



**ADOPTED MINUTES
CITY COUNCIL MEETING
August 2, 2022, at 6 PM
40 South Main Street
Spanish Fork, UT 84660**

Elected Officials Present: Mayor Mike Mendenhall, Councilmembers Chad Argyle, Brandon Gordon, Stacy Beck, Shane Marshall, Kevin Oyler

Elected Officials Absent:

Staff Present: Dale Robinson - Parks & Recreation Director; Nick Porter - Public Information Officer; Jordan Hales - Finance Director; Matt Johnson - Police Chief; Tara Silver - City Recorder; Dave Anderson - Community Development Director; Vaughn Pickell - City Attorney; Chris Thompson - Public Works Director; Seth Perrins - City Manager; Tyler Jacobson - Assistant City Manager, Nate Read - Assistant to the City Manager

Staff Absent:

Others Present: Jade Henderson, Pierre Guzman, Bret Bills, Marvin Wharton, Brittany Draut, Derek Geslison, Jesse Cardon, Mary Lou Brandon, Robert Cottem, Lori Stewart, Tia Fowles, Janice Orr, Margaret Creer, J Robert Creer, Edes Hill, Frances Duches, Suzanne Martinez, Annette Morrison, Jake Mayer, Jackie Larson, J Ryan Nielsen, Linsey Duvall, Mark Warner, Diana Moon, Steven Moon, Ana Keele, Paul Dayton, Alan Wessman, Matt Hargreaves, Shane B. Jackson, Israel Flores, Sam Martin, Francis Stikes, Travis Bourne, Linda Bartholmew, Doug Ford, Andrew Kelly, and Landon Tooke

5:15 pm WORK SESSION -No formal actions are taken in a work session.

Mayor Mendenhall convened the meeting at 5:13 pm

Councilman Gordon made a **Motion** to move to Closed Session for Reasonably Imminent Litigation and Land Transaction.

Councilman Marshall **Seconded** the motion and it passed all in favor at 5:13 pm with a roll call vote.

Kevin Oyler	Yes
Brandon Gordon	Yes

Stacy Beck	Yes
Chad Argyle	Yes
Shane Marshall	Yes

Councilman Gordon made a **Motion to Adjourn**

Councilman Argyle **Seconded** the motion and it passed all in favor at 5:52 pm with a roll call vote.

Kevin Oyler	Yes
Brandon Gordon	Yes
Stacy Beck	Yes
Chad Argyle	Yes
Shane Marshall	Yes

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

Call to Order - Mayor Mendenhall called the meeting to order at 5:58 pm

Councilman Marshall invited Nate Read to give the prayer.

Councilman Oyler led us in the pledge of allegiance

Mayor Mendenhall invited Morgan Beckstrom NHSRA World Champion Barrel Racer to come forward to be recognized.

Morgan Beckstrom let us know she is 16 years old and her winning time of 16.892 took place in Gillette, Wyoming on the national level. She thanked everyone who has made it possible for her.

PUBLIC COMMENTS:

- a. Paul Prior SR - 164 Eastward Extension

Paul Prior shared his ties to the community. He expressed his concern for the continuation of talks about the Transfer of Development Rights (TRD). He suggested in the spirit of compromise he would like to work together. He told us the things he felt were important.

1. We need to respect the river.
2. Put a river park there.
3. Put in a levee berm in between the scenic drive and the floodplain.

4. Have reasonable zoning.

Derek Geslison wanted the Mayor and Council to reconsider the mail-in voting system. He told us at the County general election his ballot came back to him 3 weeks after the election and stated his vote was not counted when he mailed it 3 days before the election.

COUNCIL COMMENTS:

1. Councilman Oyler turned the time over to Kathleen Leavitt of the Chamber of Commerce and she gave the following calendar of events:
 - a. The first farmer's market was on Saturday and had a huge turnout. She let us know it would run from July 30 - Oct 29, 2022. She indicated some of the farmers had products freeze early in the season so items were limited and they sold out at 11 am.
 - b. The quarterly workshop to improve your media presents would be virtual as well as in person.
 - c. Some local businesses would be hosting Mitt Romney at a kick-off breakfast for a question and answer session.

Councilman Oyler told of his amazing experience with the Fiesta Day events and thanked all the police officers who kept our streets safe.

Councilman Oyler told of the Annual Tabitha's Way Backpack Giveaway where they were able to give 1600 backpacks full of school supplies and eat breakfast.

2. Councilman Marshall applauded the efforts of all the volunteers, police and EMS, and staff for the many hours they put in to make Fiesta Days a hit.
3. Councilwoman Beck thanked Emily Harryman for all her work preparing for the Fiesta Day events. She indicated they already had a logistics meeting that lasted 3 hours to see what they could do better. She reminded the residents the rodeo tickets were on sale. Councilwoman Beck informed us that the library summer reading program was double the amount they expected. She told us August 8 would be the end-of-year summer reading program event for those who qualified and thanked the local businesses for donating wonderful prizes.
4. Councilman Gordon announced the not-so-secret news that Target was coming to Spanish Fork. He thanked Councilwoman Beck's involvement with the Fiesta Days Committee and the first responders for all they do. He expressed his appreciation for the backpack event.
5. Councilman Argyle agreed with the Fiesta Day comments. He was grateful for the volunteers like the Youth City Council and the employees who worked and how they went above and beyond what was expected. He added to the comments on Target by stating they were unable to divulge what was going on. He expressed appreciation for the backpack event and the lives it changed.

Mayor Mendenhall echoed the comments about Fiesta Days and stated it was good people and a party. He talked about some of his duties in the first year as Mayor and being able to see how much goes into the event behind the scenes. He thanked all the cowboys and cowgirls who came to Spanish Fork to the top rodeo with 8,500 screaming fans each night. He acknowledged the work that Spanish Fork Community Network does by filming all the events. He welcomed the new businesses in town like Target, Texas Roadhouse, and Carmel.

CONSENT ITEMS:

- a. Minutes of Spanish Fork City Council 07-12-2022
- b. Filevine Amended Agreement
- c. Real Estate Purchase Contract - 1000 South Main - Bradford Property
- d. Real Estate Purchase Contract - 14 S 100 W - Brunson Property
- e. Crown Castle tower lease amendment at Adventure Heights Park
- f. Agreement Allowing the Use of Hangar #103 to Include Commercial Operations - Scott Wilson Willpower Aero Services
- g. FAA Grant Offer for Airport Improvement Program (AIP) Project No.3-49-0034-030-2022

Councilman Gordon made a **Motion to Approve** Consent Items A, B, E, F, G, and moving items C. Real Estate Purchase Contract - 1000 South Main - Bradford Property and item D. Real Estate Purchase Contract - 14 S 100 W - Brunson Property to NEW BUSINESS for discussion

Councilman Marshall **Seconded** and the motion **Passed** all in favor at 6:30 pm.

Kevin Oyler	Yes
Brandon Gordon	Yes
Stacy Beck	Yes
Chad Argyle	Yes
Shane Marshall	Yes

NEW BUSINESS:

Real Estate Purchase Contract - 1000 South Main - Bradford Property

Tyler Jacobson let us know this property was given the approval to purchase in a closed session so this was ratifying the transaction in City Council for the public. He indicated they paid \$820,000 for acreage, 2 buildings with one having 3450 square feet. He informed us the home would be leased back to the owners until December 2022 He told us it would be used for the expansion of the sports park.

Councilman Argyle made a **Motion to Approve** the **Real Estate Purchase Contract - 1000 South Main - Bradford Property**

Councilwoman Beck **Seconded** the motion and it passed all in favor at 6:32 pm with a roll call vote.

Kevin Oyler	Yes
Brandon Gordon	Yes
Stacy Beck	Yes
Chad Argyle	Yes
Shane Marshall	Yes

Real Estate Purchase Contract - 14 S 100 W - Brunson Property

Tyler Jacobson pointed out this property was across from the city office building and the owner was Maple Lake Farms. They want to pay \$650,000 for .3 acres with 3340 sq feet with the purpose to expand city facilities in the future.

Councilman Oyler wanted to know what the property west of the purchase was.

Councilman Marshall wanted to know what would be done with the property.

Tyler Jacobson responded it would be rented or used for additional office space.

Councilwoman Beck made a **Motion to Approve** the **Real Estate Purchase Contract - 14 S 100 W - Brunson Property**

Councilman Oyler **Seconded** the motion and it passed with Shane voting no at 6:34 pm with a roll call vote.

Kevin Oyler	Yes
Brandon Gordon	Yes
Stacy Beck	Yes
Chad Argyle	Yes
Shane Marshall	No

Councilman Marshall expressed that he voted no because he felt the purchase was premature.

Mike Mendenhall stated they generally talked about land transactions in closed session so as to not pay an overinflated price when someone knew the city wanted to purchase it.

A. Ordinance 3400 East Annexation Reapproval

Dave Anderson explained the reapproval of the annexation was due to a missed deadline with the Lieutenant Governor so it needed to be reapproved for the county recorder's office

and lieutenant governor to move forward on the project. He indicated the public hearing requirement was satisfied previously.

Councilman Argyle asked if they ran out of time.

Dave Anderson indicated that they had 60 days and weren't able to make it happen before then.

Councilman Oyler made a **Motion to Approve the Ordinance 3400 East Annexation Reapproval in staff report**

Councilman Argyle **Seconded** the motion and it passed all in favor at 6:39 pm with a roll call vote.

Kevin Oyler	Yes
Brandon Gordon	Yes
Stacy Beck	Yes
Chad Argyle	Yes
Shane Marshall	Yes

B. Ordinance Regarding Camping on Public Property

Ana Burgi mentioned this was in response to a public safety need to enforce individuals from camping on public property. He stated an exception for this ordinance would be if there was no available shelter space in Spanish Fork City. She recommended its approval.

Councilman Oyler wanted to know if this had been a problem.

Matt Johnson and Seth Perrins indicated it had and public safety had no way to remedy or fix the problem so the ordinance was created.

Councilwoman Beck made a **Motion to Approve the Ordinance Regarding Camping on Public Property**

Councilman Oyler **Seconded** the motion and it passed all in favor at 6:41 pm with a roll call vote.

Kevin Oyler	Yes
Brandon Gordon	Yes
Stacy Beck	Yes
Chad Argyle	Yes
Shane Marshall	Yes

C. Ordinance amending the City Code related to food truck licensing

Vaughn Pickell stated that legislation had adopted the premise that if a food truck was licensed from any jurisdiction and had a health inspection certificate a city couldn't charge fees or city licensing.

Councilman Gordon made a **Motion to Approve** the **Ordinance amending the City Code related to food truck licensing**

Councilman Argyle **Seconded** the motion and it passed all in favor at 6:43 pm with a roll call vote.

Kevin Oyler	Yes
Brandon Gordon	Yes
Stacy Beck	Yes
Chad Argyle	Yes
Shane Marshall	Yes

D. Ordinance 30-22 Amending Section 14.04.010 of the Spanish Fork Municipal Code adopting certain Appendices of the International Fire Code B, C, D, I, and N

Vaughn Pickell told us the fire code, according to legislation, needed to be adopted with a new Fire Marshall. If they are adopted they would become part of our fire code and we could then apply them.

Councilman Marshall made a **Motion to Approve** the **Ordinance 30-22 Amending Section 14.04.010 of the Spanish Fork Municipal Code adopting certain Appendices of the International Fire Code B, C, D, I, and N**

Councilman Argyle **Seconded** the motion and it passed all in favor at 6:45 pm with a roll call vote.

Kevin Oyler	Yes
Brandon Gordon	Yes
Stacy Beck	Yes
Chad Argyle	Yes
Shane Marshall	Yes

Councilman Gordon made a **Motion to Adjourn**

Councilwoman Beck **seconded** the motion and it passed all in favor at 6:46 pm roll call vote

Kevin Oyler	Yes
Brandon Gordon	Yes
Stacy Beck	Yes
Chad Argyle	Yes
Shane Marshall	Yes

Attest: August 2, 2022

I, Tara Silver, City Recorder of Spanish Fork City, hereby certify that the foregoing minutes represent a true, accurate and complete record of the meeting held on August 2, 2022. This document constitutes the official minutes of the City Council meeting.



TARA SILVER, CITY RECORDER