invitation for elected officials to share their thoughts on its values and relevance to Spanish Fork based on their experiences.

A mission statement video was played and projected overhead.

Nate asked what thoughts the elected officials had in regard to the statement and how it related to their experience with Spanish Fork.

Councilman Oyler shared that he appreciated the mission statement, particularly highlighting the emphasis on both building and maintaining a vibrant city. He expressed admiration for the recognition that improvement is an ongoing process, and that city employees continually look for ways to improve.

Councilman Cardon shared that he loved the word strive. We are not perfect but we are striving to be better such as city council initiatives and police officers going "above and beyond" to help those in need.

Councilwoman Beck shared one example was teaming up with Podium, enabling individuals to text their inquiries directly through our website. Recognizing that many individuals prefer texting over speaking on the phone, this feature allows them to ask questions more conveniently.

Councilman Marshall emphasized the importance of the personal side in government service. The city, often seen as an entity, is composed of individuals who genuinely want to contribute to the community.

Councilmember Oyler expressed that he witnessed firsthand how the city went above and beyond this Spring with flooding prep in his neighborhood. Instead of a hands-off approach, the city actively assisted residents by providing guidance and support throughout the process of sandbagging. City employees were present at every location, engaging with residents and ensuring the bags were placed appropriately. It was very personable.

Seth Perrins shared a recent experience witnessing the embodiment of the mission statement by the City Council during a council meeting when a young lady and her family stayed behind after a long day. They were there for private reasons, planning to open a special envelope with her dad. The mayor deviated from the script, inviting her to open the envelope and read its contents with her Dad in the room. He appreciated this personable, off the cuff moment and noted that the elected group, including the mayor, reflects the essence of the mission statement in their actions and interactions.

Nate Read highlighted his perspective as a staff member. He shared an observation of elected officials engaging in a prayer before a meeting. They supplicated their God seeking guidance in making decisions that will benefit the residents. He found this practice powerful and innovative. He expressed his gratitude for the elected officials and all that they do.

Mayor Mendenhall expressed the government aspect of Spanish Fork City as a multimillion-dollar corporation with numerous employees that becomes a pretty big machine. He appreciates the personable touch that every resident lets him know when they interact with the City, highlighting the importance of treating individuals with respect and in a personable way. He likes the innovative part of the mission statement when it comes to employees to urge them to feel empowered to find better ways of doing things, ultimately serving the residents more effectively.

Discussion was held regarding employees and the memorization of the mission statement.

Nate Read shares the collaborative effort involving 11 staff groups over 11 lunch groups that participated in creating the mission statement. He quoted Stephen Covey, emphasizing that a mission statement is not hastily written but serves as a constitution expressing vision and values. The mission statement is described as a guiding criterion for decision-making, prominently displayed on the City Council wall for reference. The hope is that it will guide and inspire them in their decision making.

CONSENT ITEMS

- a. Minutes Spanish Fork City Council Meeting 10-17-2023**
- b. Utah Department of Transportation Request for SUVPS Easement Across Canyon Creek Parkway**
- ~~c. Patey Lease Agreement Amendment~~**

Mayor Mendenhall called for a motion on the Consent Items stating that Item C would need to be tabled due to the documentation not being ready.

Councilman Cardon ▾ made a **Motion** to approve Consent Items A-B and tabling Item C.

Councilwoman Beck ▾ Seconded and the motion **Passed** all in favor at 8:22 pm with a roll call vote.

Kevin Oyler	Yes
Jesse Cardon	Yes
Stacy Beck	Yes
Chad Argyle	Yes
Shane Marshall	Yes

PUBLIC HEARING

- a. Ordinance Amending Title 6 Animal Control**

Mayor Mendenhall invited Vaughn Pickell, City Attorney, to present on the Ordinance.

Vaughn Pickell, City Attorney, highlighted what the amendments would do emphasizing several key points. The proposed changes align with the state code for

animal cruelty violations, offering a more comprehensive framework. The ordinance clarifies the conditions under which an animal can be seized, emphasizing the need for probable cause and a warrant. The proposal streamlines penalty sections and suggests removing the chicken permit requirement while maintaining standards for chicken ownership. He discusses the deletion of redundant definitions and addresses a request from the Best Friends Animal Society regarding exceptions for cats and protective dogs.

Councilman Marshall asked for clarification on the definition of an attack when an intruder comes into your home.

Vaughn notes that the proposed ordinance changes include modifying the definition of an attack, particularly in scenarios where an intruder enters a home and a dog reacts. He acknowledges that the current wording holds the owner or caretaker liable for the dog's actions and suggests that this may be too broad, considering exceptions for specific circumstances.

There was discussion about potential modifications to the wording to address these concerns and incorporate exceptions.

Councilman Marshall asked what started the amendments to Title 6? Was there an issue?

Councilwoman Beck stated that an email had been received from a resident last summer.

Councilman Argyle explained the police chief brought up that 167 different residents have chickens but only 22 have renewed their permits. After a discussion, it was decided to eliminate the permit requirement while maintaining rules and regulations.

There was discussion about the periodic review of modifications.

Councilman Oyler suggested that the section on animal attacks be more specific as it was too broad.

Vaughn suggested that if they were inclined to approve the ordinance, he suggested including exceptions in the motion, such as allowing dogs or cats to predate on mice or protect against trespassing or attacks. He offered to draft specific language for these exceptions before the ordinance was signed.

Councilman Cardon ▾ **Moved** to go into a Public Hearing

Councilman Argyle ▾ **Seconded** and the motion **Passed** all in favor at 8:30 p.m.

Kevin Oyler	Yes
Jesse Cardon	Yes
Stacy Beck	Yes
Chad Argyle	Yes
Shane Marshall	Yes

Jackie Larson suggests excluding livestock from the discussion of noise and animals. She proposes considering the term "household pet" for a clearer definition and raises the scenario of someone entering her property to help with a calf, potentially encountering issues with the calf's mother or a dog. She would like to exclude livestock or household pets. Would they please consider that?

Councilman Argyle ▾ **Moved** to go out of Public Hearing

Councilman Cardon ▾ **Seconded** and the motion **Passed** all in favor at 8:32 p.m.

Kevin Oyler	Yes
Jesse Cardon	Yes
Stacy Beck	Yes
Chad Argyle	Yes
Shane Marshall	Yes

Councilman Oyler asked if chickens would fall under household pets or livestock? He presents a scenario where a neighbor's rooster from the county comes into your yard and attacks a child, emphasizing the potentially aggressive nature of roosters. He suggests considering an exclusion of livestock or adding a specific definition for livestock in relation to noise and animal attacks.

Councilman Argyle expressed he felt they would need to be careful. He felt just the agricultural part protects the farmer.

Matt Johnson suggested adding a domesticated livestock definition.

Discussion was held regarding whether or not to add verbiage into the ordinance in terms of animal noise.

Councilman Marshall expressed that he liked the process of amending an ordinance. Emphasizing the importance of discussions, presentations, public input, and

thorough consideration before approval; also, taking the time to ensure that the process is done correctly rather than rushing through it

Councilwoman Beck expressed, under the animal attack, it was too vague to just say it shall be unlawful for any animal to attack because of everyone's perception of an attack.

Vaughn clarified that duplicates are being removed from the definition, and noted that there is still a definition of "attack".

Councilman Oyler asked what the process was if a dog were to bite an individual and that person wanted to file a complaint about it.

Matt Johnson explained the dog owner would receive a citation. A civil lawsuit can be brought against as well.

Vaughn recapped that he had three things to build in: protection for noise created by AG, exceptions for trespassing, animals or persons under the attack, and then also the exception for the cats.

Discussion was held regarding trespassing verbiage.

Councilman Argyle expressed his concern with amending changes to the ordinance that cover something that has never happened before and shared a personal experience of being attacked by a dog.

Discussion was held to not overthink the amendments and the Mayor called for a motion.

Councilman Argyle ▾ **Moved** to table the Ordinance Amending Title 6 Animal Control
Councilman Marshall ▾ **Seconded** and the motion **Passed** all in favor by a roll call vote at 8:46 p.m.

Kevin Oyler	Yes
Jesse Cardon	Yes
Stacy Beck	Yes
Chad Argyle	Yes
Shane Marshall	Yes

b. Ordinance for the Sip'N Zone Change

Dave Anderson explained the proposal was to use the development enhancement

overlay, a zoning tool created a decade ago, allowing the City Council to approve site plans or improvements to properties, even if they don't conform to existing city standards. The focus is on a specific site at First East and 300 South, currently zoned residential. The recommendation is to change the zoning to commercial-2 and apply the development enhancement overlay to address issues like parking and landscaping deficiencies. He expressed his support for the proposal, emphasizing the potential improvements and the flexibility provided by the overlay, while noting the positive recommendations from the Developer Review Committee and Planning Commission.

Councilman Argyle asked if the residential use on the site was going away.

Dave said that the residential use was changing to a retail use.

Councilman Oyler asked why the property was being rezoned now.

Dave explained it was due to the owner's intent to transition the property from residential to a retail use and make some upgrades to the site.

Councilman Argyle ▾ **Moved** to go into a Public Hearing

Councilman Marshall ▾ **Seconded** and the motion **Passed** all in favor at 8:56 pm.

Kevin Oyler	Yes
Jesse Cardon	Yes
Stacy Beck	Yes
Chad Argyle	Yes
Shane Marshall	Yes

David Simpson addressed the City Council. He said that his son, Nik Simpson, owns the business. His desire is to establish a small boutique in the house, leading to the decision to pursue a zone change. He believes this change will address stacking issues and allow for upgrades to avoid tearing down the building, stating that meeting current requirements would necessitate such action. They view upgrading as advantageous, especially in relation to parking regulations, and anticipate that the boutique will serve as an added incentive for the city to support their proposal.

Councilman Cardon asked how many cars would be allowed to stack before it would become a problem to any neighboring properties.

Dave Simpson said ten.

Councilman Marshall Councilman Marshall asked if there is a possibility to modify the access on 300 South to a right-in, right-out configuration, considering its close proximity to the corner.

Councilman Oyler asked if the police chief was aware of any accidents or issues that we've had with people coming out of Sip'N at the same time somebody is turning onto 300 S?

Matt Johnson said no, there had not been a large majority of traffic accidents.

Discussion was held regarding access onto 300 South. It was determined that the applicant would need to get UDOT approval on the access point.

Robert Gardner addressed the city council. He said that he was a local resident in the vicinity. He acknowledged the intersection was problematic and shared concerns about the potential expansion of a business in the area. He used examples of other successful businesses in town like the barn and 7-11, he questioned the appropriateness of shoehorning businesses into tight spaces and discussed the challenges faced by the existing 7-Eleven. He expressed reservations about the proposed expansion, highlighting the potential increase in traffic volume. He questioned placing a business island in the middle of a residential zone and involving UDOT in the access on 300 South. Ultimately, he raised concerns about the compatibility of a growing business in the midst of a residential neighborhood.

Councilman Argyle ▾ **Moved** to go out of Public Hearing

Councilwoman Beck ▾ **Seconded** and the motion **Passed** all in favor at 9:08 pm

Kevin Oyler	Yes
Jesse Cardon	Yes
Stacy Beck	Yes
Chad Argyle	Yes
Shane Marshall	Yes

Councilman Marshall agreed with the points made and that he did not disagree with anything Mr. Gardner had said. It is shoehorned because the neighborhood grew up around it as much as anything. The key to improvement lies in providing the applicant with the necessary incentive, as without it, the situation will likely not change. While it's not perfect; the business isn't going away. He did not know that it should go away. This was a decent plan. He would prefer a right-in right-out on 3rd but would not say no because of it.

Councilman Oyler concurred with Councilman Marshall. He felt it was a much better layout than the current layout. Should it be a business-that is a question for whomever put the business in over 40+ years ago. Whether the proposal is approved the business is not going away. This is a much better layout than what is there. He asked if the boutique had sufficient parking.

Dave Anderson said he did not know how many employees would be employed at the boutique.

Dave Simpson said no more than two employees.

Dave Anderson clarified that there were several other boutiques scattered across the city and that they share comparable parking arrangements with no reported issues or complaints.

Councilman Oyler thanked the applicant for being in attendance.

Councilman Cardon expressed he felt the proposed change would be better for the area. He liked the change.

Councilman Oyler expressed that he liked that the proposal removed the access directly off of the corner.

Councilwoman Beck ▾ **Moved** to **approve** the Sip'n Zone Change based on the following findings:

1. That the proposal conforms to the City's General Plan Designation and Zoning Map.
2. That the proposal conforms to the intent of the Development Enhancement Overlay by improving site circulation, enhancing the site's appearance, and improving screening between land uses.
3. UDOT approval for access on 300 S.

Councilman Cardon ▾ **Seconded** and the motion **Passed** all in favor at 9:14 pm

Kevin Oyler	Yes
Jesse Cardon	Yes
Stacy Beck	Yes
Chad Argyle	Yes
Shane Marshall	Yes

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Councilman Marshall expressed it's not just about the decision itself; it's about how we approach it. From the public's perspective, it might seem like we deliberate collectively and all vote "yes," but in reality, each of us has different reasons for our votes. This pattern is consistent, happening almost every night and with nearly every motion. While I don't necessarily want to change this process, it's worth acknowledging that our votes might give the impression of unanimity when, in fact, each of us has distinct reasons for supporting a motion. It's interesting how we consistently vote together despite our diverse perspectives, making it a fascinating aspect of our regular deliberations that everyone voted yes but for different reasons.

c. Ordinance for the Recreation Center Zone Change

Dave Anderson explained the proposal was to designate recently acquired properties by the city as public facilities. The public facility zoning district is specifically designed for properties owned by Spanish Fork City. The proposed change, which encompasses properties on the west side of Main Street previously zoned as residential office, is not essential for expanding the park or constructing city facilities but is viewed more as a housekeeping measure. Both the Development Review Committee and Planning Commission have reviewed and recommended approval for the proposed change.

Councilman Cardon ▾ **Moved** to go into a Public Hearing

Councilman Argyle ▾ **Seconded** and the motion **Passed** all in favor at 9:20 pm.

Kevin Oyler	Yes
Jesse Cardon	Yes
Stacy Beck	Yes
Chad Argyle	Yes
Shane Marshall	Yes

Councilman Argyle ▾ **Moved** to go out of Public Hearing

Councilman Cardon ▾ **Seconded** and the motion **Passed** all in favor at 9:20 pm

Kevin Oyler	Yes
Jesse Cardon	Yes
Stacy Beck	Yes

Chad Argyle	Yes
Shane Marshall	Yes

Councilman Oyler asked if any changes would need to be made to the general plan.

Dave Anderson said that the Public Facilities zone fits within all designations of the general plan.

Discussion was held regarding the general plan.

Councilman Oyler ▾ **Moved** to **approve** the proposed Recreation Center Zone Change based on the following findings:

1. That the current zoning permits municipal facilities, but the proposed use better aligns with the intent of the Public Facilities Zone to provide governmental services to the community and contribute to the community's enrichment.
2. That the General Plan designation will be updated with the 2024 comprehensive update.

Councilman Argyle ▾ **Seconded** and the motion **Passed** all in favor at 9:28 pm

Kevin Oyler	Yes
Jesse Cardon	Yes
Stacy Beck	Yes
Chad Argyle	Yes
Shane Marshall	Yes

NEW BUSINESS

a. Patey Aviation Main Street Development Ground Lease Approval

b. Utah Aviation Lease Agreement

Councilman Cardon ▾ made a **Motion** to table the Patey Aviation Main Street Development Ground Lease Approval and Utah Aviation Lease Agreement

Councilman Argyle ▾ **Seconded** and the motion **Passed** all in favor at 9:27 pm with a roll call vote.

Kevin Oyler	Yes
Jesse Cardon	Yes
Stacy Beck	Yes
Chad Argyle	Yes
Shane Marshall	Yes

c. Agreement to Trade Spring Creek & Butler Springs Water for \$2.9M of ULS Water

Chris Thompson explained the city's ownership of water rights for Butler Springs, which have been unused due to the absence of a pumping and collection system. He proposes a trade of these water rights to Saratoga Springs in exchange for approximately \$3 million worth of high-quality water from Strawberry Reservoir. He highlights that the proposed trade is beneficial as the city hasn't utilized the water rights and likely wouldn't in the near future. There is also Spring Creek water, which was purchased some time ago that is also proposed to be traded to Saratoga Springs. Both water sources will be redirected into Utah Lake for Saratoga Springs to pump out at a different location.

Councilman Argyle asked when the City would have to start making the ULS Water payment. Chris Thompson explained that the City requested fractional portions of that water, specifically 500 acre-feet annually, and are actively paying for that allocated amount. We haven't initiated payments for the entire sum yet. Once the trunk line is finished we will commence payments for the full amount.

Councilman Oyler asked how Saratoga Springs would use ULS water.

Chris explains that the city has a contract with the bureau for 8,000 acre-feet of U.S. water from Strawberry Reservoir, with the obligation to take the full amount within the next three years and make \$2 million annual payments for 50 years afterward. The money received from the proposed trade with Saratoga Springs will contribute to these payments. The impact of not using the water from Butler Springs and Spring Creek means this water will continue to flow down the Spanish Fork River to reach Utah Lake. With the proposed trade, Saratoga Springs would pump water

directly from Utah Lake on their side, causing no immediate changes in the river's water levels.

Discussion was held regarding the location of Butler Springs and the path of the water.

Mayor Mendenhall explained that Hansen, Allen and Luce, a respected Engineering group, reviewed this proposal and we are getting compensated fairly.

Chris explained that the City requires developers to contribute to the cost of ULS water instead of providing their own, given that a thousand acre-feet of water equates to a significant \$2 million annual payment. Currently, we've amassed around \$6 million for this purpose, and looking forward, the proposed trade helps in meeting these payments until the actual need for the water arises.

Councilman Marshall ▾ made a **Motion** to **approve** the Agreement to Trade Spring Creek & Butler Springs Water for \$2.9M of ULS Water.

Councilwoman Beck ▾ **Seconded** and the motion **Passed** all in favor at 9:38pm with a roll call vote.

Kevin Oyler	Yes
Jesse Cardon	Yes
Stacy Beck	Yes
Chad Argyle	Yes
Shane Marshall	Yes

d. Recreation Center Construction Agreement/Notice to Proceed

Dale Robinson, Parks and Recreation Director, explained that there were two contracts that needed to be ratified. The first is a construction agreement with Westland Construction. A notice to proceed. The second contract is a guaranteed maximum price for phase one. It focuses on value engineering to align the overall Guaranteed Maximum Price (GMP) with expectations. He explained the importance of locking in prices for materials like steel and plumbing, stating that this measure has already saved \$600,000. The decision to extend the partial GMP for phase one is viewed as a cost-saving move.

Councilman Cardon inquired how far into the construction process this would be.

Dale explained that it would lock in prices, get earthwork started and get concrete work done through the end of 2023.

Councilwoman Beck asked if there were other examples within the city where we've had to break up projects like this?

Seth Perrins explained that the Library Hall building was split into two phases.

Discussion was held regarding what the \$30 million would cover.

Councilman Marshall expressed from a resident's perspective that a concern could be will we stay within our overall budget while committing \$30 million and negotiating additional aspects? I believe the answer is yes. This approach is not about committing \$30 million now and coming back for another \$80 million later. We are aware of the total budget, and this phased approach allows us to capitalize on favorable pricing for specific items while ensuring we get the most value for the remaining. Rushing through the second phase and paying for unnecessary elements wouldn't benefit the citizens or the city. It's crucial to take the time to make informed decisions, save taxpayers money through value engineering, and avoid unnecessary expenses. This approach is not unusual in the construction industry; phased bids are common. While the Guaranteed Maximum Price (GMP) for this phase is fixed, negotiations for the rest of the project are ongoing. The city is committed to sticking to the budget. The goal is to ensure that every dollar spent provides maximum value. The delay in progress over the past month has been due to the need for time to make well-informed choices rather than rushing through the process.

Chris Thompson explained that the City had four phases with the sewer treatment plant.

Mayor Mendenhall expressed that the property tax that was approved would not change.

Seth Perrins added that the target bond is exactly where we want it to be, which was a range of 60 to 65 and that we will hit the low end.

Councilman Argyle ▾ made a **Motion** to **approve** the Recreation Center Construction Agreement/Notice to Proceed,

Councilman Oyler ▾ **Seconded** and the motion **Passed** all in favor at 9:51 pm with a roll call vote.

Kevin Oyler	Yes
Jesse Cardon	Yes
Stacy Beck	Yes
Chad Argyle	Yes
Shane Marshall	Yes

e. Recreation Center Phase One Guaranteed Maximum Price

Councilman Marshall ▾ made a **Motion** to **approve** the Recreation Center Phase One Guaranteed Maximum Price.

Councilwoman Beck ▾ **Seconded** and the motion **Passed** all in favor at 9:51 pm with a roll call vote.

Kevin Oyler	Yes
Jesse Cardon	Yes
Stacy Beck	Yes
Chad Argyle	Yes
Shane Marshall	Yes

Discussion was held regarding volunteer opportunities for residents relative to the construction of the new recreation center.

f. Personnel Policy Updates

Tyler Jacobson, Assistant City Manager, explained the updates to the post-accident testing policy. The policy, in place for several years, mandates drug tests for employees involved in accidents with estimated damages exceeding \$2,500. Due to inflation, the threshold is being adjusted to reflect the increased cost of damages. The goal is to be financially prudent while considering the cost involved in drug testing. No employee, to date, has tested positive after an accident. Additionally, the accident review procedures are being updated to accommodate the city's growth. With more responsibilities for department directors, the changes allow for delegation of representation at accident review committee meetings when necessary. The proposed modifications to higher education assistance and certification assistance policies aim to enhance efficiency including the introduction of a form to streamline the application process for higher education assistance. The

funeral leave policy is being revised, particularly for fire and EMS personnel who work on a unique schedule of 48 hours straight followed by 96 hours off. Adjustments to leave allocation are made to accommodate this schedule. Updates also address vehicle backing policies, clarifying weight specifications for requiring a spotter. The weight limit is adjusted to 13,500 pounds for heavy-duty vehicles. Family and medical leave policy undergoes clarification, and holiday provisions are adapted for the specific schedule of fire and EMS employees.

Two new policies are introduced: a light duty policy for fire and EMS staff, considering their different leave accrual rates during light duty, and a significant addition of a bilingual differential pay policy. This policy recognizes and compensates employees who consistently use a second language, mainly Spanish, in their daily tasks. The bilingual pay is tiered based on the frequency of language use, encouraging and recognizing language diversity in the workplace.

Councilman Oyler ▾ made a **Motion** to **approve** the Personnel Policy Updates.

Councilman Argyle ▾ **Seconded** and the motion **Passed** all in favor at 10:03 pm with a roll call vote.

Kevin Oyler	Yes
Jesse Cardon	Yes
Stacy Beck	Yes
Chad Argyle	Yes
Shane Marshall	Yes

DISCUSSION

There was none.

ADJOURN

Councilman Cardon ▾ made a **Motion** to **move** to Closed Session for strategy sessions to discuss the purchase, exchange, or lease of real property, including any form of a water right or water shares, or to discuss a proposed development agreement, project proposal, or financing proposal related to the development of land owned by the state, strategy sessions to discuss the sale of real property, including any form of a water right or water shares.

Councilwoman Beck ▾ **Seconded** the motion and it **Passed** all in favor at 10:03 pm with a roll call vote.

Kevin Oyler	Yes
Jesse Cardon	Yes
Stacy Beck	Yes
Chad Argyle	Yes
Shane Marshall	Yes

Attest: November 7, 2023

I, Shelley Hendrickson, Deputy Recorder of Spanish Fork City, hereby certify that the foregoing minutes represent a true, accurate and complete record of the meeting held on November 7, 2023. This document constitutes the official minutes of the City Council meeting.

Shelley Hendrickson
SHELLEY HENDRICKSON, DEPUTY RECORDER