



**AGENDA FOR THE WORK / STUDY MEETING
OF THE CITY COUNCIL
OF THE CITY OF SPRINGVILLE, UTAH
COUNCIL CHAMBERS, 110 SOUTH MAIN STREET
FEBRUARY 03, 2015 – 5:15 P.M.**

The following are the minutes of the Work/Study Meeting of the Springville City Council. The meeting was held on **Tuesday, February 03, 2015 at 5:15 p.m.** in the Springville City Civic Center Council Chambers, 110 South Main Street, Springville, Utah. Adequate notice of this meeting, as required by law, was posted in the Civic Center and on the City's website, and delivered to members of the Council, media, and interested citizens.

Mayor Wilford W. Clyde presided. In addition to Mayor Clyde, the following were present: Councilmember Richard Child, City Councilmember Craig Conover, Councilmember Chris Creer, Councilmember Dean Olsen and Councilmember Chris Sorensen. City Administrator Troy Fitzgerald, Assistant City Administrator/Finance Director Bruce Riddle, Assistant City Administrator/City Attorney John Penrod, and City Recorder Kim Rayburn.

Also present were: Public Works Director Brad Stapley, Power Department Director Leon Fredrickson, Public Safety Director Scott Finlayson, Building and Grounds Director Alex Roylance, Museum of Art Director Dr. Rita Wright, Community Development Director Fred Aegerter, Golf Pro Craig Norman, Fire Chief Henry Clinton, Recreation Supervisor Jake Davis, City Engineer Jeff Anderson and Administrative Services Manager Rod Oldroyd.

MAYOR AND COUNCIL DINNER – 4:45 P.M.

The Mayor and Council will meet in the Council Work Room for informal discussion and dinner. No action will be taken on any items.

CALL TO ORDER- 5:15 P.M.

Mayor Clyde welcomed the Council, staff, and audience as he called the meeting to order at 5:16 p.m.

COUNCIL BUSINESS

- 1) Calendar
 - February 5 – City Council Retreat 8:00 a.m.
 - February 7 – Opening Reception 43rd Annual Utah All State High School Art Show, Springville Art Museum 10:00 AM
 - February 10 – Work/Study Meeting, Tour of the Spanish Fork/Springville Airport 5:15 p.m. (meet at the airport)
 - February 14 – Valentine's Day
 - February 16 – President's Day (City Offices Closed)
 - February 17 – Work/Study Meeting 5:15 p.m., City Council Meeting 7:00 p.m.

Mayor Clyde asked if there were any questions or additions to the calendar. Councilmember Conover reported on Saturday, February 07, 2015 at 7:30 a.m. the Springville City Chamber, Spanish Fork City Chamber and Payson City Chamber will host Bills and Bagels at the Nebo School District Offices in Spanish Fork, the topic will be taxes.

- 2) Discussion on this evening's Regular Meeting agenda items
 - a) Invocation – Councilmember Child
 - b) Pledge of Allegiance – Councilmember Creer
 - c) Consent Agenda
 2. Approval of all City purchase orders properly signed (Springville City Code §2-10-110(5))
 3. Approval of Minutes – September 16, 2014; October 21, 2014; December 02, 2014; and December 16, 2014 Regular City Council Meetings
 4. Approval of a Wetlands Preliminary Jurisdictional Determination Form for 9.16 Acres of Springville owned property in the Industrial Park – John Penrod, Assistant City Administrator/City Attorney

Mayor Clyde asked if there were any questions regarding the regular agenda. There was none.

3) **DISCUSSIONS/PRESENTATIONS**

- a) **Ambulance Service** – Hank Clinton, Fire Chief

Fire Chief Clinton reported since the City Councils approval to move ahead with Paramedic Licensing they have submitted the application and in October they were put on the Bureau of EMS Board agenda and received a unanimous vote for approval.

Chief Clinton stated the next step was to provide public notifications to different agencies and explained the process was to acquire a Letter of Intent from Springville City, a business license, an agreement from Springville Police Dispatch agreeing to dispatch, (because it is a new application for Paramedic) and a Letter of Exclusivity. Chief Clinton explained the Letter of Exclusivity came into question. The Springville Fire/Ambulance has exclusivity in regards to 911 however; Gold Cross Ambulance Service has a shared exclusivity license with the State of Utah for inter-facility transports. Springville was given the option of exclusivity or nothing at all in regard to the inter-facility transports. A petition for exclusivity was submitted by Springville to the State and it was rejected based upon Gold Cross currently having a license for shared exclusivity. About a year ago a petition was submitted by various cities in Utah County to challenge the right for inter-facility transports; this was rejected by a Utah Bureau of EMS hearing officer that ruled Gold Cross has the shared exclusivity to do inter-facility transports throughout the State. Springville holds a license for advanced EMT and will expand to Paramedic. Moving forward Springville will share the responsibility with Gold Cross to do inter-facility transports.

Chief Clinton stated now they need to submit a letter from Springville City stating the intentions to share the responsibility with Gold Cross. In the past there were only six inter-facility transports per year.

Attorney Penrod explained Springville is starting to see more care facilities and its likely Springville will see an increase in transports. He stated with this ruling a doctor's office can call Gold Cross and request they transport the patient. Chief Finlayson commented it is unlikely because the response would come from Provo versus a closer response, but it can happen with Gold Cross and Springville sharing non-emergency inter-facility transports.

In closing Chief Clinton expressed the intent is to submit a letter stating Springville Fire/Ambulance is willing to share the inter-facility non-emergency transports.

b) Update on 950 West Railroad Crossing – CRS Engineers

Gary Myers, with (CRS) Caldwell Richards and Sorensen Engineers introduced Corey Nelson and Matt Collier also with CRS Engineers. Mr. Myers stated they have been working with City Engineers Jeff Anderson and Noah Gordon to help with a design of the 950 West Railroad Crossing.

Mr. Myers provided an exhibit for those in attendance and reported 950 West is not connected due to the Tintic Rail Line in the area. He explained the City indicated there would be a future elementary school constructed in the area and having the road connected by the crossing would be of great benefit to the City. Mr. Myers reported expanding a railroad crossing can be challenging and most rail lines have a policy that for every crossing upgraded, two crossings should be eliminated.

Mr. Myers explained the following crossings in the area have been proposed for closure; the Sharp Line owned by the Union Pacific Railroad (UPRR) and the Tintic Line owned by the Utah Transit Authority (UTA), noting UTA has acquired the historic rites to the line.

Matt Collier explained the biggest concern is the safety of the crossing. Recently they have been working with UPRR, UTA and the Utah Department of Transportation (UDOT). Mr. Collier stated UDOT is involved because they have been given jurisdiction to oversee all of the crossings in the state of Utah. Mr. Collier reported CRS has put together a design with all of the railroad standards and UDOT standards. Mr. Collier explained the crossing and construction design. He explained the schedule is at 70% design phase and construction plans should be ready sometime in March. They will send the plans out to bid and have a contractor on board by the end of May with construction completed by fall.

Councilmember Sorensen asked if it is 100% approved. Mr. Collier replied they have been working with the Railroad and have submitted all paperwork. The design is not final. He noted they are in the process and don't foresee any problems.

City Administrator Fitzgerald informed the Council paying the consultants for the design has been budgeted, however the actual construction cost has not. He stated the Council may want to consider this in the next budget retreat.

Mr. Collier stated the estimate is \$522,300.00. He explained most of the work will be performed by the UPRR and UTA, and will be the most costly. Administrator Fitzgerald noted this design is for gates that would potential reduce the sound and not require a train horns.

Councilmember Conover expressed his dissatisfaction with the cost and the limited amount of train activity at the location.

Councilmember Sorensen asked if the track would be a possible future use for UTA's Front Runner train. Administrator Fitzgerald replied the crossing is not at a location where Front Runner will use the track.

Councilmember Sorensen asked if it's possible for UTA to help with the funding. Administrator Fitzgerald replied UTA has been part of the discussions and their funding has not been discussed. Public Works Director Stapley will approach UTA about funding.

c) **Food Truck Discussion** - John Penrod, Assistant City Administrator/City Attorney

Attorney Penrod reported after receiving previous input from the Council and discussing with City Staff and researching other cities, he would like to review the draft Food Truck Ordinance with the Council for further input.

Attorney Penrod explained the business license ordinance does not address food trucks and they are currently processed as an itinerant merchant. He then reviewed the draft ordinance and requirements for food trucks. He explained under general requirements a food truck may not operate within 100 feet of a restaurant and this also applies to private property. The consensus of the Council is to keep the 100 foot restriction from existing restaurants and if complaints are made they will review if necessary.

Councilmember Olsen asked what is considered a close of business day for the food trucks. Attorney Penrod replied it is not spelled out and would be a good idea to have in place.

Attorney Penrod explained food trucks will be required to obey all parking and traffic requirements as well as the public right of way. He reported sales tax can be required if the inventory is stored within the City or during a special event. A business license will not be needed for a city approved special or private event.

Councilmember Sorensen replied they should have a business license from somewhere. Attorney Penrod concurred they would need to meet requirements of a business license within the state of Utah. After discussion the Council was of consensus if a food truck is in the City for a special function a business license from Springville would not be necessary as long as they have one in Utah or if they are not operating more than eight days per month.

Councilmember Sorensen expressed trash at these events should not be left in public dumpsters the vendor should be responsible for removal.

d) **Training** – Troy Fitzgerald, City Administrator

City Administrator Fitzgerald reported on the recent legislative session and reviewed the bills being reviewed and proposed. He asked if any Council Members would like to participate in the sessions, if so staff would be able to help with the process. Administrator Fitzgerald agreed

to send information to the Mayor and Council on how to access the legislative information via the web.

4) MAYOR, COUNCIL, AND ADMINISTRATIVE REPORTS

Mayor Clyde asked for updates from the Directors. Public Works Director Stapley reported on 17 Brookside Drive and the intersection at 400 South 800 East. The home owner at this location is asking to stay in the home another 30 days and vacate by June 30, 2015. He explained the owner of the home is working with the school district she works for to retire and has undergone several surgeries. Director Stapley also reviewed several options of new construction that is scheduled. Administrator Fitzgerald asked Director Stapley to clarify the options. Director Stapley replied the 400 South and Main Street project will not be shut down for any extended period of time. Director Stapley reviewed options of closing the Brookside “leg” for extended time. Mayor Clyde requested it start on July 1, 2015 and be completed by August 23, 2015; and suggested the contractor be given all three options to bid on.

5) CLOSED SESSION

The Springville City Council may temporarily recess the regular meeting and convene in a closed session to discuss pending or reasonably imminent litigation, and the purchase, exchange, or lease of real property, as provided by Utah Code Annotated §52-4-205

COUNCILMEMBER CONOVER MOVED TO TEMPORARILY RECESS THE WORK/STUDY MEETING OF THE SPRINGVILLE CITY COUNCIL AND CONVENE IN A CLOSED SESSION AT 6:37 P.M. TO DISCUSS THE PURCHASE, EXCHANGE, OR LEASE OF REAL PROPERTY.

COUNCILMEMBER CREER SECONDED THE MOTION. THE VOTE IS RECORDED AS FOLLOWS:

COUNCILMEMBER CHILD	AYE
COUNCILMEMBER CONOVER	AYE
COUNCILMEMBER CREER	AYE
COUNCILMEMBER OLSEN	AYE
COUNCILMEMBER SORENSEN	AYE

THE MOTION PASSED UNANIMOUSLY.

ADJOURNMENT

COUNCILMEMBER CHILD MOVED TO ADJOURN THE WORK/STUDY MEETING OF THE SPRINGVILLE CITY COUNCIL AT 6:50 P.M. COUNCILMEMBER CONOVER SECONDED THE MOTION, ALL VOTED AYE.