



MAYOR AND COUNCIL DINNER - 5:00 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.

The public is invited to observe the work session. Public comment generally is not taken during work sessions.

5:30 P.M. - WORK MEETING - MULTI-PURPOSE ROOM

CALL TO ORDER

COUNCIL BUSINESS

1. Calendar
 - Sep 09-10 - Springville Art Festival 4:00 p.m. - 8:00 p.m. - Civic Center Park
 - Oct 04 - Work/Study Meeting 5:30 p.m., Regular Meeting 7:00 p.m.
 - Oct 11 - Work/Study Meeting 5:30 p.m.
2. **DISCUSSION ON THIS EVENING'S REGULAR MEETING AGENDA ITEMS**
 - a) Invocation - Councilmember Jensen
 - b) Pledge of Allegiance - Councilmember Sorensen
 - c) Consent Agenda
 1. Approval of the minutes for the August 09 and 16, 2022 work study meetings and the August 16, 2022 regular meeting.
 2. Approval of a Resolution and amendment to an Interlocal Agreement with Utah County for the cities use of Filevine Attorney Case and Document Management System - John Penrod, Assistant City Administrator/City Attorney
3. **DISCUSSIONS/PRESENTATIONS**
 - a) Spring Oaks Water Line Replacement Project - Jeff Anderson, City Engineer
 - b) Presentation on the City Water System - Brad Stapley, Public Works Director
 - c) Update on Park Impact Fees - John Penrod, Assistant City Administrator/City Attorney
 - d) Discussion regarding Automatic License Readers - Lance Haight, Public Safety Director

MAYOR, COUNCIL, AND ADMINISTRATIVE REPORTS

CLOSED SESSION, IF NEEDED - TO BE ANNOUNCED IN MOTION

The Springville City Council may temporarily recess the meeting and convene in a closed session as provided by UCA 52-4-205.

ADJOURNMENT

7:00 P.M. REGULAR MEETING - CITY COUNCIL ROOM

CALL TO ORDER

INVOCATION

PLEDGE

APPROVAL OF THE MEETING'S AGENDA

MAYOR'S COMMENTS

PUBLIC COMMENT - Audience members may bring any item, not on the agenda to the Mayor and Council's attention. Please complete and submit a "Request to Speak" form. Comments will be limited to two or three minutes, at the discretion of the Mayor. State Law prohibits the Council from acting on items that do not appear on the agenda.

CONSENT AGENDA - The Consent Agenda consists of items previously discussed or that are administrative actions where no additional discussion is needed. When approved, the recommendations in the staff reports become the action of the Council. The Agenda provides an opportunity for public comment. If after the public comment the Council removes an item from the consent agenda for discussion, the item will keep its agenda number and will be added to the regular agenda for discussion, unless placed otherwise by the Council.

1. Approval of the minutes for the August 09 and 16, 2022 work study meetings and the August 16, 2022 regular meeting.
2. Approval of a Resolution and amendment to an Interlocal Agreement with Utah County for the cities use of Filevine Attorney Case and Document Management System - John Penrod, Assistant City Administrator/City Attorney

REGULAR AGENDA

3. Consideration of a Resolution directing Springville City staff to close the westbound lane of 100 South between 200 East and 100 East, on the north side of Hobble Creek, to vehicle traffic, and to modify it to function as a pedestrianized public space for walking, biking, and other recreation uses - Josh Yost, Community Development Director
4. Consideration of a Resolution authorizing PAR dollars towards an Arts Master Plan - Jack Urquhart, Management Analyst
5. Consideration of a Resolution amending the agreement with Red Mesa Power - Shawn Black, Power Director

MAYOR, COUNCIL, AND ADMINISTRATIVE REPORTS

CLOSED SESSION, IF NEEDED - TO BE ANNOUNCED IN MOTION

The Springville City Council may adjourn the regular meeting and convene into a closed session as provided by UCA 52-4-205.

ADJOURNMENT

MINUTES OF THE WORK/STUDY MEETING OF THE SPRINGVILLE CITY COUNCIL HELD ON
TUESDAY, AUGUST 09, 2022, AT 5:30 P.M. AT THE CIVIC CENTER, 110 SOUTH MAIN STREET,
SPRINGVILLE, UTAH.

Presiding and Conducting: Mayor Matt Packard

Elected Officials in Attendance: Liz Crandall
Craig Jensen
Jason Miller
Chris Sorensen

Excused: Mike Snelson

City Staff in Attendance: City Administrator Troy Fitzgerald, Assistant City Administrator/City Attorney John Penrod, Assistant City Administrator/Finance Director Bruce Riddle, City Recorder Kim Crane, Deputy Recorder Jennifer Grigg, Administration Director Patrick Monney, Community Development Director Josh Yost, Assistant Golf Pro Joel Grose, Greens Keeper Jay Geise, City Planner/Economic Development Specialist Carla Wiese, Library Director Dan Mickelson, Parks, and Recreation Director Stacey Child, CRC Aquatics Supervisor Meredith Jones, CRC Office Manager Heidi Udall, Fitness Instructor Manager Kassie Gines, Aquatic Manager Angie Owens, Power Director Shawn Black, Public Works Director Brad Stapley, Museum of Art Director Dr. Rita Wright, Associate Museum Director Emily Larsen, and Fire Chief Hank Clinton.

CALL TO ORDER

Mayor Packard welcomed everyone and called the meeting to order at 5:31 p.m.

COUNCIL BUSINESS

1. Calendar

- Aug 16 - Work/Study Meeting 5:30 p.m., Regular Meeting 7:00 p.m.
- Sep 05 - Labor Day Holiday Observance (City Offices Closed Monday)
- Sep 06 - Work/Study Meeting 5:30 p.m., Regular Meeting 7:00 p.m.
- Sep 09 - Springville Art Festival 4:00 p.m. - 8:00 p.m. - Civic Center Park

2. MAYOR, COUNCIL, AND ADMINISTRATIVE REPORTS

a) PAR Board Report - Councilmember Sorensen and Councilmember Snelson

Councilmember Sorensen reported on a recent PAR Board meeting he attended where the details of the purpose of that board were discussed. He said the board came to a consensus on the guidelines for the distribution of the funds. The members of the PAR board are not 'yes' men and women according to Councilmember Sorensen. He referred to a master plan for the arts. Parks and Recreation have done a great job outlining a master plan and it made it glaringly obvious that other areas covered by the PAR Board are not as well defined. He noted an email from Attorney Penrod suggesting a study for a master plan for the other areas funded by the PAR money. Councilmember Sorensen said master plans make him nervous because they are so good, but in reality, he does not know how the City can get everything done within budget and things are so dynamic and changing.

He believes consolidating the boards to create strength is working and things are getting done without councilmembers always in attendance.

Councilmember Sorensen continued by explaining the confusion about groups that had funding in the past. He reported a board member, Kimberly Stinson, who asked about grants for schools. He referred to the application for funds process. Attorney Penrod said the application process will become better defined in the coming years. Councilmember Sorensen said he would take the suggestion to the PAR Board to ask for \$15,000 for a master plan, which would need approval by the Council because it requires a budget change in September's first Council meeting. Attorney Penrod added if this study is done fairly quickly, all parts of the PAR Board will be represented. Councilmember Sorensen concluded his presentation. Mayor Packard asked council members for questions. Councilmember Jensen asked about funding before the PAR tax. Councilmember Sorensen answered in the past there were line items in the general budget and the PAR Board only makes recommendations concerning the PAR tax money. Mayor Packard said the PAR Tax is only one source of funding for the PAR Board and they have a voice in the general budget. Attorney Penrod clarified this discussion is about \$25,000 that in the past was in the general budget for the Arts Commission and the application process for grants. He said that is not in the general budget anymore. Mayor Packard said any group can petition the PAR committee for funds. Director Wright quoted a resident at the PAR Board meeting who said the change affected school funding. Attorney Penrod asked to clarify. He said the PAR Tax is different because state law governs who can apply for grants. Applicants for a cultural grant must be a non-profit entity also called a 501(c). Some past applicants for the Arts Commission grants are not 501(c) entities.

Mayor Packard said at the 30,000-foot level, the budgeting process allows these groups to petition the PAR Board for funding from the general fund as well as PAR money. Councilmember Sorensen said that information did not come through to the PAR Board. Attorney Penrod continued by explaining the current ordinance states the PAR Board can only look at long-term planning and PAR tax funding recommendations. Mayor Packard said then that ordinance needs to change. The PAR Board is designed to be part of the strategic look for the city and plan for allocation of long-term money which includes PAR tax and General Fund money. The board makes recommendations to the City Council for the budget and if the ordinance does not say that we need to change the ordinance. The PAR Board should be part of the budget process as the step before the process begins because this board will have recommendations of what the citizens would like to see in the budget. Attorney Penrod gave an example. He asked if proposed capital project recommendations would go through the board first. Mayor Packard said the PAR budget money goes through this same channel as part of the process of approval of general fund money. The PAR Board does not have approval authority, just a recommendation to the City Council that includes budget items like long-term improvements and five-year plans. Those recommendations will be submitted for approval by the City Council after Director Riddle and Administrator Fitzgerald create a tentative budget. That is the intent of the PAR Board. Councilmember Sorensen reiterated that concept has been lost in translation.

Administrator Fitzgerald asked the mayor to clarify the difference between long-term planning and annual planning and if the budget for each department goes before the PAR Board every year when the budgeting process begins. Mayor Packard answered the intent of the PAR Board is to recommend budgets on long-term capital outlays, not operational budgets because that board receives input from the citizens. Attorney Penrod asked for clarification on Public Arts which started about two years ago. He explained that 2% of all capital improvement funds go toward public art managed by Jack Urquhart and asked if that goes before the PAR board. Administrator Fitzgerald said the question involves long-term versus operational and there is a step missing. Every department has a Master Plan and a 5-Year Capital Plan based on the General Plan which are long-range planning documents. All plans should be reviewed by boards and commissions every year. Within a year, the

5-year Capital Plans can change drastically. Councilmember Crandall confirmed the 5-year Capital Plans are reviewed annually.

Councilmember Sorensen asked about the past budget line item for the Arts Commission. Mayor Packard said they will submit applications to the PAR board like any other group so every group has a fair shot at the money. Councilmember Sorensen reiterated his question about funding projects this year. Mayor Packard said there should not be a disruption in the process which will be very methodical in a year, but in the short run, there can be minor adjustments. Administrator Fitzgerald showed the FY 2023 Budget confirming those funds are not in the budget this year. Mayor Packard said the intent is not to take away flexibility. Councilmember Sorensen asked about the chalk event funding. Director Wright confirmed those funds come from the Public Art money. Administrator Fitzgerald added the Arts Festival is funded this year without PAR money.

Councilmember Jensen asked how to answer residents asking how the PAR tax money will be spent. Mayor Packard answered the bottom line is the spending will be itemized in future budgets. Attorney Penrod explained the policy states the PAR Board will start reviewing applications in January and any project will explain the funding comes from PAR tax money. Administrator Fitzgerald explained that during this transition projects are in flight already like the Arts Festival. Moving forward the long-term plans need to go before the board.

b) Parks and Recreation - Stacey Child, Parks, and Recreation Director

Councilmember Miller thanked Director Child for answering questions from the public. She started her presentation by showing the mission statement of the CRC which is—*To foster community and individual health through the gathering of events, programs, and classes that connect people and improve their quality of life*—and sharing fun facts about the Clyde Recreation Center and the new newsletter. She explained there are new mirrors installed where people lift weights. There are new fitness groups and instructors including Stacey Harkey. There was a balloon glow and family dance for Art City Days and a High Fitness class celebrating July 4th. She said the Summer Seals are the largest swim team in Utah County for ages 5-15 and average swimming over a million yards every day. Councilmember Sorensen said Springville Seals swam at Park Row in the 1960s. Director Child continued by explaining swim lessons. Mayor Packard asked about lesson demand. Staff answered registration fills quickly and explained the pool is closed to members during swim lessons. Mayor Packard asked how much a swim lesson is. Aquatics Supervisor Meredith Jones answered the \$30 group for five 30-minute lessons. Director Child continued by explaining the Babysitter Club. She showed the CRC statistics including 71,178 visits this summer and 1532 fitness classes taught.

c) Museum of Art - Rita Wright, Museum Director

Director Wright started her presentation by reporting the Museum collected \$770,571.79 in revenue in FY 2022 which is up \$149,346 or 24% from FY21. It received 61,544 visitors which is a 49% increase from FY21, almost back to pre-pandemic levels. The average attendance over the last five years (FY17-FY22) is 58,510. In FY2022, 85,112 individuals were served including 23,568 students and teachers through POPS + 61,544 in-person visitors.

She continued by explaining the budgets from FY22 include the operating budget, which is from the City (\$903,037 (68%)), POPS which is from the State Board of Education and is restricted to educating the K-12 community (\$351,000 (26%)), and the Museum Association (\$83,000 (6%)) She explained the Association owns the collection and qualifies as an official non-profit to apply for PAR funding. She moved on to explain specific revenue sources including rentals, the store, entry fees, and commissions that go to the Arts Association. She gave an example of \$16,865 for July 2022 revenue in rentals and quoted Director Riddle, "I don't get giddy very often, but I just did a little jig in celebration." Director Wright complimented Hilary Barksdale for doing a fabulous job running the store which

collected between \$42,000 and \$45,000 in revenue. When a piece of art is sold, the Museum Association collects commission revenue, which totaled a net of \$46,000 in FY22.

She continued by explaining the Memorandum of Understanding from 2017 which is the agreement that keeps boundaries in place between Springville City and the Museum Association. She listed some of the programs the Museum is running including Guppy Group, Open Studio, Children's Art Festival, Santa's Art Shop, Summer Art Camps, Guide and Seek, senseABLE, Guided Tours, Youth Art Competition, Halloween Party, Children's Tea, 100 Dollar Show, Art Ball, SMA Unframed, Artist Round Table, opening receptions, the Sunday Concert Series, the Art Royalty, the Junior Art Guild, the Underground Family Area, Spring Salon, Quilt Show, Spiritual & Religious Art of Utah, All-State High School Art Show, a volunteer program, between six and eight curated shows each year, an internship program, Portfolio Day, Art Talks, virtual field trips, Evenings for Educators, Student Curators, online exhibitions & collection, education posters, and more. Staff converted a storage area to usable space.

Director Wright continued by reporting on praise for the museum by reporting on visitor experience including the Best Museum rating from the Daily Herald's Best of Utah Valley survey, 80% of visitors reporting their visit "exceeded expectations", and 4.8/5 stars rating on Google. She explained the Museum is known throughout the state and seeks to provide a positive patron experience by fostering beauty and contemplation through life-affirming art and experience. Visiting the Museum is EXPERIENTIAL including the space and the works of art that together create connectedness to the larger community. She said the Museum has been called *a sanctuary of beauty and temple of contemplation* and staff will *seek to facilitate engaging and transformative experiences with art*. She announced Shannon Acor is coming to the Museum to focus on community needs and education. Associate Director Emily Larson oversees general operating funds.

She concluded by listing long-term challenges and progress on the master plan. She stated the Museum has stature, access, and image locally and statewide. Future plans must include improved access and safety on 400 South as UDOT has taken away parking spaces and reincorporating the museum both mentally and physically as a major destination in Springville by coordinating with donors and sponsors (like Clyde Companies/Springville Rising). Staffing challenges and constraints can be solved with long-term plans to grow the operational side and staffing to match the POPS staff, which is lopsided right now, addressing spatial challenges like office space, competitive wages, and Museum expansion and maintenance. She concluded her presentation by stating because this is an older, historic building it needs updates and costly repairs. Mayor Packard complimented Director Wright on her presentation skills. Councilmember Miller complimented her tours at the Museum. Councilmember Sorensen compared her to Mickey Mantle.

d) Golf Course- Craig Norman, Golf Pro

Assistant Golf Pro Joel Grose introduced himself and Greens Keeper Jay Gueisy. He started the presentation by explaining FY 2022, the irrigation project, and future expectations. The revenue is down relative to the Covid years which were an anomaly nationally in the golf industry. For the past year, relative to annual averages and national statistics, the revenue and golf starts are above average. Mayor Packard asked about other courses in the country. Mr. Grose said golf statistics are the same across the country. He explained cart use is increasing and thanked the City Council for adding 5 carts. While walking is decreasing, and riding increasing, in FY 2022, the 75 carts averaged 2.72 starts per day which help add to revenue which is 26.1% above average. Golf course use is on the increase and the trend is anticipated to continue.

Mr. Gueisy stepped in to explain replacing two failing irrigation systems, and consolidating power and water sources. At completion, the system will have 1437 sprinkler heads with only one hole down at a time. He showed images of the new system consisting of state-of-the-art pipes welded

together like a snake or a giant garden hose. Once it is in the ground leaks will be rare and just drips not explosions. Mayor Packard clarified the multiple sizes of the pipe. Mr. Gueisy explained the challenges including rocky soil, labor issues, maintaining failing irrigation systems without water, and power complications. He detailed a commitment to maintaining the tees, fairways, and greens catering to the game of golf instead of worrying about every dry spot. Keeping the middle green to maintain the game was tough. He explained the 1400+ sprinkler heads are controlled remotely which will change the golf course. There is redundancy in the pump stations and there will be a 30% savings in water with this new system. Staff devoted nearly all of their time to maintain the old system so there will be additional savings in labor. Mr. Gueisy said the project will be done next week and the original done date was June 30. Councilmember Sorensen asked about the warranty. Mr. Gueisy said hardware has a five-year warranty and labor has a year warranty. Director Stapley said Public Works uses the same pipe.

Councilmember Sorensen reported many complaints from golf course patrons about dead trees. Administrator Fitzgerald stated historically the golf course relies on support from the tree crews. The course is responsible but tree crews helped out. Mr. Gueisy said the tree crews spent a day in the spring but, there was another storm. Councilmember Sorensen said it is glaring and it would help if the Parks Department has time. Councilmember Crandall and Jensen said the everyday golfers see it every day. Councilmember Crandall asked how many employees run the golf course. Many people calculated 9.5 FTE (full-time employee) for both the golf course and the greens crew. Councilmember Crandall proposed more full-time employees and said there were more full-time employees in the past. Citizens and patrons of the golf course have brought that to her attention and love the golf course and those employees whom we want to stay and not be overworked and who need some help and compensation or some volunteers to work on the trees. She thanked the golf course staff. Mayor Packard stated the fairways are greener than ever. Director Riddle noted constituents will want to hear about the conservation of water qualifying the golf course for the \$100,000 grant from the Central Utah Water Conservancy District. The technology is a win and a worthy investment for the City. Each individual head can be controlled precisely and remotely. He complimented the entire golf course staff for milking every minute of use out of the old system.

Councilmember Jensen reported the same constituents complain about the smell of the septic system. Mr. Grose answered chemicals kill off the bacteria. A yeast solution keeps the smell down. The irrigation project hit a line and the smell came back on the 9th hole. Councilmember Jensen said septic systems can last forever if treated right. Mayor Packard suggested asking the Solid Waste Department. Administrator Fitzgerald said staff will change the chemicals.

e) Legal Report - John Penrod, Assistant City Administrator/City Attorney

Attorney Penrod started his presentation about recertifying the court in October which could be a short-term process because the State is looking at revising all justice courts. District courts and appeals courts are above the justice courts that handle only misdemeanors, and small claims. Some cases have already moved to the district courts for instance 2nd DUIs go to the district court because they are now a class A misdemeanor. Domestic violence cases are bumped right to the district court. More than likely staff will present a resolution in October to recertify our justice court. That certification will last four years unless the State revises all justice courts.

He showed the statics of our court including traffic and misdemeanors cases. He listed court cases in the calendar year 2020 with 500 misdemeanor cases including assault, theft, drug, domestic violence, and over 2200 traffic citations. Councilmember Sorensen asked if Mapleton was included in the numbers. Attorney Penrod answered yes, starting in the calendar year 2020. Councilmember Sorensen clarified traffic violations on I-15 go to Springville Justice Court. Attorney Penrod again answered yes. Mayor Packard clarified the back office determines what municipality receives the I-15



236 traffic citations, not the trooper. Attorney Penrod said the Springville Justice Court had roughly 3500
238 cases in 2019. Administrator Fitzgerald said our court handles 300+ cases per month. Mayor Packard
240 added there are 8-10 new cases every day. Attorney Penrod said there are 60 different matters on the
calendar on a typical court date and the district court has 60-100 felony matters before a judge on a
court date. Administrator Fitzgerald said a half hour in our court will change your view of what people
in our community are facing.

242 Attorney Penrod continued to the key number of cases per month. He said this building was
built in 2008 when cases were close to 500 per month. At 500 cases a month, a court becomes a full-
time justice court. Since then our court only averages about 200-300 cases per month brought by our
244 police department. Our judge, Sherlynn Fenstermaker, announced her retirement at the end of
December 2022. Springville City is looking for a new part-time judge because the state rates our court
246 at 59%. Our justice clerks are staffed all week. In January there will be a committee plus the mayor to
look at how we do things and to choose a new judge from 3-5 applicants. He summed up by stating,
248 we are looking for a new judge, recertifying our court and there is legislation looking at doing away
with our court. Administrator Fitzgerald said by the middle of next year everything could be different
250 about this court.

252 Councilmember Sorensen asked why the county stopped prosecuting drug cases. Attorney
Penrod answered County Attorney Dave Leavitt turned drug cases back to justice courts as class B
Misdemeanors, with the same penalty as a dog bite case. Administrator Fitzgerald said when an officer
254 locates somebody operating against our laws, the bad guy is back on the street with no penalty which
is incredibly demoralizing to our police force.

256 ADJOURNMENT

258 COUNCILMEMBER SORENSEN MOVED TO ADJOURN THE MEETING AT 6:59 P.M. AND
CONVENE IN A CLOSED SESSION REGARDING PROPERTY AND LITIGATION.

260 COUNCILMEMBER CRANDALL SECONDED THE MOTION. THE VOTE IS RECORDED AS
FOLLOWS:

262 COUNCILMEMBER CRANDALL	AYE
COUNCILMEMBER JENSEN	AYE
264 COUNCILMEMBER MILLER	AYE
COUNCILMEMBER SORENSEN	AYE

266 CLOSED SESSION, IF NEEDED - TO BE ANNOUNCED IN MOTION

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

272 There was none.

274 *This document constitutes the official minutes for the Springville City Council Regular Meeting held on Tuesday, August 09, 2022.
I, Jennifer Grigg, do hereby certify that I am the duly appointed, qualified, and acting Deputy Recorder for Springville City, of Utah County,
276 State of Utah. I do hereby certify that the foregoing minutes represent a true and accurate, and complete record of this meeting held on
Tuesday, August 09, 2022.*

278 DATE APPROVED: _____

280 _____
Jennifer Grigg
Deputy Recorder





MINUTES
Springville City Council Work/Study Meeting - AUGUST 16, 2022

MINUTES OF THE WORK/STUDY MEETING OF THE SPRINGVILLE CITY COUNCIL HELD ON TUESDAY, AUGUST 16, 2022 AT 5:30 P.M. AT THE CIVIC CENTER, 110 SOUTH MAIN STREET, SPRINGVILLE, UTAH.

Presiding and Conducting: Mayor Matt Packard
Elected Officials in Attendance: Liz Crandall
Craig Jensen
Jason Miller Arrived at 5:40 p.m.
Mike Snelson
Chris Sorensen

City Staff in Attendance: City Administrator Troy Fitzgerald, Assistant City Administrator/City Attorney John Penrod, Assistant City Administrator/Finance Director Bruce Riddle, City Recorder Kim Crane, Administrative Services Director Patrick Monney, Community Development Director Josh Yost, Planner II/Economic Development Specialist Carla Wiese, Golf Pro Craig Norman, Library Director Dan Mickelson, Museum of Art Director Rita Wright, Parks and Recreation Director Stacey Child, Power Director Shawn Black, Public Safety Director Lance Haight, and Public Works Director Brad Stapley.

CALL TO ORDER - Mayor Packard welcomed everyone and called the Work/Study meeting to order at 5:32 p.m.

COUNCIL BUSINESS

1. Calendar

- Sep 05 - Labor Day Holiday Observance (City Offices Closed Monday)
- Sep 06 - Work/Study Meeting 5:30 p.m., Regular Meeting 7:00 p.m.
- Sep 09 - Springville Art Festival 4:00 p.m. - 8:00 p.m. - Civic Center Park

Mayor Packard asked if there were any questions or additions to the calendar. There was none.

2. **DISCUSSION ON THIS EVENING'S REGULAR MEETING AGENDA ITEMS**

- a) Invocation - Councilmember Snelson
- b) Pledge of Allegiance - Councilmember Jensen
- c) Consent Agenda
2. Approval of the minutes for the work-study meetings held on July 12 and August 02, 2022, and the regular meeting held on August 02, 2022
3. Approval of a Resolution to enter into a Boundary Line Agreement with Andrew Allman to adjust boundary lines between Mr. Allman's property and the city's Kelly's Grove property.
- John Penrod, Assistant City Administrator/City Attorney
4. Approval of a Resolution approving a multi-year contract with Submittable for the Museum High School Art Show - Rita Wright, Museum of Art

- 42 5. Approval of a Resolution to enter into a Utility Reimbursement Agreement with UDOT for
the amount of \$15,199.01 less the scrap value of a conductor - Brandon Graham, Power
44 Generation Superintendent

46 Mayor Packard asked if there was any discussion on tonight's consent agenda. There was none.

48 DISCUSSIONS/PRESENTATIONS

48 a) Discussion regarding the Area 11 Annexation - Troy Fitzgerald, City Administrator

48 Administrator Fitzgerald presented on the Area 11 annexation boundaries. He explained the area
50 is within Springville's annexation declaration boundary and that proper planning would be needed within
the boundary. Currently, no definitive planning has been completed. Some recommendations are if the
52 area is annexed the land should be included with its own impact fee area. He cautioned the proposed
development is not in harmony with the Council's vision for Springville. The projected service costs are
54 significantly higher than other areas of the city and could eliminate or reduce opportunities for agriculture.

Fitzgerald went on to outline the potential costs for infrastructure based on an ERC (Equivalent
56 Residential Connection) where use and density could change the cost. There may be additional costs if
an expansion of the wastewater treatment plant, wells, etc. is needed. Increasing density even slightly
58 would increase costs. Light industrial uses with wet production could increase the size needed and the
cost of infrastructure. The Council will need to keep this in mind when planning.

60 Councilmember Jensen would like to see if the benefit to annex is to Springville or if Spanish Fork
should annex.

62 Mayor Packard stated does the annexation encourage the equitable distribution of community
resources and obligations. This is where the Council can look at it in different ways.

64 Councilmember Sorensen expressed that if Spanish Fork were to annex the area the look and
feel of Springville will not be a priority. He asked if the property owners and developer were in discussions
66 with Spanish Fork.

Jared was present representing the Developer. He expressed they want to give the process the
68 attention it needs. They have not done a full-blown study with Spanish Fork, they have been focused on
the process with Springville.

70 Councilmember Sorensen asked about the preference of the property owner. Jared said he would
not speak for the property owners. The timing of getting the infrastructure completed is being discussed.

72 Administrator Fitzgerald conveyed the developer would like the council's input for moving forward
with annexation. The Council by consensus agreed a roadblock could be meeting the timeline of the
74 developer.

Councilmember Miller said he doesn't see how we could justify this to the citizens. Councilmember
76 Snelson stated he would rather move forward expressing that the land should be part of Springville and
the city should take the next step. Councilmember Jensen said to move forward but also look at the cost-
78 effectiveness with Spanish Fork. It would be nice to have Springville extend along Utah Lake.
Councilmember Sorensen said he didn't want to waste a lot of time, and to move forward if we can make
80 it work. Councilmember Crandall would like to move forward, expressing the equitable use of city funds
should be studied. If the City was able to provide it, it could be a positive for Springville.

82 Jared conveyed they want to be sensitive to the process. They are looking at studying concurrently
with both municipalities. He said the Council would encourage them by deciding on how to proceed.

- b) Discussion regarding (PIDs) Public Infrastructure Development and Policy - Josh Yost, Community Development Director

**This item was continued to another meeting.

- c) Discussion regarding Automatic License Readers - Lance Haight, Public Safety Director

Chief Haight presented on ALR (Automatic License Readers). He introduced Greg representing Flock Safety who assisted with the presentation. Greg explained the current reality is police headcounts are declining, crime is on the rise, and trust is needed in the community. There are technology opportunities to capture and distribute objective evidence and engage the community to support and grow. They are working on a pilot program where two cameras would be installed in the city at 1400 north and main and 400 South near Walmart. Greg expressed they were very sensitive to privacy, there are no people or facial recognition and no traffic enforcement, the data is not kept or sold and is only to law enforcement for investigation, such as stolen vehicles, or wanted vehicles.

MAYOR, COUNCIL, AND ADMINISTRATIVE REPORTS

Mayor Packard asked for any other comments. There were none.

CLOSED SESSION, IF NEEDED - TO BE ANNOUNCED IN MOTION

The Springville City Council may temporarily recess the meeting and convene in a closed session as provided by UCA 52-4-205.

No closed session.

ADJOURNMENT

Motion: Councilmember Miller moved to adjourn the meeting at 6:59 p.m. **Councilmember Jensen seconded** the motion. **Voting Yes:** Councilmember Crandall, Councilmember Jensen, Councilmember Miller, Councilmember Snelson, and Councilmember Sorensen. The motion **Passed unanimously, 5-0**

This document constitutes the official minutes for the Springville City Council Work/Study Meeting held on Tuesday, August 16, 2022. I, Kim Crane, do hereby certify that I am the duly appointed, qualified, and acting City Recorder for Springville City, of Utah County, State of Utah. I do hereby certify that the foregoing minutes represent a true, accurate, and complete record of this meeting held on Tuesday, August 16, 2022.

DATE APPROVED: _____

Kim Crane
City Recorder



MINUTES
Springville City Council Regular Meeting - AUGUST 16, 2022

MINUTES OF THE REGULAR MEETING OF THE SPRINGVILLE CITY COUNCIL HELD ON TUESDAY, AUGUST 16, 2022, AT 7:00 P.M. AT THE CIVIC CENTER, 110 SOUTH MAIN STREET, SPRINGVILLE, UTAH.

Presiding and Conducting: Mayor Matt Packard

Elected Officials in Attendance: Liz Crandall
Craig Jensen
Jason Miller
Mike Snelson
Chris Sorensen

City Staff in Attendance: City Administrator Troy Fitzgerald, Assistant City Administrator/City Attorney John Penrod, Assistant City Administrator/Finance Director Bruce Riddle, City Recorder Kim Crane, Administrative Services Director Patrick Monney, Community Development Director Josh Yost, Library Director Dan Mickelson, Museum of Art Director Rita Wright, Parks and Recreation Director Stacey Child, Power Director Shawn Black, Public Safety Director Lance Haight, and Public Works Director Brad Stapley.

CALL TO ORDER

Mayor Packard called the meeting to order at 7:04 p.m.

INVOCATION AND PLEDGE

Councilmember Snelson offered the invocation, and Councilmember Jensen led the Pledge of Allegiance.

APPROVAL OF THE MEETING'S AGENDA

Motion: Councilmember Jensen moved to approve the agenda as written. **Councilmember Snelson seconded** the motion. **Voting Yes:** Councilmember Crandall, Councilmember Jensen, Councilmember Miller, Councilmember Snelson, and Councilmember Sorensen. The motion **Passed unanimously 5-0**

MAYORS COMMENTS

Mayor Packard welcomed the Council, staff, and those in attendance.

CEREMONIAL AGENDA

1. Presentation by the Miss Springville/Mapleton Royalty

Miss Springville-Mapleton Makencie Cline and attendant Autumn Redd thanked the City, Mayor, and Council for supporting the Miss Springville Mapleton Pageant. They then reported on their platforms for the year.

PUBLIC COMMENT

Mayor Packard introduced the Public Comment section of the agenda. He asked if there were any written requests to speak submitted.

John and Sharon Swapp addressed the council. They stated three years ago there was a seepage leak in Ditch One. The city repaired approximately 200 yards of the ditch. The Swapps property butts up against the ditch and two trees have died and they are leaning towards their barn and a power line. They are on the right of way and asked if the city could take care of tree removal.

CONSENT AGENDA

2. Approval of the minutes for the work-study meetings held on July 12 and August 02, 2022, and the regular meeting held on August 02, 2022
3. Approval of a Resolution to enter into a Boundary Line Agreement with Andrew Allman to adjust boundary lines between Mr. Allman's property and the city's Kelly's Grove property. - John Penrod, Assistant City Administrator/City Attorney
4. Approval of a Resolution approving a multi-year contract with Submittable for the Museum High School Art Show - Rita Wright, Museum of Art
5. Approval of a Resolution to enter into a Utility Reimbursement Agreement with UDOT for the amount of \$15,199.01 less the scrap value of a conductor - Brandon Graham, Power Generation Superintendent

Motion: Councilmember Sorensen moved to approve the consent agenda as written. Councilmember Miller seconded the motion. Roll Call Vote: Voting Yes: Councilmember Crandall, Councilmember Jensen, Councilmember Miller, Councilmember Snelson, and Councilmember Sorensen. The motion **Passed unanimously 5-0. Resolution #2022-32, Resolution #2022-33, Resolution #2022-34 passed**

REGULAR AGENDA

6. **Consideration of an Ordinance amending Springville City Code 11-4-301, Land Use Matrix and 11-6-105, Outdoor Storage and Display - Josh Yost, Community Development Director**

Planner Carla Wiese presented about Germaine Marine and RV Campus's desire to locate on a 19-acre parcel located at approximately 1455 North 1750 West in the Regional Commercial (RC) Zone. The RV Campus would offer sales, service, and storage of RVs and Boats. Current zoning does not allow for outdoor storage in the Regional Commercial (RC) Zone; the proposed changes would add covered outside storage as a permitted use and require such storage to conform to screening requirements already outlined in the code with the added requirement that covered outside storage be surrounded by enclosed storage. By including these requirements, staff feels the addition of covered outdoor storage as a permitted use in the RC Zone will limit the proliferation of covered outside storage and maintain the character and purpose of the Regional Commercial (RC) Zone while providing opportunities for recreational retail sales.

Councilmember Sorensen asked if a percentage of the property could be used for covered storage. His concern was it seems there is more area for storage than sales. Carla explained the percentage of units available for new retail sales.

Mr. Stott representing Germaine said they would work with the city for something that works and explained the storage configuration.

Mayor Packard asked if it was configured by acreage and if it could be workable. Carla explained it could be done by retail revenue for new sales.

Administrator Fitzgerald provided the corrected language to the ordinance and explained the city would need to police it.

90 Ron Sprattling the owner of the property addressed the council by saying he wants to work with
the council. His concern was the zone was changed recently, and his neighbor was able to do other
92 things. This was presented to the Planning Commission and now it is changing. He said if the council
wants 10% of the total ground they could work with that. His concern was being shut down for revenue
94 when he cannot control the economy.

Mayor Packard expressed it was between the company and the city, not the property owner.

96 Mr. Stott with Germaine stated that 90% of expenses will already meet the current code.

Director Yost explained some of the last-minute changes were to protect the RC Zone.

98
Motion: Councilmember Miller moved to approve Ordinance #17-2022 approving an amendment to
100 Springville City Code, Sections 11-4-301, Land Use Matrix and 11-6-105, Outdoor Storage and Display
to allow for Screened Covered Storage in the Commercial (RC) Zone. **Councilmember Snelson seconded**
102 **the motion. Voting Yes** Councilmember Crandall, Councilmember Jensen, Councilmember Miller,
Councilmember Snelson, and Councilmember Sorensen. The motion **Passed unanimously 5-0.**
104 **Ordinance #17-2022 adopted**

106 7. **Consideration of a Resolution that adjusts the common boundary line immediately north of 1400**
North and approximately 820 feet west of Main Street in Springville between Springville City and
108 **Provo City - John Penrod, Assistant City Administrator/City Attorney**

Attorney Penrod reported Provo City was currently in the process of constructing a road north of
110 1400 North in Springville that adjoins the common boundary between Provo City and Springville City. As
part of the road construction, there would be nuisance strips on the east side of the road. Provo City wants
112 to deed these nuisance strips to the property owner Steve Turley on the east side of the road, his property
lies within Springville boundaries. Attorney Penrod explained that given that the nuisance strips are
114 currently within Provo's boundaries but are intended to be granted to Mr. Turley, and his property is within
Springville boundaries, Springville City and Provo City would like to adjust the common boundary line so
116 Mr. Turley's property will all be within Springville's city boundary.

118 **Motion: Councilmember Miller moved to approve Resolution #2022-35** adjusting the common boundary
line immediately north of 1400 North and approximately 820 feet west of Main Street in Springville
120 between Springville City and Provo City. **Councilmember Jensen seconded** the motion. **Voting Yes**
Councilmember Crandall, Councilmember Jensen, Councilmember Miller, Councilmember Snelson, and
122 Councilmember Sorensen. The motion **Passed unanimously 5-0. Resolution #2022-35 adopted**

124 8. **Consideration of the Mayor's appointment of Troy Fitzgerald and John Penrod to the Justice Court**
Nominating Committee - Troy Fitzgerald, City Administrator

126 Administrator Fitzgerald reported Judge Sherlynn Fenstermaker had submitted her notice of
retirement. State law requires an extensive process to replace a judge. Part of the process is to have a
128 Commission that reviews applications, interviews applicants and submits a list of finalists to the Mayor
for consideration. Mayor Packard recommended John Penrod and Troy Fitzgerald as the City
130 representatives to the Commission. Fitzgerald also stated Mapleton's Mayor would also have input on
the replacement of the judge. January 17, 2023, is the goal date to have a new judge on the bench.

132 Administrator Fitzgerald explained the courts have been studying their system and went to the
legislature. This next legislative session there will be a bill to do something with justice courts. By the
134 middle of next year, there could be changes to justice courts.

Motion: Councilmember Miller moved to approve John Penrod and Troy Fitzgerald as Springville City representatives to the Justice Court Nominating Commission. **Councilmember Crandall seconded** the motion. **Voting Yes** Councilmember Crandall, Councilmember Jensen, Councilmember Miller, Councilmember Snelson, and Councilmember Sorensen. The motion **Passed unanimously 5-0**.

MAYOR, COUNCIL, AND ADMINISTRATIVE REPORTS

Mayor Packard asked if there were any comments.

Councilmember Sorensen asked about a few issues. He would like a status on the request from a family regarding goats and a study of 1750 west from the north to the south corridor, regarding zoning and development. Administrator Fitzgerald explained some of the workings and said they could bring a presentation back to the council.

CLOSED SESSION, AND ADJOURNMENT IF NEEDED - TO BE ANNOUNCED IN MOTION

The Springville City Council may adjourn the regular meeting and convene into a closed session as provided by UCA 52-4-205.

There was none.

ADJOURN

Motion: Councilmember Sorensen moved to adjourn the regular meeting at 8:16 p.m. **Councilmember Miller seconded** the motion. **Voting Yes** Councilmember Crandall, Councilmember Jensen, Councilmember Miller, Councilmember Snelson, and Councilmember Sorensen. The motion **Passed unanimously 5-0**.

This document constitutes the official minutes for the Springville City Council Regular Meeting held on Tuesday, August 16, 2022.
I, Kim Crane, do hereby certify that I am the duly appointed, qualified, and acting City Recorder for Springville City, of Utah County, State of Utah. I do hereby certify that the foregoing minutes represent a true, accurate, and complete record of this meeting held on Tuesday, August 16, 2022.

DATE APPROVED: _____

Kim Crane
City Recorder





STAFF REPORT

DATE: August 31, 2022

TO: Honorable Mayor and City Council

FROM: John Penrod, City Attorney

SUBJECT: CONSIDERATION OF A RESOLUTION TO APPROVE AN AMENDMENT TO AN INTERLOCAL AGREEMENT BETWEEN THE CITY AND UTAH COUNTY FOR THE CITY'S USE OF THE FILEVINE ATTORNEY CASE AND DOCUMENT MANAGEMENT SYSTEM.

Recommended Motion: Motion to approve Resolution #_____ approving an amendment to an Interlocal Cooperation Agreement between Springville and Utah County for the City's continued use of the Filevine attorney case and document management system.

Executive Summary: The purpose behind Fivevine attorney case and document management system is to organize our prosecution files; allow for interconnection between police reports, background checks, prosecution offices and other interagency connections; and help the City e-file its cases with the court. Several cities and the County have teamed up with Filevine as a cost-effective way to prosecute cases.

The proposed amendment adds another user for the City because we have added one more assistant and includes increased costs for Filevine. The reason this is coming to the Council is because all interlocal agreements and amendments to such agreements must be approved by the Council through a resolution.

Focus of Action: Consideration of an amendment to an interlocal agreement between Springville City and Utah County in which the City, County and other cities in which all the entities share the costs of a prosecution case management system known as Filevine.

Background: Prior to 2021, Springville, the County and several other cities jointly used a prosecution case management system known as Justware. Justware worked well for several use and then became obsolete. When Justware became unavailable, the County and several cities did research and requested proposals for a new prosecution



case management system. Out of that process, the County and cities ended up going with Filevine. To date, Filevine serves 109 users under an interlocal agreement between the County and several cities.

Recently, we added an additional user. The proposed amendment addresses that additional user.

Discussion: The Filevine prosecution case management system allows the city to connect to all the other prosecution and law enforcement agencies, organize prosecution cases (approximately 3,000 cases/year), and electronically file cases with the court. In today's court system, an electronic prosecution case management system like Filevine is required, and Filevine was selected through a thorough request for proposal process. The total cost for all 109 users under the interlocal agreement is approximately \$145,000. The City's share of the license is \$7,935.80.

Alternatives: The Council could not approve the amendment.

Fiscal Impact: None.

Attachments: Proposed Resolution and Amendment.

RESOLUTION #2022-____

A RESOLUTION APPROVING AN AMENDMENT TO AN INTERLOCAL COOPERATION AGREEMENT BETWEEN UTAH COUNTY AND SPRINGVILLE CITY FOR USE OF THE FILEVINE ATTORNEY CASE AND DOCUMENT MANAGEMENT SYSTEM.

WHEREAS, pursuant to the provisions of the Interlocal Cooperation Act, Title 11, Chapter 13, Utah Code Annotated 1953, as amended (the “**Act**”), public agencies, including political subdivisions of the State of Utah as therein defined, are authorized to enter into mutually advantageous agreements for joint and cooperative actions, including the providing services; and

WHEREAS, Springville City and Utah County are public agencies for purposes of the Act; and

WHEREAS, on June 15, 2021, the City Council considered and approved the Interlocal Cooperation Agreement between Utah County and Springville City for the Use of the Filevine Attorney Case and Document Management System (the “Interlocal Agreement”); and

WHEREAS, recently, based on the number of Filevine users the City has it has become necessary to amend the Interlocal Agreement; and

WHEREAS, the City Council finds that the amendment to the Interlocal Agreement will continue to provide the City with the case management system it needs to properly prosecute criminal cases in the Springville Justice Court and the District Court.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF SPRINGVILLE CITY:

SECTION 1. Agreement Approval. The amendment to the Interlocal Agreement, substantially in the form attached as EXHIBIT A, is approved and shall be executed by the Mayor.

SECTION 2. Legal Review. As required by the Interlocal Cooperation Act, the Interlocal Agreement has been submitted to the City’s legal counsel for review and approval as to form and legality.

SECTION 3. Filing with Records Keeper. As required by the Act and upon full execution of the Interlocal Agreement, an executed original counterpart of the Interlocal Agreement shall be filed with the keeper of Springville City’s records.

SECTION 4. Effective Date. This resolution shall become effective immediately upon passage.

PASSED AND APPROVED this 06th day of September 2022.

By _____
Matt Packard, Mayor

ATTEST

Kim Crane, Recorder

EXHIBIT A

Amendment to Filevine Interlocal Agreement

FIRST AMENDMENT TO INTERLOCAL COOPERATION AGREEMENT NO. 2021-568 BETWEEN UTAH COUNTY AND SPRINGVILLE CITY FOR USE OF THE FILEVINE ATTORNEY CASE AND DOCUMENT MANAGEMENT SYSTEM

THIS AMENDMENT, made and entered into this ____ day of _____ 2022, by and between UTAH COUNTY, a body corporate and politic of the State of Utah, with its office located at 100 East Center Street, Suite 2300, Provo, Utah 84606 (“COUNTY”), and SPRINGVILLE CITY, a municipality and political subdivision of the State of Utah (“CITY”), with its principal offices located at 110 South Main Street, Springville, Utah 84663.

WHEREAS, on June 16, 2021, the parties entered into Interlocal Agreement No. 2021-568 for use of the Filevine Attorney Case and Document Management System (“Filevine”); and

WHEREAS, the parties mutually desire to amend Agreement No. 2021-568.

NOW THEREFORE, in consideration of the covenants and agreements contained herein and other valuable consideration, the sufficiency of which is hereby acknowledged, the parties hereby agree to amend Agreement No. 2021-568 as follows:

Section 4. PARTIES’ RESPONSIBILITIES

The table in subsection 1 shall be replaced with the following:

Product	Percentage	Price/unit	Quantity	Subtotal
User License	\$66,708/109	\$612/license	6	\$3,672.00
Administrative Fee	40% of User License	\$245/license	6	\$1,470.00
Docs+	\$19,620/109	\$180/license	6	\$1,080.00
Bit Link	\$29,000/109	\$266/license	6	\$1,596.00
Automation	\$6,500/109	\$60/license	6	\$360.00
Periscope credit*	\$6,600/109	\$60.55/license	4	(\$242.20)
			Total	\$7,935.80

*Periscope credit applicable for one year of billing only.

All other terms and conditions apply and remain unchanged.

[Signatures on following page]

IN WITNESS WHEREOF, the parties have signed and executed this Agreement, after resolutions duly and lawfully passed, on the dates listed above:

BOARD OF COUNTY COMMISSIONERS
UTAH COUNTY, UTAH

THOMAS V. SAKIEVICH, Chair Date

ATTEST:
JOSH DANIELS
Utah County Clerk/Auditor

By: _____
Deputy Utah County Clerk/Auditor

REVIEWED AS TO FORM AND COMPATIBILITY WITH APPLICABLE LAW:
DAVID O. LEAVITT
Utah County Attorney

By: _____
Deputy Utah County Attorney

SPRINGVILLE CITY

By: _____
Its: _____
Date: _____

ATTEST:

By: _____
City Recorder

REVIEWED AS TO FORM AND COMPATIBILITY WITH APPLICABLE LAW:

By: _____
City Attorney



STAFF REPORT

DATE: August 30, 2022

TO: Honorable Mayor and City Council

FROM: Josh Yost, Community Development Director

SUBJECT: Springville City seeks adoption of a resolution directing Springville City Staff to close the westbound lane of 100 South between 200 East and 100 East, on the North side of Hobble Creek, to vehicle traffic, and to modify it to function as a pedestrianized public space for walking, biking, and other recreation uses.

Recommended Motion:

Adopt Resolution #_____ directing Springville City Staff to close the westbound lane of 100 South between 200 East and 100 East, on the North side of Hobble Creek, to vehicle traffic, and to modify it to function as a pedestrianized public space for walking, biking, and other recreation uses.

Executive Summary:

Shaping Springville for 2030, the Springville City General Plan, adopted in 2011, contemplates the creation of a pedestrian boulevard on 100 South on the North side of Hobble Creek between 100 East and 200 East. The purposes for this proposal as stated by the General Plan are to

- Improve aesthetic quality of the area.
- Link existing trails and bikeways.
- Provide a place for the community to gather.
- Provide a place for pedestrians to travel.

Public Works, Parks and Rec, and Community Development have been working together over the past year with private sector partner Springville Rising, to implement this concept. Springville Rising, led by Wilford Clyde and Elsie Powley, purchased and is nearing completion of the renovation of the apartment building on the north side 100 South. This building has previously suffered from lack of maintenance and poor



management. Springville Rising enthusiastically supports this project and is interested in its timely implementation. Springville Rising's improvement to the private property and the city's investment in the pedestrian way complement each other. Staff has contacted the other immediately property owner on the street, Miguel Lopez, who has expressed his support of the project.

The closure and pedestrianization of the street also aligns with a proposed priority project contained in the draft Springville Active Transportation Plan. This closure could also facilitate the installation of a temporary demonstration project to share with the community the potential for pedestrian and bicycle improvements along the corridor.

Staff desires to review this plan with the Council to facilitate discussion, provide public notice, and receive clear direction for implementation.

Focus of Action:

Does the proposed vehicular closure of 100 South advance the goals and purposes stated in the General Plan?

Discussion:

Staff asserts that the proposed closure and conversion to a pedestrian space will accomplish the General Plan purposes. The project will substantially improve the aesthetic quality of the area, converting a weed and vehicle barrier lined asphalt road into a pedestrian space with landscaping and street furnishings. The project will link existing and future trails and bikeways by connecting the 200 East bikeway to the Hobble Creek at Contractor Park and connecting the proposed 100 South bicycle boulevard and pedestrian way through this block. The project will provide space for the community to gather by converting 6,750 sf (.15 acres) from vehicular space to multi-use community space on the bank of Hobble Creek, one of our most valuable natural settings. The project will likewise provide a place for pedestrian to travel by converting what was a road with no sidewalk to a pedestrian only space.

Alternatives:

- Deny the proposed resolution.
- Continue the proposed resolution for further discussion.

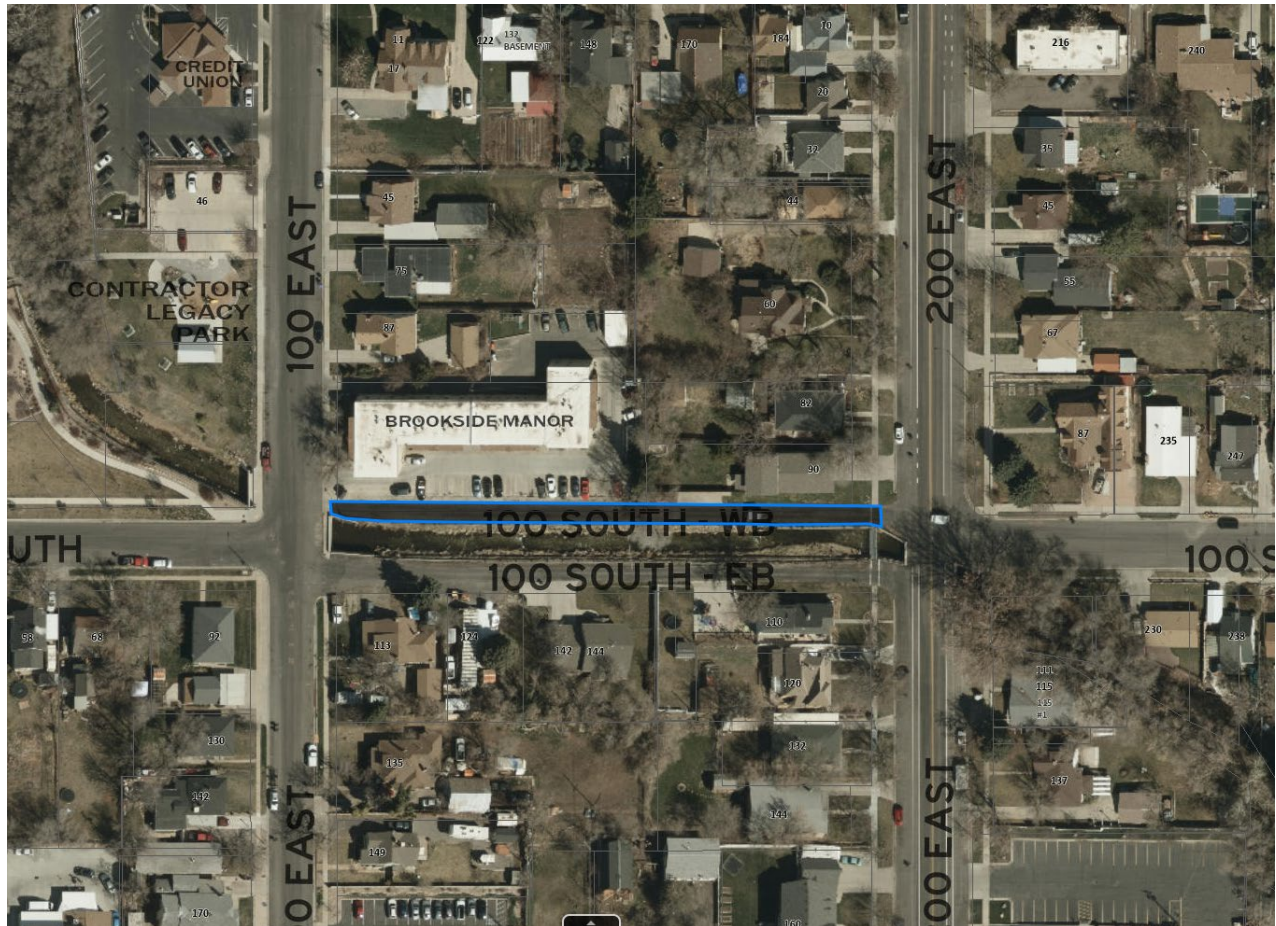


Attachments:

1. Proposed Closure Map
2. Excerpts from Shaping Springville for 2030, the Springville General Plan
3. Concept plans for pedestrianization of 100 South
4. Concept plans for the 100 South bike and pedestrian way

Attachment 1

Proposed Closure Map



Attachment 2

Excerpts from Shaping Springville for 2030, the Springville General Plan



Figure 4-9 BEFORE: Hobble Creek running down 100 South between 100 East and 200 East



Figure 4-10 AFTER: illustration of pedestrian boulevard on 100 South between 100 East and 200 East

Pedestrian Boulevards are roads for pedestrians only. (see **Figure 4-9 — 4-12**)

- Improve aesthetic quality of the area.
- Link existing trails and bikeways.
- Provide a place for the community to gather.
- Provide a place for pedestrians to travel.





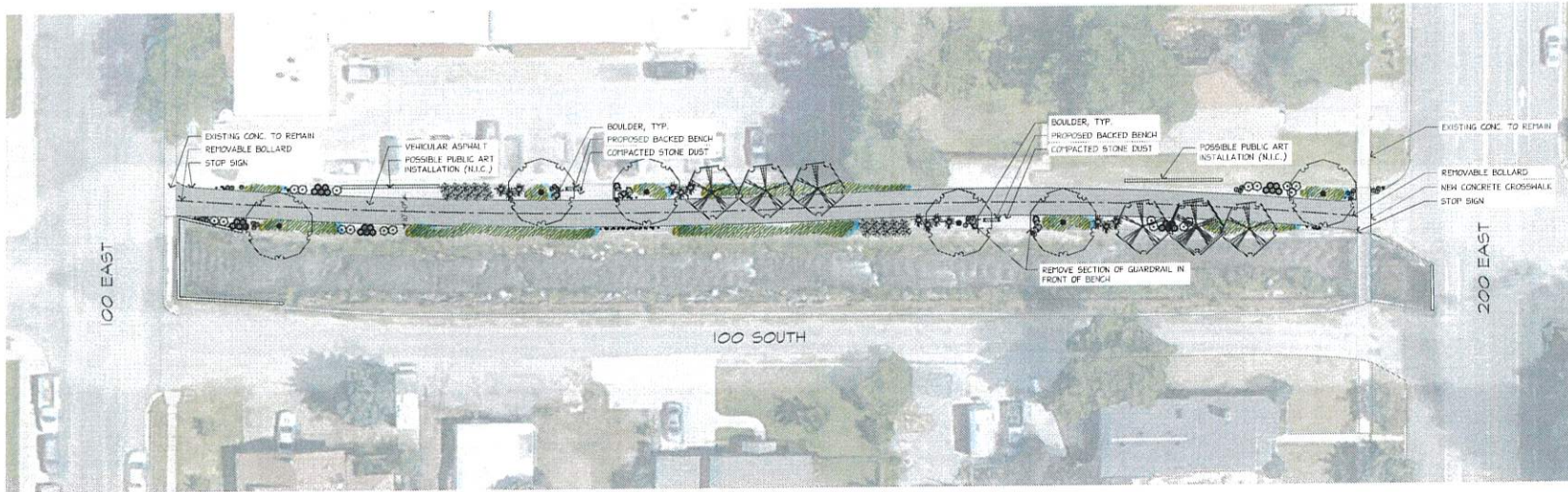
Figure 4-11 BEFORE: Photo of the north side of Hubble creek running through 100 South between 100 East and 200 East



Figure 4-12: AFTER: illustration of the north side of 100 South between 100 East and 200 East as a pedestrian boulevard

Attachment 3

Concept plans for pedestrianization of 100 South between 100 East and 200 East



PRELIMINARY CONCEPT

Jan 21, 2022



Possible Public Art Ideas (N.I.C.)



Possible Public Art Ideas (N.I.C.)



Possible Public Art Ideas (N.I.C.)



Boulders for informal seating

PLANT SCHEDULE

TREES	CODE	BOTANICAL NAME	COMMON NAME	SIZE	QTY	
	PAR PAR	PARROTIA PERSICA	PERSIAN PARROTIA	2" CAL	6	
	SYR RET	SYRINGA RETICULATA	JAPANESE TREE LILAC	2" CAL	7	
SHRUBS	CODE	BOTANICAL NAME	COMMON NAME	SIZE	QTY	
	COR ALS	CORNUS ALBA 'CHOCOLAT' CHERRY VODKA'	TATARIAN DOGWOOD	5 GAL	20	
	PIN HIL	PINUS SYLVESTRIS 'HILLSIDE CREEPER'	HILLSIDE CREEPER SCOTCH PINE	5 GAL	18	
GRASSES	CODE	BOTANICAL NAME	COMMON NAME	SIZE	QTY	
	FES MAI	FESTUCA MAIREI	ATLAS FESCUE	1 GAL	25	
PERENNIAL	CODE	BOTANICAL NAME	COMMON NAME	SIZE	QTY	
	ACH STL	ACHILLEA X 'SASSY SUMMER LEMON' PP3448	SASSY SUMMER TAFFY YARROW	1 GAL	18	
	DIA HIL	DIANTHUS GRATIOPOLITANUS 'FIREHITCH'	FIREHITCH DIANTHUS	1 GAL	43	
	HEP CPJ	NEPETA X 'CAT'S PAJAHAS'	CAT'S PAJAHAS CATMINT	1 GAL	24	
GROUND COVERS	CODE	BOTANICAL NAME	COMMON NAME	SIZE	SPACING	QTY
	ARC MAS	ARCTOSTAPHYLOS UVA-URSI 'MASSACHUSETTS'	MASSACHUSETTS KIBBIWACK	4" POT	30" o.c.	1,256 SF
PAVED SURFACES	CODE	BOTANICAL NAME	COMMON NAME	SIZE	SPACING	QTY
	CON CRS	CONCRETE CROSSWALK		4" THICK		84 SF
	VAC AST	VEHICULAR ASPHALT		3" DEPTH		4,341 SF
SITE SURFACES	CODE	BOTANICAL NAME	COMMON NAME	SIZE	SPACING	QTY
	ACA GUA	COMPACTED STONE DUST ROCK MULCH TO BE INSTALLED OVER WEED CONTROL FABRIC	STONE DUST	3/8" MINUS		222 SF
STONE MULCH	CODE	BOTANICAL NAME	COMMON NAME	SIZE	SPACING	QTY
	STD MUL	STONE MULCH 3" DEPTH TO MATCH MULCH AT CITY LIBRARY ROCK MULCH TO BE INSTALLED OVER WEED CONTROL FABRIC	MATCH LIBRARY	1"-2" DIA.		3,130 SF

SITE IMPROVEMENTS MATERIALS SCHEDULE

DESCRIPTION	MODEL NO.	MFR.	CONTACT	COLOR	COMMENTS
6" BACKED BENCH	DUPR 56	DUPR	SONTAG REC. 801.275.9197	BLACK	INSTALL PER MANUFACTURER'S RECOMMENDATIONS
30" TALL BOLLARD W/ GROUND SLEEVE	BOLLARD 400-402	DUPR	SONTAG REC. 801.275.9197	BLACK	INSTALL PER MANUFACTURER'S RECOMMENDATIONS

PLANTING NOTES

1. THE BASE INFORMATION FOR THIS DRAWINGS WAS OBTAINED FROM AERIAL PHOTOGRAPHY AND SITE MEASUREMENTS AND SHOULD NOT BE CONSIDERED SURVEY ACCURATE. THE CONTRACTOR IS RESPONSIBLE FOR VERIFYING THAT DRAWINGS WITH ACTUAL FIELD CONDITIONS PRIOR TO BEGINNING ANY WORK AND IMMEDIATELY NOTIFY THE LANDSCAPE ARCHITECT OF ANY DISCREPANCIES. IN THE EVENT THAT THE CONTRACTOR BEGINS WORK PRIOR TO VERIFYING AND COMPARING THE BASE INFORMATION WITH ACTUAL FIELD CONDITIONS, THEN ANY CHANGES OR ALTERATIONS TO THE WORK INVOLVED WITH THESE DRAWINGS DUE TO SUCH DISCREPANCIES WILL BE PERFORMED BY THE CONTRACTOR AT NO ADDITIONAL EXPENSE TO THE OWNER.
2. THE CONTRACTOR IS RESPONSIBLE FOR VERIFYING AND MARKING THE LOCATIONS OF ALL UTILITIES WITHIN THE LIMITS OF WORK PRIOR TO BEGINNING CONSTRUCTION. CONTACT THE OWNER, BLUE STAKES OF UTAH AT 811 OR 1-800-467-4811, AND ALL OTHER ENTITIES AS NECESSARY. IN THE EVENT THE CONTRACTOR BEGINS CONSTRUCTION WORK PRIOR TO VERIFYING AND STAKING ALL UTILITIES, AND DAMAGE TO UTILITIES OCCURS, THE DAMAGED UTILITIES WILL BE REPAIRED AND/OR REPLACED AT NO ADDITIONAL COST TO THE OWNER.
3. REFER TO LEGENDS, NOTES, DETAILS, AND SPECIFICATIONS FOR FURTHER INFORMATION.
4. ANY ALTERATIONS TO THESE ACTUAL PLANTING PLANS DURING CONSTRUCTION SHALL BE REPORTED TO THE LANDSCAPE ARCHITECT AND RECORDED ON "AS BUILT" DRAWINGS PER THE SPECIFICATIONS.
5. ALL PLANT MATERIAL SHALL CONFORM TO THE THIRTEEN GUIDELINES ESTABLISHED BY THE AMERICAN STANDARD FOR NURSERY STOCK PUBLISHED BY THE AMERICAN NURSERY ASSOCIATION, INC.
6. ALL PLANTS TO BE BALLED AND BURLAPPED OR CONTAINER GROWN, UNLESS OTHERWISE NOTED ON THE PLANT LIST.
7. QUANTITIES INDICATED IN THE PLANT SCHEDULE ARE FOR CONVENIENCE ONLY. THE CONTRACTOR IS RESPONSIBLE TO VERIFY ALL QUANTITIES AND SHALL SUPPLY ALL PLANT MATERIAL IN QUANTITIES SUFFICIENT TO COMPLETE THE PLANTING DESIGN SHOWN ON THE PLANS REGARDLESS OF QUANTITIES INDICATED IN THE PLANT SCHEDULE.
8. ANY PROPOSED SUBSTITUTIONS OF PLANT SPECIES SHALL BE MADE WITH PLANTS OF EQUIVALENT OVERALL FORM, HEIGHT, BRANCHING HABIT, FLOWER, LEAF, COLOR, FRUIT AND CULTURE ONLY AS APPROVED BY THE LANDSCAPE ARCHITECT PRIOR TO INSTALLATION.
9. DUE TO LIMITED PLANT AVAILABILITY, CONTRACTOR TO WORK WITH PLANT NURSERIES IMMEDIATELY UPON RECEIPT OF NOTICE TO PROCEED OF THE PROJECT TO SECURE PROPOSED PLANT MATERIAL. IF SUBSTITUTIONS ARE NEEDED, CONTRACTOR TO SHOW EVIDENCE OF UNAVAILABILITY FROM A MINIMUM OF THREE OTHER NURSERIES BEFORE PLANT SUBSTITUTIONS WILL BE CONSIDERED.
10. ALL PLANT BEDS SHALL RECEIVE 12" OF PLANTING SOIL MIX AS SPECIFIED. BACKFILL ALL PLANTING PITS WITH PLANTING SOIL MIX.
11. ALL PLANT BEDS TO RECEIVE THREE INCHES (3") OF 1/2" CRUSHED ROCK AS PER SPECIFICATION AND CITY STANDARDS.



Bench to Match City Buildings



SCALE: 1"= 20'

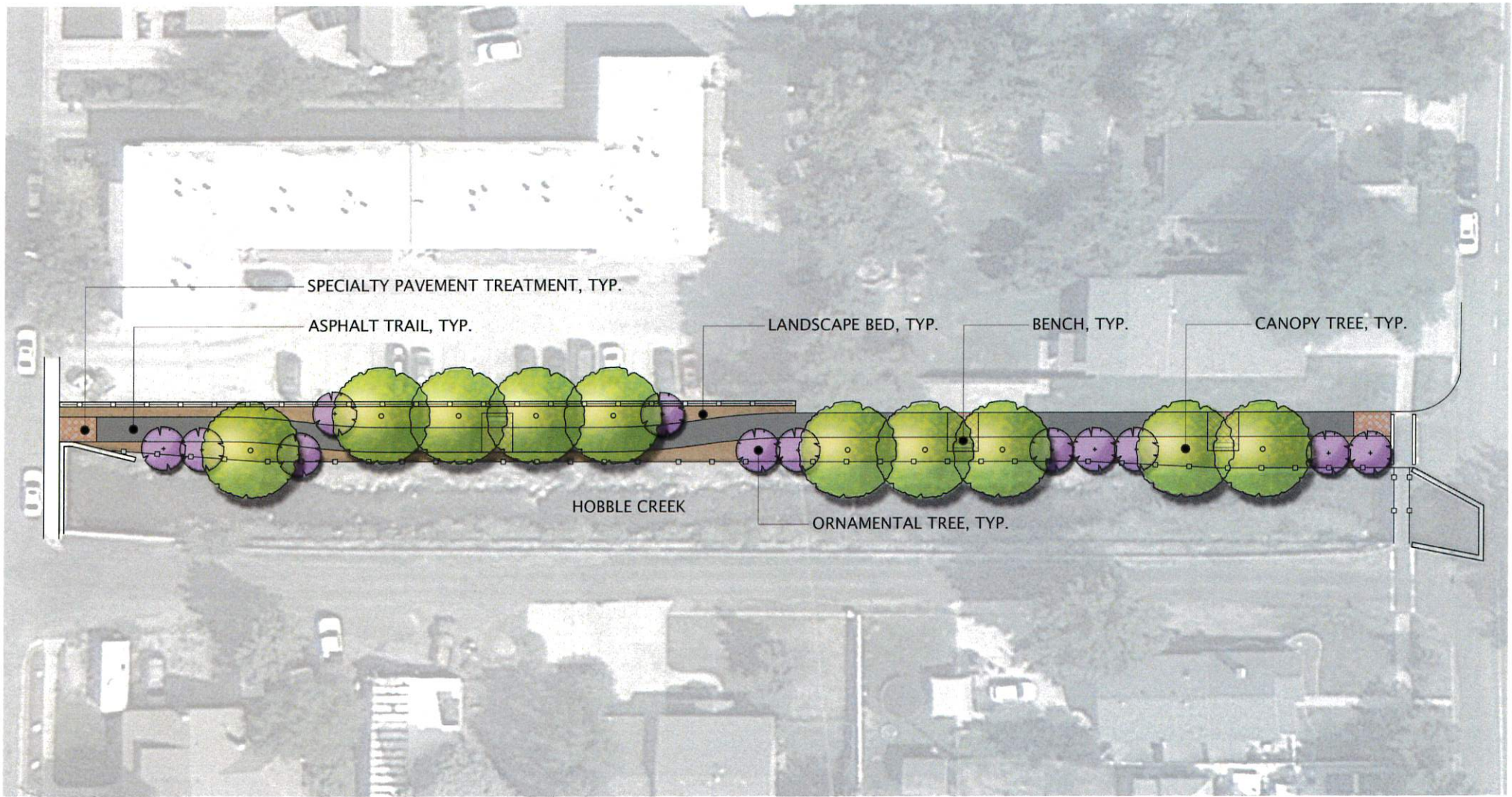


NORTH

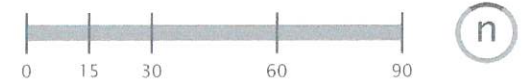
Hobble Creek
Riverwalk Trail
Springville, UT

G. BROWN DESIGN INC
SITE LANDSCAPE ARCHITECTS

678 East Vine Street, Suite 100
Murray, Utah 84107
P: 801.575.0866 L: 801.575.6166
www.gbrowndesign.com



Hobble Creek Riverwalk Trail



Attachment 4

Concept plans for the 100 South bike and pedestrian way

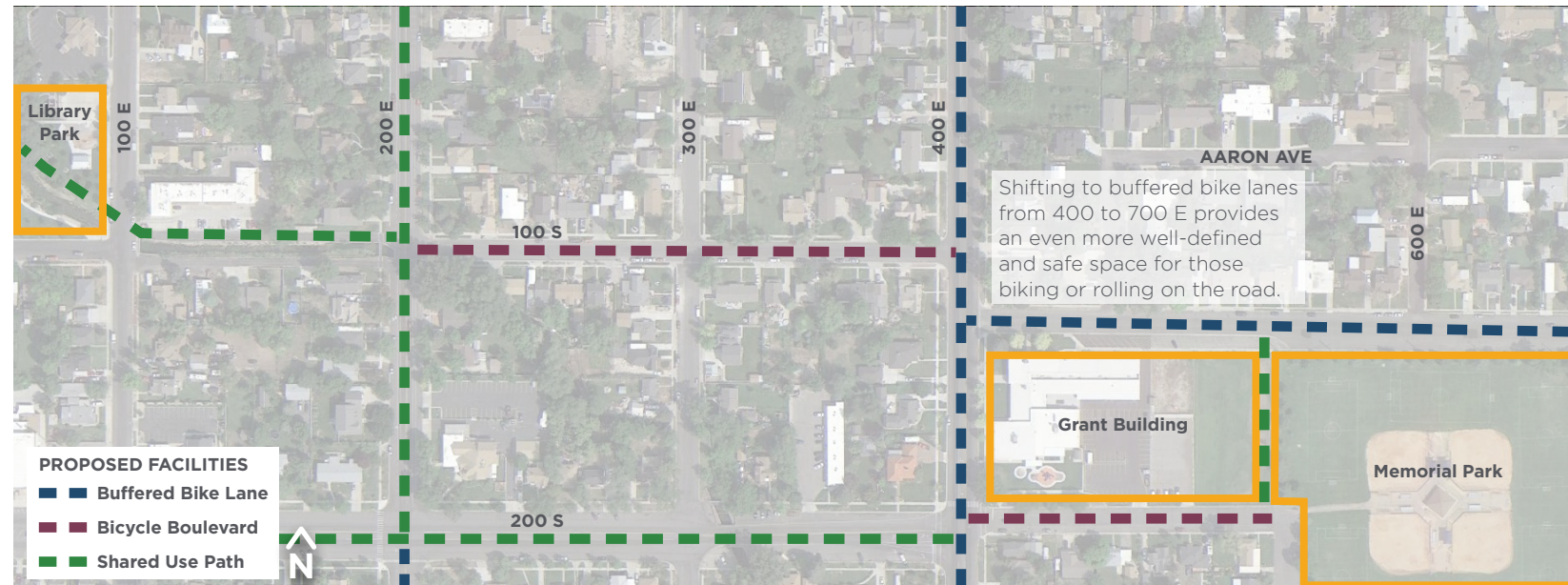
PROJECT 3: 100 SOUTH

100 E TO CANYON RD

PROJECT DESCRIPTION

100 S between 100 E and Canyon Rd is a corridor composed of a variety of roadway widths and styles, but all of which can provide a safe, continuous east/west connection for active transportation users. As a relatively quiet corridor through a primarily residential area in close proximity to well-used destinations, 100 S lends itself well to the transformation into a bike boulevard.

CORRIDOR AT A GLANCE



BENEFITS

EAST-WEST ACTIVE TRANSPORTATION CONNECTION

The 100 S bike boulevard provides an east-west connection that is a critical link as part of a complete east-west route in Springville. As a low-traffic road with an adjacent park and school buildings, 100 S will be well-used by those of all ages.

SLOWER SPEEDS

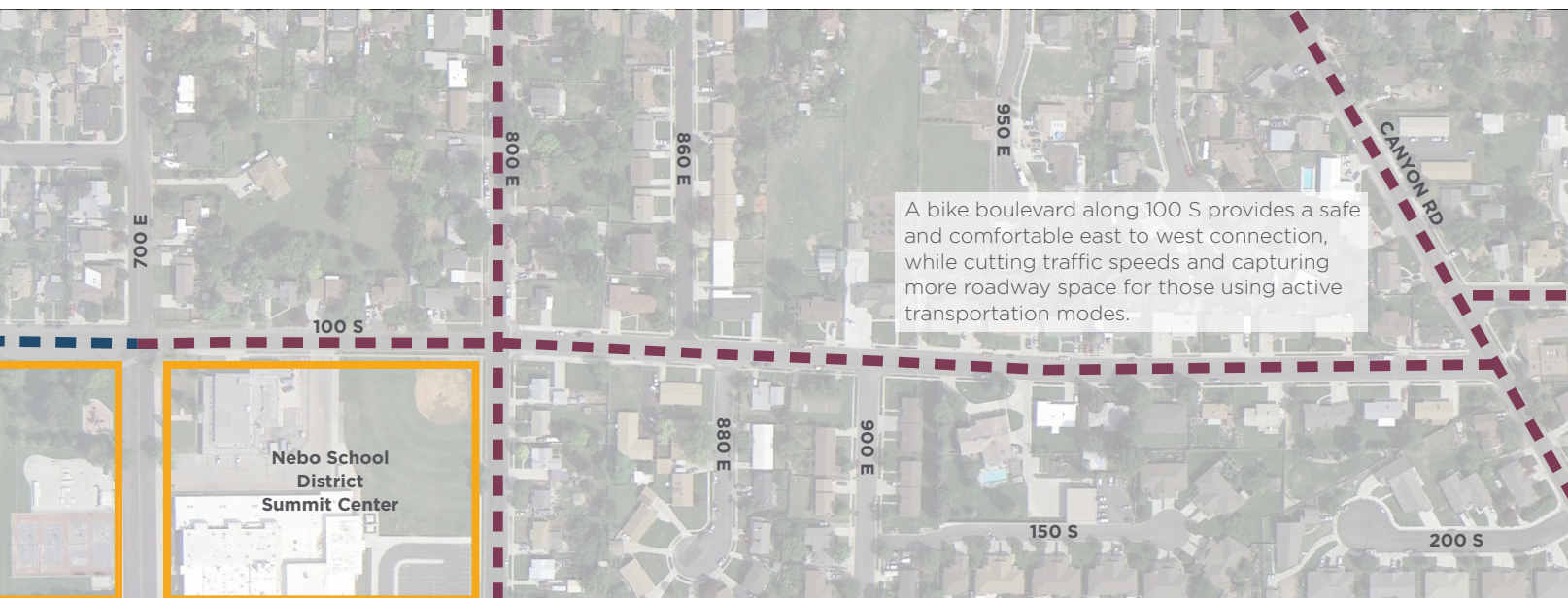
By adding traffic calming interventions at intersections and a few other key locations along the corridor, the roadway will be narrowed. This will lead to slower speeds as drivers must slow down and pay attention to the road around them.

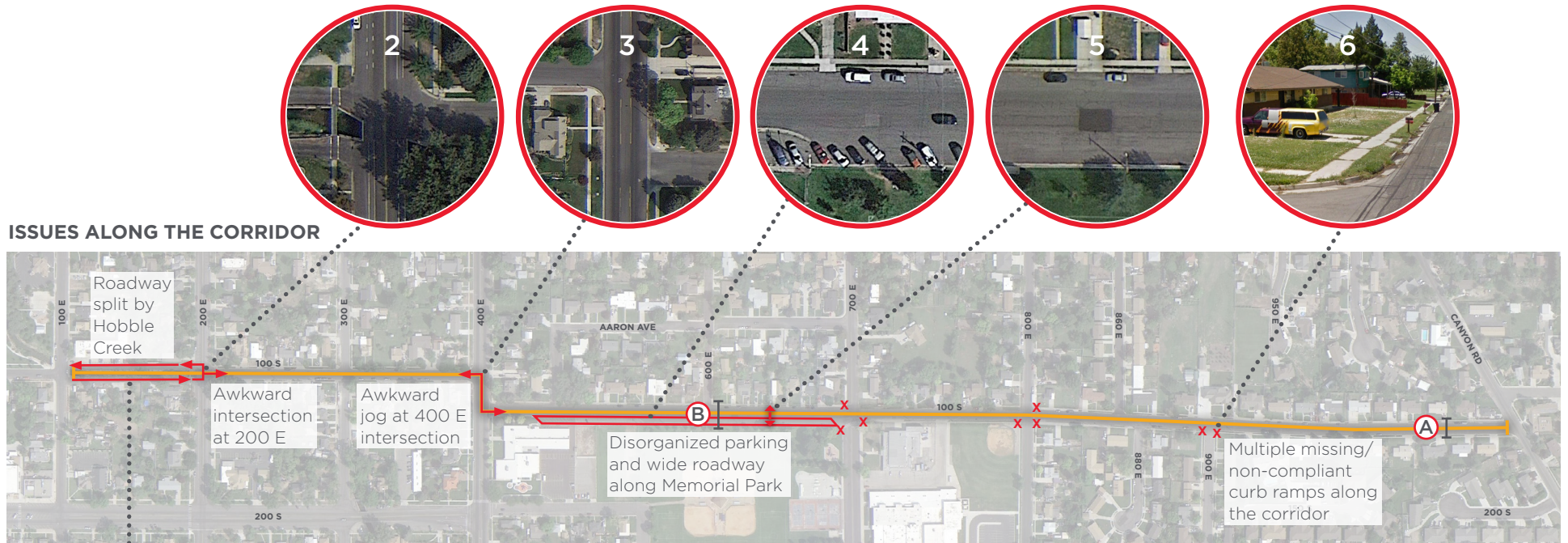
ORGANIZED & SAFE PARKING

Creating a well-organized parking layout along Memorial Park and the Grant Building will keep parking angles and quantities consistent. Back-in angle parking will also prevent cars from backing in to moving traffic or those biking or rolling in the road.

CONTINUITY ALONG THE CORRIDOR

By addressing needed crossings at intersections with awkward jogs and ensuring that ADA-compliant ramps are installed at every intersection, the 100 S bike boulevard corridor will be a consistent, safe corridor for all modes of transportation.





CHALLENGES AND SOLUTIONS

1. The split of 100 S along Hobble Creek creates an **awkward travel pattern between 100 and 200 E**. By converting the northern leg to a shared use path and the southern leg to a one-way road, clear traffic flow is resumed.
2. The **crossing at 200 E** is awkward due to the change in traffic patterns and roadway width. To create a safer crossing, marked crosswalks should be provided in addition to curb extensions to minimize the crossing distance.
3. The **intersection jog at 400 E** creates an indirect travel pattern, and currently contains **no dedicated crossings**. By striping crosswalks and adding clear signage, the corridor can remain continuous in feeling despite the jog.
4. Between 400 and 700 E, **parking is not well marked**, and lacks organization. Shifting parking to back-in angle parking will create an organized strategy that also benefits the safety of all roadway users.
5. The **excessive width** of 100 S between 400 to 700 E, especially when the parking spots are vacant, creates a **target for speeding traffic**. By adding buffered bike lanes and applying traffic-calming strategies, speeds can be slowed, and the corridor will be much safer.
6. In some instances along the corridor, **curb ramps are non-compliant, or even non-existent**. By addressing these ramps, the corridor will be accessible to all sidewalk users.

RESOLUTION #2022_____

A RESOLUTION DIRECTING SPRINGVILLE CITY STAFF TO CLOSE THE WESTBOUND LANE OF 100 SOUTH BETWEEN 200 EAST AND 100 EAST, ON THE NORTH SIDE OF HOBBLE CREEK, TO VEHICLE TRAFFIC, AND TO MODIFY IT TO FUNCTION AS A PEDESTRIANIZED PUBLIC SPACE FOR WALKING, BIKING, AND OTHER RECREATION USES.

WHEREAS, the roads with Springville City Plat A, were designated as public thoroughfares upon the establishment of the plat; and

WHEREAS, Springville City has owned and maintained those thoroughfares since its incorporation in 1852; and

WHEREAS, the designated section of 100 South carries few vehicle trips; and

WHEREAS, the designated section of 100 South does not provide primary access to any private property; and

WHEREAS, the designated section of 100 South is directly adjacent to Hobble Creek, a key public amenity; and

WHEREAS, Springville City Council has determined that a pedestrianized public space is the best use for the designated section of 100 South.

NOW, THEREFORE, BE IT RESOLVED by the City Council of Springville, Utah:

SECTION 1: That Springville City staff shall close the westbound lane of 100 South between 200 East and 100 East, on the North side of Hobble Creek to vehicle traffic.

SECTION 2: That the section of 100 South closed to vehicle traffic in Section 1 be modified to function as a pedestrianized public space for walking, biking, and other recreation uses.

SECTION 3: That the closure of the designated section of 100 South remain in effect in perpetuity, unless such closure is rescinded by resolution of the Springville City Council.

APPROVED AND ADOPTED by the City Council of Springville, Utah, this 16th day of August, 2022.

Matt Packard, Mayor

ATTEST:

Kim Crane, City Recorder



STAFF REPORT

DATE: August 31, 2022
TO: Honorable Mayor and City Council
FROM: Jack Urquhart, Management Analyst
SUBJECT: CONSIDERATION OF USING PAR DOLLARS TOWARDS AN ARTS MASTER PLAN

RECOMMENDED MOTIONS

Motion to approve amending the budget to pay up to \$25,000 of PAR dollars to develop an Arts Master Plan for Springville City.

EXECUTIVE SUMMARY

The PAR Board has advised the City Council to direct up to \$25,000 towards the development of an Arts Master Plan. The board, staff, and City leadership are interested in gaining a vision for the City's goals and role in promoting various forms of art in the community.

BACKGROUND

The enactment of a PAR Tax beginning in 2022 and establishment of a PAR Board has provoked questions about the City's overall vision and goals for promoting art. With the restructuring of City boards and commissions, the Springville Arts Commission was dissolved. The commission had engaged in annual grants to community art groups and projects. PAR Board members now wonder whether the grants will continue.

Meanwhile, the Springville Public Arts program established a Percent for Art funding mechanism and continues to take shape. Springville Parks and Recreation held two summer concerts this year. The Springville Public Library puts on art programs and hosts musicians. And of course, since the early 1900s, the Springville Museum of Art has provided the public with art opportunities and exposure unheard of in any other Utah community.

How do all these pieces fit together? What does our community want the City's role to be in regard to the arts? These questions compel the suggestion to work with

consultants to develop an Arts Master Plan. With a plan in place, City leadership and staff will be able to coordinate efforts and direct PAR dollars to accomplish Springville's vision for the arts.

ALTERNATIVES

The City Council could continue with the status quo and answer arts questions as they arise without a master plan. The Council could also decide on a different dollar amount to allocate toward an arts study or hold off until a later date. Finally, the Council could instead direct staff to complete a Master Plan in house.

FISCAL IMPACT

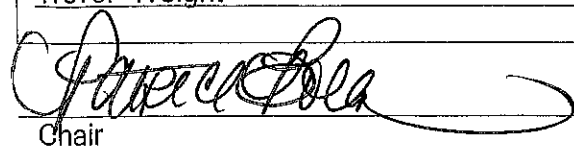
The City Council would direct up to \$25,000 of PAR Tax to go toward an Arts Master Plan. This wouldn't represent a new or unexpected expense, as the City already planned on expending PAR Tax dollars. Instead, it specifies where some of that money will and subtracts up to \$25,000 from other potential PAR projects.

Applicant: PAR Board	Request:	Date of Meeting:
	RECOMMEND \$15,000 - \$25,000 BE SPENT FOR A BID FOR AN ARTS MASTER PLAN	

Motion by: Polly Dunn	Second by: Ximena Bishop		
RECOMMENDATION	☒ APPROVE	☐ DISAPPROVE	OTHER:
CONDITIONS OF APPROVAL:			

Voting Record:

Member Name	APPROVE	DENY	ABSTAIN
Jeremy Barker	✓		
~~Kate Henderson~~ absent			
Kimberly Stinson	✓		
~~Lee Taylor~~ absent			
Patrice Bolen	✓		
Polly Dunn	✓		
Shane Lamb	✓		
Sydney Condie	✓		
Adam Provance	✓		
Cindy Sweat	✓		
Dean Duncan	✓		
Doug Holm	✓		
Jim Brooks	✓		
Kurt Boucher	✓		
Logan Millsap	✓		
Ximena Bishop	✓		
Trevor Weight	✓		



Chair

8/23/22

Date

RESOLUTION #2022-XX

A RESOLUTION AUTHORIZING THE USE OF UP TO \$25,000 OF PAR TAX REVENUES FOR DEVELOPMENT OF AN ARTS MASTER PLAN.

WHEREAS, the Parks, Arts and Recreation (PAR) Tax was enacted to fund PAR projects and programs in Springville; and

WHEREAS, to date, the City does not have a complete Arts Master Plan; and

WHEREAS, the PAR Board has recommended that the City use PAR dollars to hire a consultant to develop an Arts Master Plan; and

WHEREAS, a hired consultant could help survey the community, organize information, and develop an Arts Master Plan that would provide a vision for the City's involvement in the arts.

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Springville, Utah:

1. City staff is authorized to allocate up to \$25,000 of PAR funds toward the development of an Arts Master Plan and directed to amend the Springville City Fiscal Year 2023 Budget accordingly.

This resolution shall take effect immediately, as allowed by law.

PASSED AND APPROVED this 06th day of September, 2022.

Matt Packard, Mayor

ATTEST:

Kim Crane, City Recorder



STAFF REPORT

DATE: September 6, 2022

TO: Honorable Mayor and City Council

FROM: Shawn Black, Power Department Director

SUBJECT: 25 YEAR POWER PURCHASE AGREEMENT RED MESA AMENDED

Recommended Motion: Recommend approving a resolution authorizing the Amended and Restated Transaction Schedule for the Navajo Tribal Utility Authority Generation-Utah, LLC project providing entitlement of 3,000 KW of capacity in the Red Mesa Tapaha Solar project. The term of this transaction schedule is for 25 years, at the Flat price of \$37.00 per MWh. This resolution will supersede the resolution approved on August 20, 2019 by the City Council.

Executive Summary: Power Department staff believe that the amended, restated agreement with the Red Mesa Solar project will help the City financially because the project has low cost per MWh, is supplied through a PPA (which insulates from investment risk), has an advantageous load profile during the summer months, and also provides possible benefits by satisfying increasing Federal and State Renewable Portfolio Standard Requirements (RPS requirements) in the future.

Focus of Action: Entrance into the Red Mesa Power Project, which will secure solar capacity of 3,000 KW for the City, at a price of \$37.00 per MWh for 25 years.

Background: The Red Mesa Tapaha Solar Resource will be a 66 MW solar photovoltaic generation facility, located on the Navajo Nation reservation, in southeastern Utah (see attachment). The facility is scheduled to become operational in March of 2023.

The Red Mesa project construction is already started. The solar arrays all have tracking ability which means they are moving from east to west during the day following the sun, providing a fuller load curve. This is especially true of the summer hour capability.

UAMPS, is entering into a Power Purchase Agreement with the Navajo Tribal Utility Authority Generation-Utah, LLC, a subsidiary of the Navajo Tribal Utility Authority ("NTUA") in behalf of the 15 Members electing to participate in project. UAMPS is utilizing the Master Firm Supply Agreement (see attachment), with a specific transaction schedule for the Red Mesa Tapaha Solar Resource as the agreement with the Cities to purchase power.



Discussion: UAMPS members had already approved a contract in August of 2019 with NTUA. The agreed upon term was for 25 years of production for a price starting at \$23.15/MWh with a 2% escalation per year in price. This equates to an average of \$29.19/MWh over the life of the contract.

Staff believes that even with the price adjustment from the past contract to \$37.00/MWh Red Mesa Solar still presents value to Springville City's energy portfolio. The adjustment is close to 27%. We do believe that an important component was not accounted for in the last deal. The pricing was way below market for even 2019. We were ecstatic to enter the deal. Most similar projects were in the low \$30 range at that time.



Changes in the economy and escalation of materials and construction created a situation where NTUA could no longer get financing for the 2019 price point. They also identified a Force Majeure claim, pushing out the commercial operation date. UAMPS members at that point had the opportunity to litigate because of the need by NTUA to change the price paid for power. UAMPS could then identify a breach of contract and go after the development security of \$5,000,000. After considering the current environment, UAMPS members decided against terminating the project or litigating against NTUA's claim of Force Majeure. Everyone felt it would be very difficult with the current backdrop of the Covid-19 pandemic and supply chain issues. The thought was discussed that the reality of getting the full \$5,000,000 in court is very uncertain. We all want the energy.

The Amended and Restated Agreement has a 30% increase in the development security and delay damage to \$6,500,000. The new Contract Price in the Amended and Restated PPA includes language that states, "In no event shall the Contract Price be increased for any reason, including Excused Delay or Force Majeure."

We are having a hard time finding any competing projects that can be entered into at comparable pricing. The solar industry is experiencing massive price increases, tariffs, and equipment delivery constraints. The area authority is also slowing down new utility scale installations with transmission system studies (analysis of impact on the broad transmission system) which can take a couple of years. The forward price curves for the next couple of years are \$97.17/MWh for on peak and \$72.22/MWh off peak.

The Red Mesa Solar project has 4 main strengths that compels staff to recommend entering into the project. These strengths are first, the price is low and will relieve some reliance on natural gas; second, it is in the form of a PPA; third, it has a decent load profile during the summer; and fourth, it will help the City with possible future renewable portfolio standard requirements.

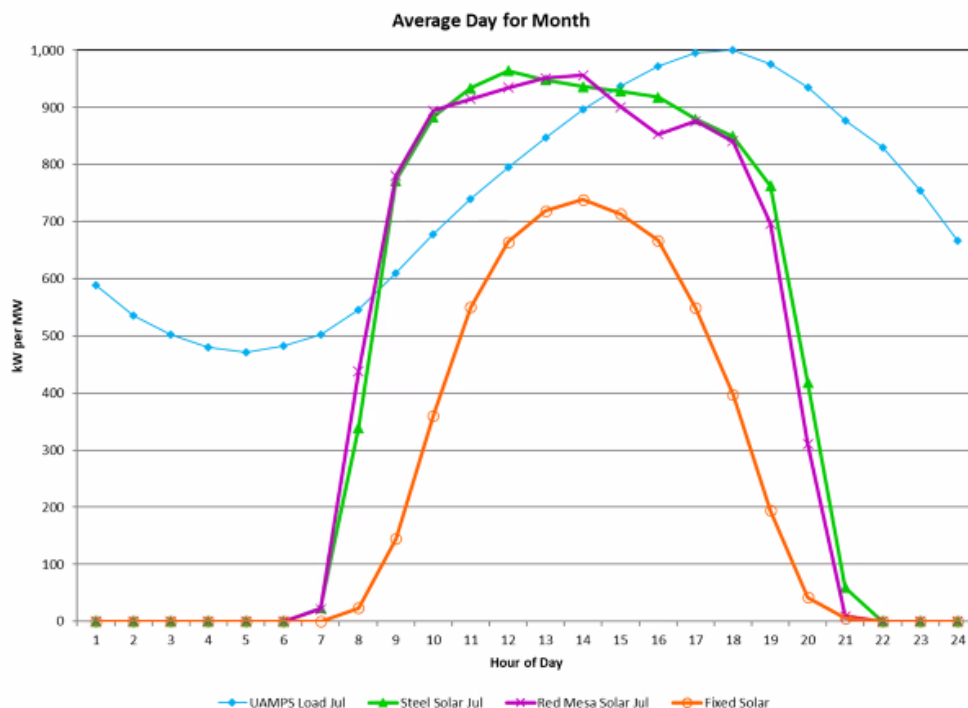
Springville will get this power from the Red Mesa project for \$37.00 per MWh for the next 25 years. We have been seeing an escalation in market pricing for the last 1½ fiscal years. The following is an average of what the City has been paying for market power per Fiscal Year:



	Price Per MW of Market
FY 2022	\$63.62
FY 2021	\$53.27
FY 2020	\$34.06
FY 2019	\$36.12
FY 2018	\$33.31

Staff believes that importing this power at \$37.00/MWh during some of the high load hour times will help us lower our wholesale portfolio price. It will also alleviate some dependence on natural gas usage and market price volatility associated with fossil fuels. With a power purchase agreement, the City only pays for power it receives. We do not have to maintain and manage a project or risk escalations in construction or manage personnel during the duration of the project.

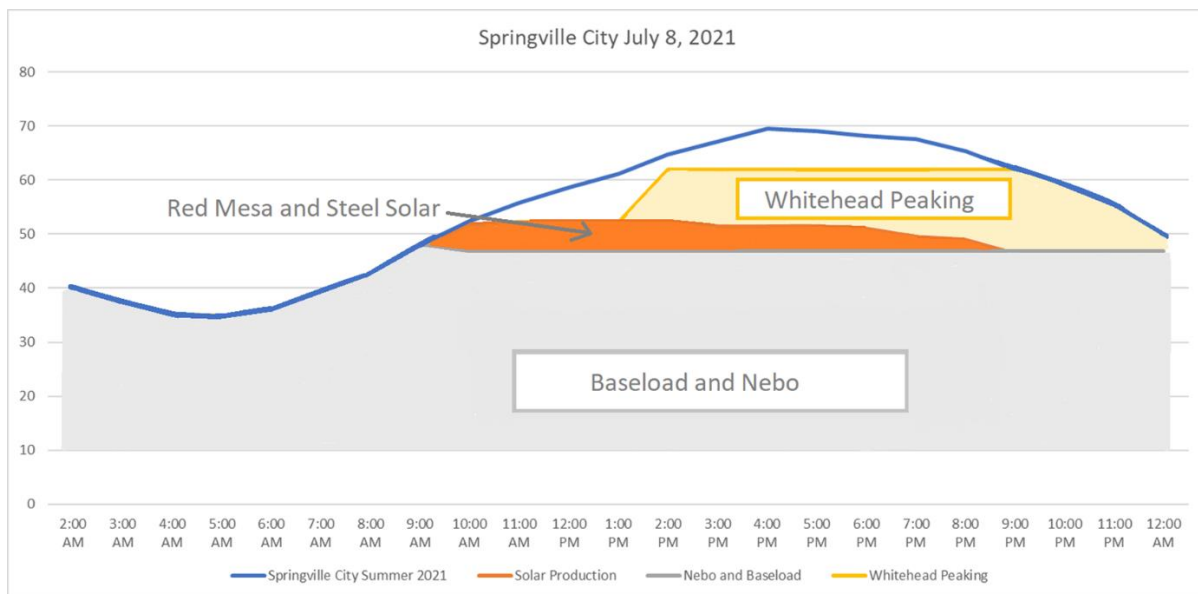
Included is a graph showing the production load curves during July:





The green and purple lines above represent the generating capability at different hours during the day. The tracking helps production significantly during the hours 18, 19, and 20. These hours are very expensive during the summer. This tracking ability made staff rethink committing to this type of project. We had previous bias toward the curve of production represented by the orange line which only provides 4 hours of good generation during the mid-day. The blue line represents UAMPS full system load, but is similar to Springville's and most other cities.

This is what it will look like for Springville's load during normal July days:



Staff believes this load curve production may help us to buy a little less peaking generation capacity, but we will have more understanding as Springville's system pulls this style of generation into the portfolio.

The department previously entered into a contract for 2299 KW of solar provided capacity in the Steel Solar project. Adding the Red Mesa Solar project would give the City 5.229 MW of solar capacity. This is a small amount of commitment to this form of renewable energy considering all of the current electricity markets uncertainty. We again may be too conservative?

Staff does still believe in not committing too aggressively to solar because of the large commitments made by other cities within Utah and also because of the aggressive RPS goals in California. We believe that the "Duck Curve" will still develop in the prime hours of solar generation in future years (lower prices during prime solar generation). California will likely lead the way with a current RPS requirement of 60% of its electricity supplied by renewables by 2030 and 100% by 2045.



The Federal Government is proposing very ambitious mandates. The White House has signed orders already. This is the link:

<https://www.whitehouse.gov/briefing-room/statements-releases/2021/12/08/fact-sheet-president-biden-signs-executive-order-catalyzing-americas-clean-energy-economy-through-federal-sustainability/>.

The president has been pushing to have 100% of electricity consumed in the country produced by renewable resources by 2035.

Another factor to consider is that generation resources are getting scarce and the industry is getting into a situation where utilities are grabbing at everything they can. We believe that this resource will help us and is sized small enough to reduce risk.

Alternatives: Purchase energy from the market as the time arrives or find another project.

Fiscal Impact: Springville is currently able to access an entitlement of 4.5455% of the Red Mesa project. This equates to 3000 KW of capacity. This will give us an estimated 5,761,330 kWh per year for an annual cost of \$213,169.21. We are burning through right under 300,000,000 kWh per year currently. So, this would account for 1.92% of Springville's needs at a price that is half of what we are seeing in the market.

This should help the Power Department maintain the Power and Fuel budget by reducing some of the dependency we have on natural gas and providing power during some of the traditionally expensive summer afternoon hours.

Shawn Black



Red Mesa August 2022



Red Mesa August 2022



Letter of Recommendation to City Council
Springville Board Name:
POWER ADVISORY BOARD

Applicant:	Request:	Date of Meeting:
Springville City Power	Recommend approving a resolution authorizing the Amended and Restated Transaction Schedule for the Navajo Tribal Utility Authority Generation-Utah, LLC project providing entitlement of 3,000 KW of capacity in the Red Mesa Tapaha Solar project. The term of this transaction schedule is for 25 years, at the price of \$37.00 per MWh. This resolution will supersede the resolution approved on August 20, 2019 by the City Council.	

Motion by: <i>Travis Ball</i>	Second by: <i>Kellen Hyer</i>		
RECOMMENDATION	☒ APPROVE	☐ DISAPPROVE	OTHER:
CONDITIONS OF APPROVAL:			

Voting Record:

Member Name	APPROVE	DENY	ABSTAIN
Clair Anderson			
Travis Ball <i>Travis Ball</i>	✓		
Bryan Boshell <i>Bryan Boshell</i>	✓		
Carl Burrows			
Ken Condle <i>Ken Condle</i>	✓		
Calvin Crandall			
Nile Hatch			
Rollin Hotchkiss			
Kellen Hyer <i>Kellen Hyer</i>	✓		
Mark Lamoreaux <i>Mark Lamoreaux</i>	✓		

Mark Lamoreaux
Chair

August 10, 2022
Date

RESOLUTION #2022-XX

A RESOLUTION AUTHORIZING THE RED MESA TAPAHA SOLAR PROJECT AMENDED AND RESTATED TRANSACTION SCHEDULE UNDER THE POWER SUPPLY AGREEMENT WITH UTAH ASSOCIATED MUNICIPAL POWER SYSTEMS; AND RELATED MATTERS.

WHEREAS, Springville City, Utah (the "*Member*") owns and operates a utility system for the provision of electric energy to its residents and others (the "*System*") and is a member of Utah Associated Municipal Power Systems ("*UAMPS*") pursuant to the provisions of the Utah Associated Municipal Power Systems Amended and Restated Agreement for Joint and Cooperative Action dated as of March 20, 2009, as amended (the "*Joint Action Agreement*");

WHEREAS, the Member desires to purchase all or a portion of its requirements for electric power and energy from or through UAMPS and has entered into a Power Pooling Agreement with UAMPS to provide for the efficient and economic utilization of its power supply resources;

WHEREAS, the Member has previously entered into the Master Firm Power Supply Agreement with UAMPS in order to allow for UAMPS entering into various firm transactions for the purchase and sale of firm supplies of electric power and energy;

WHEREAS, UAMPS has investigated the Red Mesa Tapaha Solar Project, a sixty-six (66) megawatt (MW) solar photovoltaic generation facility to be located on the Navajo Nation, on behalf of its members and is now prepared to enter into a twenty-five (25) year power purchase agreement with Navajo Generation LLC to secure the delivery of all the energy from the Project and associated environmental attributes; and

WHEREAS, the Member now desires to authorize and approve the Red Mesa Tapaha Amended and Restated Transaction Schedule ("Amended and Restated Transaction Schedule") attached hereto as Exhibit A for the Project subject to the parameters set forth in this Resolution;

NOW, THEREFORE, BE IT RESOLVED by the City Council of Springville City as follows:

Section 1. Authorization of Red Mesa Tapaha Amended and Restated Transaction Schedule. The Amended and Restated Transaction Schedule, in substantially the form presented at the meeting at which this resolution is adopted, is hereby authorized and approved, and the Member Representative is hereby authorized, empowered and directed to execute and deliver the Amended and Restated Transaction Schedule on behalf of the Member. Promptly upon its execution, the Amended and Restated Transaction Schedule shall be filed in the official records of the Member.

Section 2. Other Actions with Respect to the Joint Action Agreement. The Mayor, City Recorder, the Member Representative and other officers and employees of the Member shall take all

actions necessary or reasonably required to carry out, give effect to, and consummate the transactions contemplated hereby and shall take all actions necessary to carry out the execution and delivery of the Amended and Restated Transaction Schedule and the performance thereof.

Section 3. *Miscellaneous; Effective Date.* (a) All previous acts and resolutions in conflict with this resolution or any part hereof are hereby repealed to the extent of such conflict.

In case any provision in this resolution shall be invalid, illegal or unenforceable, the validity, legality and enforceability of the remaining provisions shall not in any way be affected or impaired thereby.

This resolution shall take effect immediately upon its adoption and approval.

ADOPTED AND APPROVED this 06th day of September, 2022.

SPRINGVILLE CITY

Matt Packard, Mayor

ATTEST AND COUNTERSIGN:

Kim Crane, City Recorder

EXHIBIT A

RED MESA TAPAHA SOLAR AMENDED AND RESTATED TRANSACTION SCHEDULE

**RED MESA TAPAHA SOLAR
FIRM POWER SUPPLY AGREEMENT
AMENDED AND RESTATED TRANSACTION SCHEDULE**

This Amended and Restated Transaction Schedule to the Master Firm Power Supply Agreement to which all Parties to this Amended and Restated Transaction Schedule are signatories provide for the following transactions. The Parties to this Amended and Restated Transaction Schedule agree to the following provisions and agree to pay all costs of this transaction through the Firm Power Supply Project.

PURCHASER: Springville City

ENTITLEMENT SHARE: 4.5455%

SUPPLIER: NTUA Generation – Utah, LLC (the “Red Mesa Tapaha Solar Project”)

EFFECTIVE DATE: The Amended and Restated Power Purchase Agreement by and between UAMPS and NGI Generation-Utah, LLC for the Red Mesa Tapaha Solar Resource (the “Amended and Restated PPA”) was executed on July 27, 2022. The Amended and Restated PPA becomes effective upon UAMPS obtaining member governing body approvals which UAMPS anticipates satisfying within 90 days. The Scheduled Commercial Operation Date (“COD”) is March 15, 2023. The COD may not occur earlier than April 1, 2022 but not later than September 15, 2023.

TERM: A 25-year delivery term commencing on COD. The Amended and Restated PPA will become effective upon UAMPS satisfying the condition precedent identified above.

AMOUNT: 3,000 kW and associated Environmental Attributes

PRICE: \$37.00/MWh

**OTHER
PROVISIONS:**

Energy: UAMPS will schedule all energy pursuant to the terms and conditions of the Amended and Restated PPA and will delivery to the Purchaser its Entitlement Share of the Red Mesa Tapaha Solar Resource. The Red Mesa Tapaha Solar Resource is to be constructed as a 66 MW from solar photovoltaic generation facility located on the Navajo Reservation.

Transmission: UAMPS will charge and the Purchaser will pay transmission charges as adopted by the UAMPS Board of Directors from time to time.

Administration: UAMPS will charge and Purchasers will pay the scheduling fee and reserve fee as adopted by the UAMPS Board of Directors from time to time.

Buyout Options: Under the Amended and Restated PPA, UAMPS has the ability to buy the Red Mesa Tapaha Solar Resource from NGI at specified buyout dates pursuant to a fair market value appraisal. If UAMPS is directed to pursue one of its buyout options, then UAMPS will in parallel develop new contracts or amend the Firm Power Supply Agreement with the Purchasers to provide UAMPS with the ability to finance the buyout of the Red Mesa Tapaha Solar Resource.

Other: Any costs incurred by UAMPS due solely to this Amended and Restated Transaction Schedule, including but not limited to Amended and Restated PPA costs, transmission costs, scheduling costs, administrative costs and legal costs will be the responsibility of Purchasers invoiced through the UAMPS Power Bills.

This Amended and Restated Transaction Schedule may be signed in counterpart.

Dated this _____ day of _____, 2022.

SPRINGVILLE CITY

By:_____

Title:_____

UTAH ASSOCIATED MUNICIPAL POWER
SYSTEMS

By:_____

Title:_____