

**Adopted Minutes
Spanish Fork City Council Meeting
October 15, 2019
Spanish Fork City Office
40 South Main Street
Spanish Fork, UT 84660**

Elected Officials Present: Mayor Steve Leifson, Councilmembers Keir A. Scoubes, Mike Mendenhall, Stacy Beck, Chad Argyle, Brandon Gordon.

Staff Present: Seth Perrins, City Manager; Junior Baker, City Attorney; Tyler Jacobson, Assistant City Manager; Dave Anderson; Community Development Director; Chris Thompson, Public Works Director; Kent Clark, City Recorder/Finance Director; Steve Adams, Public Safety Director; Dale Robinson, Parks & Recreation Director; Scott Aylett, Public Information Officer; John Bowcut, IS Director; Angie Warner, Deputy Recorder.

Citizens Present: Brenda Simmons, Natalie Rumfield, Bryan Perry, John Mendenhall, Shane Marshall, Kassie Bowles, Kathleen Bowles, Dave A. Cloward.

5:15pm WORK SESSION:

1. Riverbottoms and Dugout Parking Studies
2. Parking Challenges

Discussion took place regarding the item(s) listed above; no formal actions are taken in a work session.

6:00pm CALL TO ORDER, PLEDGE, OPENING CEREMONY, RECOGNITION:

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

Motivation/Inspirational Message given by Bryan Perry.

Councilman Gordon led in the pledge of allegiance.

Employee of the Quarter

John Bowcut recognized Brady Taylor, with SFCN, as the Employee of the 3rd Quarter. Brady Taylor has worked for the City for 18 years and is the supervisor who handles all the installs, service calls, and the operation center at SFCN.

Mr. Bowcut recognized Jake Estepp, with the IS Department, as the Employee of the 2nd Quarter. Jake Estepp has only worked for the City for a short time but has great customer skills as well as service skills. Mr. Bowcut said their department takes customer service seriously and he does very well at this.

PUBLIC COMMENTS:

Mayor Leifson welcomed public comment.

There was none.

COUNCIL COMMENTS:

Councilwoman Beck gave an update from the Library Feasibility meeting and announced that on November 13th from 6-8pm, they will hold a public outreach meeting at the Library. There will be more information on this coming up. Councilwoman Beck showed a picture of her visiting East Meadows Elementary 1st grade, to talk about the City.

Councilman Scoubes gave an update from the Veteran's Council meeting.

Councilman Mendenhall thanked Susan Chapman for organizing the event last night at the high school, for the public to view 'Screenagers'. This movie is about technology in our world today and it was very well attended.

Chief Adams phone went off in the meeting at 6:13pm.

Councilman Gordon gave an update from the NUERA meeting, which is in coordination with the Solid Waste Board. Councilman Gordon highlighted the events with the Chamber of Commerce:

- The Scarecrow Contest is going on and you can go vote for your favorite one on the Chamber's website.
- South County Summit Conference coming up.
- The Farmer's Market continues on Saturdays even though we are slowly losing some vendors as the weather is getting colder.
- Noon Networking Lunch Meeting at noon at the High Chaparral.
- Trick-or-Treat on Main Street is Saturday, October 26 from 1pm-3pm.

Councilman Argyle gave an update from the Senior Citizen Board meeting. Councilman Argyle thanked SFCN Channel 17 for recording the events in the City for the residents to see.

Mayor Leifson recognized Bob Backman who recently passed away and expressed condolences to his family.

SPANISH FORK 101: General Election – Vote By Mail

CONSENT ITEMS:

- a. Minutes of Spanish Fork City Council Meeting – October 1, 2019

- b. UPRR Agreement for Utility Crossing for Legacy Farms
- c. Rodeo Independent Contract
- d. Contract for Consulting Services – Psomas Engineering
- e. UDOT Landscaping Agreement
- f. Extension of Tolling Agreement with Reagan Outdoor Advertising
- g. Evans Legacy Property Purchase Addendum

Dave Anderson said for item “D” Psomas Contract, there are some changes and request that the agreement be approved with the recent changes.

Councilman Gordon made a **Motion** to **approve** the consent items with the changes to item “D”.

Councilwoman Beck **Seconded** and the motion **Passed** all in favor.

PUBLIC HEARING:

Ordinance #24-19 Making Amendments to Title 15 Considering the Piping of Irrigation Ditches

Junior Baker said that there are requirements for certain improvements for a new development. This item is to address the piping of irrigation ditches. Mr. Baker reviewed the proposed addition:

Existing irrigation ditches located on the site or adjacent to a property boundary, within ten feet, shall be piped with a sufficient size pipe to handle the irrigation need and shall be coordinated with the City Engineer and the irrigation company or ditch owner by following the provisions of Utah Code Ann. §73-1-15.5, unless otherwise approved by the City Engineer. If the ditch carries greater than 50 cubic feet per second average flow, the City Council has the discretion to require piping, fencing, and/or landscaping.

Any ditch carrying less than 50 cubic feet per second will be required to be piped. The Development Review Committee may waive this requirement for areas zoned commercial or industrial.

Developers are responsible for the protection of irrigation ditches and facilities from damage resulting from the development work.

Councilman Scoubes made a **Motion** to go into public hearing.

Councilman Mendenhall **Seconded** and motion **Passed** all in favor at 6:55pm

Mayor Leifson welcomed public comment.

There was none.

Councilman Gordon made a **Motion** to go out of public hearing.

Councilman Argyle **Seconded** and the motion **Passed** all in favor at 6:56pm.

Councilman Mendenhall made a **Motion to approve Ordinance #24-19 Making Amendments to Title 15 Considering the Piping of Irrigation Ditches.**

Councilman Scoubes **Seconded** and the motion **Passed** all in favor with a roll call vote.

NEW BUSINESS:

Ordinance #25-19 Creating Chapter 72 of Title 2 of the Spanish Fork Municipal Code Establishing Voter Participation Areas for Referenda and Initiatives

Junior Baker explained that State law made a change this year, necessitating a change to our Code. Mr. Baker reviewed the new section to be added to the Spanish Fork Municipal Code. The County Clerk prepared the voter participation areas, based on registered voters in the City.

2.72 Voter Participation Areas

2.72.010 The purpose of this Chapter is to create four contiguous, compact areas having a similar number of residents known as Voter Participation Areas, in order to comply with the provisions of Utah Code Ann. §20A-7-401.3. Page: 2 SECTION 3: ADOPTION "2.72.020 Areas Defined" of the Spanish Fork Municipal Code is hereby added as follows: A D O P T I O N 2.72.020 Areas Defined(Added) The following map shows the Voter Participation Areas in Spanish Fork City, as determined by the Utah County Clerk. SECTION 4: ADOPTION "2.72.030 Referendum Or Initiative Process" of the Spanish Fork Municipal Code is hereby added as follows: A D O P T I O N 2.72.030 Referendum Or Initiative Process(Added) Any individual or group desiring to file a referendum or initiative petition with Spanish Fork City to repeal, create, or modify a legislative act of the governing body shall follow the process outlined in the state law, Title 20A, Chapter 7, using the Voter Participation Areas shown in Section 2.72.020.

Councilwoman Beck made a **Motion to approve Ordinance #25-19 Creating Chapter 72 of Title 2 of the Spanish Fork Municipal Code Establishing Voter Participation Areas for Referenda and Initiatives.**

Councilman Scoubes **Seconded** and the motion **Passed** all in favor.

DAC Swenson Annexation Acceptance

Dave Anderson said this property is located north of the Revere Health facility in Salem. This is a request to accept this request for further study.

Councilman Scoubes made a **Motion to approve DAC Swenson Annexation Acceptance** for further study.

Councilman Mendenhall **Seconded** and the motion **Passed** all in favor.

Development Agreement for Annie's Acres Master Planned Development

Dave Anderson said a few months ago, that the City Council approved an amended preliminary plat. As a master planned development, a condition is that the applicant be

required to enter into a development agreement. This agreement will address various items like: phasing, accesses, street connections, etc.

Mr. Anderson said that staff would like to have more of these agreements with future developments and would like to have them on the consent portion of the agenda, if the City Council is okay with that.

Councilman Argyle made a **Motion** to **approve** Development Agreement for Annie's Acres Master Planned Development.

Councilman Gordon **Seconded** and the motion **Passed** all in favor.

DISCUSSION:

There was none.

ADJOURN:

Councilman Gordon made a **Motion** to **adjourn** to Closed Session to discuss reasonably imminent litigation and land transactions.

Councilman Mendenhall **Seconded** and the motion **Passed** all in favor at 7:03p.m.

ADOPTED: November 5, 2019

Angie Warner, Deputy Recorder