



REGULAR AGENDA
SPRINGVILLE CITY COUNCIL MEETING
APRIL 21, 2020 AT 7:00 P.M.
ELECTRONIC MEETING

Notice is hereby given that the Springville City Council will hold their regularly scheduled City Council meeting beginning at 7:00 p.m. on Tuesday, April 21, 2020, virtually through a link with Zoom Video Communications. Please check the Springville City Website at www.springville.org for a link to participate and/or view the meeting. As per Governor Herbert executive order 2020-5, there will be no anchor location and a quorum will be present electronically.

CALL TO ORDER

**APPROVAL OF THE MEETING'S AGENDA
MAYOR'S COMMENTS**

CONSENT AGENDA

The Consent Agenda consists of items 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 minutes for the regular meetings held on March 03, 17, 2020 and April 01, 2020
2. Approval of the Mayors re-appointment of Jeremy Barker and the appointment of Polly Dunn to the Parks and Recreation Board
3. Approval of a proclamation declaring April 24, 2020, Arbor Day

REGULAR AGENDA

4. Consideration of a Resolution pursuant to City Code and Section 10-9a-509 of the Utah Code that formally initiates proceedings to amend Springville's land use regulations in a manner that would prohibit office warehouse and other similar type uses in the highway commercial zone

DISCUSSION/CITY BUSINESS

5. Mayor, Council and Administrative Reports

ADJOURNMENT

CERTIFICATE OF POSTING - THIS AGENDA IS SUBJECT TO CHANGE WITH A MINIMUM OF 24-HOURS NOTICE- POSTED 04/17/2020

In compliance with the Americans with Disabilities Act, the City will make reasonable accommodations to ensure accessibility to this meeting. If you need special assistance to participate in this meeting, please contact the City Recorder at (801) 489-2700 at least three business days prior to the meeting.

Meetings of the Springville City Council may be conducted by electronic means pursuant to Utah Code Annotated Section 52-4-207. In such circumstances, contact will be established and maintained by telephone or other electronic means and the meeting will be conducted pursuant to Springville City Municipal Code 2-4-102(4) regarding electronic meetings. s/s - Kim Crane, CMC, City Recorder



MINUTES OF THE REGULAR MEETING OF THE SPRINGVILLE CITY COUNCIL HELD ON TUESDAY,
2 MARCH 03, 2020 AT 7:00 P.M. AT THE CIVIC CENTER, 110 SOUTH MAIN STREET, SPRINGVILLE,
4 UTAH.

6 **Presiding and Conducting:** Mayor Richard J. Child

8 **Elected Officials in Attendance:** Liz Crandall
Craig Jensen
10 Patrick Monney
Matt Packard
12 Mike Snelson

14 **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,
16 Public Safety Director Craig Martinez, Building and Grounds Director Bradley Neel, Recreation Director
Corey Merideth, Community Development Director Josh Yost, Public Works Director Brad Stapley, Water
18 Superintendent Shawn Barker, Operations Manager Rod Oldroyd, Library Director Dan Mickelson, and
Museum of Art Director Rita Wright.

20 **Excused:**

22 **CALL TO ORDER**

Mayor Child welcomed everyone and called the meeting to order at 7:00 p.m.

24 **INVOCATION AND PLEDGE**

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

28 **APPROVAL OF THE MEETING'S AGENDA**

30 COUNCILMEMBER SNELSON MOVED TO APPROVE THE MEETING'S AGENDA AS
32 WRITTEN. COUNCILMEMBER PACKARD SECONDED THE MOTION, AND ALL PRESENT VOTED
AYE.

34 **MAYOR'S COMMENTS**

36 Mayor Child welcomed the Council, staff, and audience. He asked for any scouts or students on
assignment to please stand and be recognized.

38 **PUBLIC COMMENT**

40 Mayor Child introduced the Public Comment section of the agenda. He asked if there were any
requests.

42 Michelle Stevenson, resident; thanked the council for their service. She stated she was against a
high-rise development on the Allen's block and expressed other communities struggle with this type of
44 development. She was also concerned about traffic.

46 Janet Eichelberger, resident; she expressed she would like the city to enforce property codes.
47 She was concerned about 891 East 400 North; the area had a fire last summer. She lives next door and
48 was out of town during the fire. She came home to a smoke-filled home and had to vacate for three days.
49 They lost mature trees and landscaping, had to replace the roof, vinyl windows, and has problems with
50 mice. She stated the City has ignored notices from neighbors about the property and it is still not cleaned
51 up. She would like to know what needs to be done to get it cleaned up and how the property codes can
52 be enforced. Property owners need to keep up their properties and need to keep the city looking better.
53 If it's not enforced there will be more fires and more effected. She expressed, "our homes are our
54 investments, some don't view that and the value". She was speaking for her and her neighbors.

55 Chief Martinez explained code enforcement has been moved to the police department and they
56 are working on filling the position. They are aware of concerns and will meet with them individually.

57 Fitzgerald explained enforcement can move slowly with the code requirements policy. Some
58 things can be done.

59 **CONSENT AGENDA**

- 60 1. Approval of minutes for the Work-Study meeting and Regular meeting on February 04, 2020, and
61 the Work-Study Budget Meeting on February 05, 2020
- 62 2. Approval of the Mayor's re-appointments of Travis Ball and Mark Lamoreaux to the Power
63 Advisory Board

64
65 COUNCILMEMBER JENSEN MOVED TO APPROVE THE CONSENT AGENDA AS WRITTEN.
66 COUNCILMEMBER SNELSON SECONDED THE MOTION, AND ALL PRESENT VOTED AYE.

67 **PUBLIC HEARING**

- 68 3. **Public Hearing for consideration of an Ordinance and adoption of the Springville Transportation
69 Master Plan to include the IFFP-Impact Fee Facilities Plan and IFA-Impact Fee Analysis for
70 Transportation and Roadway Facilities - Jeff Anderson, City Engineer**

71 There was no presentation at this time.

72
73 COUNCILMEMBER SNELSON MOVED TO CONTINUE THE PUBLIC HEARING UNTIL MARCH
74 17, 2020. COUNCILMEMBER PACKARD SECONDED THE MOTION. AND ALL PRESENT VOTED
75 AYE.

76 **REGULAR AGENDA**

- 77 4. **Consideration of a 12-month extension to install subdivision improvements for Leorah Springs
78 subdivision located in the area of 900 South 750 West, Springville, Utah (previously known as
79 Ashton Springs Phase I) - Josh Yost, Community Development Director**

80 The Leorah Springs Subdivision was granted final approval under the name of "Ashton Springs,
81 Plat A" on March 5, 2019. Section 14-5-101 of Springville City Code requires all improvements to be
82 completed within one year from the date of final approval, or the developer will need to post an
83 improvement completion assurance and record a subdivision plat before constructing any subdivision
84 improvements, one-year from the date of recording the subdivision plat.

85 Penrod explained to the Council, they may extend the time for improvements. The developer has
86 been able to complete some improvements and there is a bond. The City is working with them and the
87 school district because it is next to the new middle school construction.

88

89

94 COUNCILMEMBER JENSEN MOVED TO *APPROVE* A 12-MONTH EXTENSION FOR
COMPLETING THE REQUIRED IMPROVEMENTS IN THE LEORAH SPRINGS SUBDIVISION.
96 COUNCILMEMBER MONNEY SECONDED THE MOTION. AND ALL PRESENT VOTED AYE.

98 **5. Consideration of a Resolution and Interlocal Agreement combining the Mapleton Justice Court
and Springville Justice Court - Troy Fitzgerald, City Administrator**

100 Fitzgerald reported in discussions with Mapleton City they have been concerned about the current
location of their justice court and it being next to the library and public areas. The proposed agreement
102 would allow them to save funds and have a more secure area.

104 Springville City and Mapleton City have an existing interlocal agreement to share a Justice Court
Judge. Judge Fenstermaker is a Springville City employee and Mapleton pays a portion of her salary
each year and in exchange, Mapleton receives up to eight hours of her time to hold court in Mapleton.

106 Several months ago, at the prompting of the Judge, Springville City, and Mapleton began to
explore the possibility of combining the Court to the Springville location for efficiencies and cost savings
108 for both entities. Springville handles approximately 280 cases per month on average and Mapleton
handles about 43 per month. With the changes in state law regarding misdemeanors, prosecution has
110 some capacity for additional cases without adding staff. Likewise, the Court currently has staffing above
the minimum required by the state. By combining the Courts, both cities should save money.

112 Springville has a long-standing relationship with Mapleton and currently provides public safety
dispatch for them. One challenge would be the current court clerk in Springville plans to retire at the end
114 of the year. The Court Clerk in Mapleton could come over on a probationary period, some overlap and
savings may be affected for the short term. If both City's approve, the State Office of the Courts will be
116 notified, and notices will be provided to Mapleton residents. The change may not be fully completed by
the start date of July 1, 2020; there is the flexibility to use the Mapleton Court until it is completed.

118 Fitzgerald explained bailiff coverage from an outside company and public defender fees have
been considered in the savings.

120 Councilmember Packard asked if there would be any liability. Penrod explained the City would be
covered by insurance.

122
124 COUNCILMEMBER PACKARD MOVED TO *APPROVE RESOLUTION #2020-09*
AUTHORIZING AN INTERLOCAL AGREEMENT WITH MAPLETON CITY TO CONSOLIDATE
JUSTICE COURTS.

126 COUNCILMEMBER SNELSON SECONDED THE MOTION. THE VOTE IS RECORDED AS
FOLLOWS:

128 COUNCILMEMBER CRANDALL	AYE
COUNCILMEMBER JENSEN	AYE
130 COUNCILMEMBER MONNEY	AYE
COUNCILMEMBER PACKARD	AYE
132 COUNCILMEMBER SNELSON	AYE

RESOLUTION #2020-09 APPROVED

134
136 **6. Discussion regarding the Springville Culinary Water and Pressurized Irrigation Master Plans to
include the IFFP-Impact Fee Facilities Plans and IFA-Impact Fee Analyses - Shawn Barker, Public
Works Water Superintendent**

138 Fitzgerald covered information on preparing a master plan with an Impact Fee Facilities Plan
(IFFP) and Impact Fee Analysis (IFA). The challenge with impact fees, as you get closer to build out, a
140 lot of times there is a need for something expensive, like a water tank. The City is getting close to build
out using culinary water for outside watering on the east side of Springville and could include a large fee

142 possibly tripling for development on the east side. Staff is asking the council to consider not adopting the
143 maximum fee, it would be up for questions and discussions with the council.

144 Councilmember Jensen expressed he would much rather review the plan when they have it in
145 hand and ask questions.

146 Councilmember Packard requested a copy of the water master plan.

147 Director Stapley commented the timeline would need to meet a schedule for taking it to the
148 Planning Commission.

149 Fitzgerald explained there would be a series of master plans up for review. The Council will have
150 control over the wording and to keep in mind the effective dates of the fees. He provided impact fee
151 information from other cities in the area.

152 Steven Jones with Hansen, Allen, and Luce; provided information regarding the culinary water
153 master plan with growth projections. He explained Equivalent Residential Units (ERU) as an average
154 amount a single-family home uses, whereas a store or factory would be divided by six ERU's. While
155 irrigated acres were considered a separate use within the home.

156 Steven explained how water rights are unable to be used as spring rights in the well. There would
157 be a need to increase well production and have enough groundwater rights. The portfolio looks good,
158 with redundancies built-in.

159 Projections are storage would be used up and would be needed for new growth. Public Works
160 will be looking to build a new water tank to cover almost twenty years of growth and new locations for a
161 tank will need to be considered in 10-15 years.

162 Fitzgerald commented to the council, existing deficiencies could not be included in impact fees.

163 Steven stated infrastructure replacement was included in the twenty-year plan. Stapley
164 commented they track leaks and are careful not to pull pipe solely by age if they are functioning properly.

165 Steven reviewed recommendations within a ten-year window and commented the city report card
166 was very good.

167 Steven also reviewed impact fees. Indoor and outdoor water has been separated whereas before
168 they were together and secondary fees were added for comparison. He explained drinking water
169 (culinary) is more expensive to water outside.

170 Fitzgerald reported in terms of new development there are approximately 20 acres over the next
171 10 years or 133 homes on the east side, which would carry a disproportionate burden. Staff recommends
172 not charging the full proposed fee and will provide a recommendation on new fees to the council for
173 debate. The presentation shows the maximum allowable by law. Staff will come back with a proposal and
174 the council can decide the outcome.

175 Fitzgerald explained grant dollars were used towards a pressurized irrigation major transmission
176 line and the installation of the Bartholomew secondary water pond allowing for lower cost to the residents
177 using pressurized irrigation.

178 Fitzgerald commented water rights are collected as new development is coming in, the city is
179 approaching a time where it cannot justify collecting the water. He anticipates in two to four years
180 significant discussions on continuing to take water shares, as the community will have its capacity. There
181 may be the possibility of a buy-in component.

182 Steven explained the City must purchase 4,945-acre-feet of water for a future ULS (Utah Lake
183 Drainage Basin Water Deliver System) pipeline after turning in some water shares to pay for the
184 pressurized irrigation system. The annual capital cost of the pipeline would be approximately \$1.7 million
185 a year for fifty years, the city has their portion of the pipeline built, and it is anticipated other cities within
186 SUVWMA (Southern Utah Valley Municipal Water Association) will have there's completed within in six
187 to ten years, activating the payment. Fitzgerald reported the agreement is through SUVWMA and was
188 done so there would be more flexibility with what to do with the water, it will need to be managed and
contracts will need to be in place.

190 Steven reported on water storage, explaining the city's sources are fairly constant into
192 Bartholomew pond aside from the peak instantaneous demand and is a dual-purpose pond. Currently,
the city has a good surplus, future storage will need to be considered.

194 Steven provided recommended projects; charge isolated or dry pipes for secondary water with
culinary water and use impact fees to upsize the master plan pipelines. Water Superintendent Barker
196 commented he did not recommend charging the dry pipes because of the possibility of cross-connection
with culinary and secondary water. Steven agreed it was a valid point.

198 Councilmember Monney asked if the ULS water could be resold. Fitzgerald replied it was possible,
council and staff would need to choose a time to maximize the return.

200 Fitzgerald suggested the maximum impact fee, as dollars have been expended and should get it
back from new development. He explained it had been over 15 plus years since the last impact fees were
202 adopted.

MAYOR, COUNCIL REPORTS

204 Mayor Child asked if there were any comments. There were none

7. CLOSED SESSION

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

212 There was none.

ADJOURNMENT

214 COUNCILMEMBER JENSEN MOVED TO ADJOURN THE CITY COUNCIL MEETING AT 8:32
P.M. COUNCILMEMBER CRANDALL SECONDED THE MOTION, AND ALL PRESENT VOTED AYE.

218
220 *This document constitutes the official minutes for the Springville City Council Regular Meeting held on Tuesday, March 03, 2020*
222 *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 and accurate, and complete record of this meeting held on Tuesday,
224 *March 03, 2020.*

226 DATE APPROVED: _____
228 _____
230 Kim Crane, CMC
City Recorder

MINUTES OF THE REGULAR MEETING OF THE SPRINGVILLE CITY COUNCIL HELD ON TUESDAY,
2 MARCH 17, 2020 AT 7:00 P.M. AT THE CIVIC CENTER, 110 SOUTH MAIN STREET, SPRINGVILLE,
4 UTAH.

6 **Presiding and Conducting:** Mayor Richard J. Child

8 **Elected Officials in Attendance:** Liz Crandall
Craig Jensen
10 Patrick Monney
Matt Packard
12 Mike Snelson

14 **City Staff in Attendance:** City Administrator Troy Fitzgerald, Assistant City Administrator/City Attorney
John Penrod, and City Recorder Kim Crane.

16 **CALL TO ORDER**

Mayor Child welcomed everyone and called the meeting to order at 7:00 p.m.

18 **APPROVAL OF THE MEETING'S AGENDA**

20 COUNCILMEMBER SNELSON MOVED TO APPROVE THE MEETING'S AGENDA AS
22 WRITTEN. COUNCILMEMBER PACKARD SECONDED THE MOTION, AND ALL PRESENT VOTED
AYE.

24 **MAYOR'S COMMENTS**

26 Mayor Child welcomed the Council, staff, and audience. He asked for any scouts or students on
assignment to please stand and be recognized.

28 **CONSENT AGENDA**

- 30 1. Approval of minutes for March 11 and 18, 2020 Work Study meetings
32 2. Approval of the Mayor's Appointments of John Hennen, Craig Israelson, Dallin Nita, Leanna Hunt,
Jen Dyal, Doug Holm, Sydney Condie, Marcia Harris, Anna Kirby, Debbie Balzotti, Jacqui Larsen,
and Dean Duncan to the RAP Tax Ad Hoc Committee members
34 3. Approval of the Mayors Appointments of Mariah Hurst and Craig Child to the Landmarks
Preservation Committee
36 4. Approval of the Mayors Appointments of L. Kay Heaps and Rod Parker to the Planning
Commission
38 5. Approval of ACC Ventures, LLC, seeking approval to vacate the Art City Center Condo Plat
located at 79 W 900 N in the CC-Community Commercial Zone - Josh Yost, Community
40 6. Approval of a Resolution and budget amendment regarding Enterprise Funds - Bruce Riddle,
Assistant City Administrator/Finance Director
42 7. Approval of a Resolution and Settlement Agreement between Springville City, East Bay RV, LLC,
and Preserve Springville, LLC
44

46 COUNCILMEMBER PACKARD MOVED TO APPROVE THE CONSENT AGENDA AS
48 WRITTEN.

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

50 COUNCILMEMBER CRANDALL AYE
COUNCILMEMBER JENSEN AYE
52 COUNCILMEMBER MONNEY AYE
COUNCILMEMBER PACKARD AYE
54 COUNCILMEMBER SNELSON AYE

RESOLUTION #2020-10 AND RESOLUTION #2020-11 APPROVED

56
PUBLIC HEARING (continued to April 07, 2020)

58 8. Public Hearing for consideration of an Ordinance and adoption of the Springville Transportation
Master Plan to include the IFFP-Impact Fee Facilities Plan and IFA-Impact Fee Analysis for
60 Transportation and Roadway Facilities - Jeff Anderson, City Engineer

62 COUNCILMEMBER SNELSON MOVED TO CONTINUE THE PUBLIC HEARING FOR
CONSIDERATION OF AN ORDINANCE AND ADOPTION OF THE SPRINGVILLE TRANSPORTATION
64 MASTER PLAN FOR AN UNDETERMINED DATE.

COUNCILMEMBER JENSEN SECONDED THE MOTION, AND ALL PRESENT VOTED AYE.

66
MAYOR, COUNCIL REPORTS

68 Mayor Child asked if there were any comments.

Fitzgerald reported in light of the recent COVID19 outbreak he addressed Resolution #2011-23,
70 which adopted a standard for deviation from fees established in the consolidated fee schedule, allowing
the ability of staff to be customer friendly and reactive. It allowed for a very limited opportunity for retail
72 outlets to do sales. Language was listed as "shall" in areas that could be considered a heavy-handed
sentence, over the years staff has used the authority. Many calls are coming in asking about pass holders
74 at the CRC and where their membership stands because the CRC is currently closed and could go until
the first of July, costing the city in upwards of \$300,000 affecting FY2020, and may show in FY2021. The
76 question for tonight because things are happening quickly does the Council feel comfortable moving
forward or would they like any changes. Each event is likely under \$1000 discretionary, but a cumulative
78 could be bigger.

Councilmember Snelson stated to proceed as we have been and would like to be kept in the loop
80 as decisions are made and reevaluate in a couple of weeks. Councilmember Jensen was in agreement.

Fitzgerald explained internal policies have changed on shutoffs, allowing for an extension to
82 anyone requesting. In the past only one extension every 6 months was allowed, staff is looking at the
issues coming in the next couple of months and will be advertising the hardship fund more.

84 He stated the budget could be below budget in the next few months. Currently staff is discussing
the closure of key facilities from public access while continuing to do city business. Contact could be
86 made by telephone or online. He asked the Council for feedback.

Councilmember Monney expressed he was in agreement with this as long as there was
88 communication available. Fitzgerald gave an example, building plans have to be submitted electronically,
meetings over the phone can be done and meetings can be set up electronically.

90 Fitzgerald commented more information would be forthcoming, the staff is collecting information
from part-time employees, looking for positive and useful tasks and will need to look at how it will affect
92 the budget.

94 Councilmember Packard asked if there could be a rebate loss for the CRC in the current budget.
Fitzgerald explained almost all passes expire in late May. There is a concern if renewals will be lower,
there is difficulty to react quickly with the coming budget and they will need to analyze any savings.

96 Mayor Child stated the Council will be in close contact over the next week or two with City Staff
and if more meetings are needed it could be accommodated.

98 Councilmember Monney asked how enforcement would be handled, if it was self-policed with
closures of businesses and curbside pickup only. Fitzgerald replied it could be a mixture of the health
100 department and self-policed.

102 Councilmember Crandall questioned Item #5 ACC Ventures and if they did not want to be
considered condos any longer, if they could they do that. Penrod explained they requested to remove the
condo designation and be considered apartments. Policy allows them to make the request.
104

9. CLOSED SESSION

106 *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 individual,
108 *pending or reasonably imminent litigation, and the purchase, exchange, or lease of real property, as*
provided by Utah Code Annotated Section 52-4-205.

110 There was none.

112 ADJOURNMENT

114 COUNCILMEMBER PACKARD MOVED TO ADJOURN THE CITY COUNCIL MEETING AT 7:40
P.M. COUNCILMEMBER MONNEY SECONDED THE MOTION, AND ALL PRESENT VOTED AYE.

116

118
120 *This document constitutes the official minutes for the Springville City Council Regular Meeting held on Tuesday, March 17, 2020*
I, Kim Crane, do hereby certify that I am the duly appointed, qualified, and acting City Recorder for Springville City, of Utah County,
122 *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,*
March 17, 2020.

124

DATE APPROVED: _____

Kim Crane, CMC
City Recorder

126

128

130

132

2 Notice was given of an all-electronic meeting to minimize the potential spread of COVID-19, and as
3 authorized by Utah Governor Gary Herbert's March 18, 2020 Executive Order #2020-05, the Springville
4 City Council conducted an all-electronic Special Council Meeting beginning at 7:00 p.m. on Wednesday,
5 April 1, 2020. There was no public access to the Springville City Council chambers. Those desiring to
6 join the meeting did so electronically.

7 MINUTES OF THE ELECTRONIC SPECIAL MEETING OF THE SPRINGVILLE CITY COUNCIL HELD
8 ON WEDNESDAY, APRIL 01, 2020 AT 7:00 P.M.

9
10 **Presiding and Conducting Electronically:** Mayor Richard J. Child

11
12 **Elected Officials in Attendance Electronically:** Liz Crandall
13 Craig Jensen
14 Patrick Monney
15 Matt Packard
16 Mike Snelson

17
18 **City Staff in Attendance Electronically:** City Administrator Troy Fitzgerald, Assistant City
19 Administrator/City Attorney John Penrod, Bruce Riddle, Assistant City Administrator/Finance Director and
20 City Recorder Kim Crane.

21
22 **CALL TO ORDER**

23 Mayor Child called for a roll call of councilmembers in attendance, welcomed everyone and called
24 the meeting to order at 7:00 p.m.

25
26 **AGENDA**

27
28 **1. Consideration of an Ordinance to amend Springville City Code Section 2-4-102 concerning
29 Electronic Meetings - John Penrod, Assistant City Administrator/City Attorney**

30 Several years ago, the City Council adopted an ordinance to allow the City Council to hold
31 electronic meetings. At the time the ordinance was adopted, the City Council wanted the ability to join a
32 meeting should Councilmembers not be able to physically attend the meeting. Accordingly, the City's
33 current ordinance is only for the City Council and is not flexible to meet changing needs.

34 State law required that before an electronic meeting is held by a public body, the public body
35 must adopt an ordinance, resolution or rule to hold electronic meetings. The proposed ordinance covers
36 all public bodies of Springville City and provides flexibility as allowed by law to adjust electronic meetings
37 to meet needed circumstances.

38 Penrod explained the current ordinance did not accommodate the pandemic. He provided
39 requirements for calling an electronic meeting and explained having an anchor location was more flexible.
40 The information was removed from the City Council chapter in the city code and has its own chapter.

41
42 COUNCILMEMBER SNELSON MOVED TO APPROVE ORDINANCE #07-2020 AMENDING
43 THE CITY'S ELECTRONIC MEETING ORDINANCE.

44 COUNCILMEMBER JENSEN SECONDED THE MOTION. THE VOTE IS RECORDED AS
FOLLOWS:

46 COUNCILMEMBER CRANDALL AYE
COUNCILMEMBER JENSEN AYE
COUNCILMEMBER MONNEY AYE
48 COUNCILMEMBER PACKARD AYE
COUNCILMEMBER SNELSON AYE

50 **ORDINANCE #07-2020 APPROVED**

52 2. **Consideration of a Resolution concerning the handling of utility accounts during the Nationally declared emergency - Bruce Riddle, Assistant City Administrator/Finance Director**

54 Riddle reported the Springville City Code and certain policies of the City required utility service disconnection for non-payment by customers. During the current declared national emergency related to the COVID-19 pandemic, staff feels it prudent to consider temporary, alternative policies and procedures to assist customers in weathering financial hardships that may occur as a result of an economic downturn during the pandemic.

60 Councilmember Packard asked about leaving the policy as is and adding an addendum. Riddle replied it was temporary and gives the Mayor the power to revoke the resolution and when appropriate to remove the policy.

62 Mayor Child expressed he agreed with the proposed procedure.

64 Riddle explained the disconnect notice policy and fee waiver policy. He explained the differences with exhibit option A and B.

66 Councilmember Monney asked if there would be a requirement or proof of hardship because of the pandemic. Riddle, there has not been a requirement in the policy. The City Treasury Department does a good job of screening the accounts. The Hardship Committee could be given authorization to expend dollars if needed.

70 Councilmember Snelson asked if the information would be sent out to the community. Riddle, it will be part of the shutoff notice information.

72 Fitzgerald reported Governor Herbert signed and put out an order regarding tenant evictions involving COVID19.

74 COUNCILMEMBER MONNEY MOVED TO APPROVE RESOLUTION #2020-12 AMENDING CERTAIN POLICIES AND PROCEDURES RELATED TO UTILITY BILLING DURING THE COVID-19 PANDEMIC AS OUTLINED IN THE ATTACHED POLICY AMENDMENT "A"

76 COUNCILMEMBER PACKARD SECONDED THE MOTION. THE VOTE IS RECORDED AS FOLLOWS:

78 COUNCILMEMBER CRANDALL AYE
80 COUNCILMEMBER JENSEN AYE
COUNCILMEMBER MONNEY AYE
82 COUNCILMEMBER PACKARD AYE
COUNCILMEMBER SNELSON AYE

84 **RESOLUTION #2020-12 APPROVED**

86 3. **Discussion of policy matters related to city operations during the pandemic**

88 Riddle reported how funds are contributed to the Hardship Fund and the responsibilities of the Hardship Committee. In the last few years, the committee has met less and less and applications have not been submitted. He explained Councilmember Packard was working to have the committee back up and running. Riddle explained the funds were limited and are not city dollars, they are donated by residents for citizens that have a financial hardship. He asked the council for guidance regarding fee adjustments.

94 Mayor Child expressed citizens and the community needs to know there is a hardship fund. Riddle
stated there would be information going out in the utility bill and on social media as well as information in
the May city newsletter.

96 Councilmember Packard commented currently there is a struggle with social distancing and
having a one on one meetings. Councilmember Monney suggested doing an online meeting.

98 Fitzgerald stated the hardship funds pertain to residents, he asked the council if they wanted to
include businesses. Councilmember Snelson expressed businesses have access to other entities and
100 would like it to remain residents.

Councilmember Monney asked about extending the shutoff consideration to commercial for the
102 time being. Riddle replied the policy does include businesses.

Councilmember Packard stated he would like to see a refinement of the policy on the hardship
104 committee and appointing new members.

106 Riddle discussed golf courses and how other cities were handling golf courses with the COVID19
pandemic. Some are closing around the state and some are opening. He said to comply, state courses
108 are opening with caution and not renting carts. Currently, Hobble Creek is open for walkers and they are
encouraged to pay ahead of time. Golfers have been asked not to remove pins on the course. He stated
110 it could be a good outlet for residents. He said there have been problems at other courses allowing carts
and should probably adjust available tee times to walkers only.

112 Riddle discussed Art City Days. He stated Orem and Draper city have suspended their springtime
celebrations. Springville is one of the early celebrations in June. He asked the council for guidance, as
114 planning has been difficult with all of the directives coming out daily.

116 Councilmember Monney stated having chaired Art City Days in the past and although being a
difficult decision, it would be prudent to postpone Art City Days. When Springville has its birthday, maybe
118 do something special at that time. It would help with a lack of revenue and something for citizens to look
forward to. Springville High School students have been helping strip down and redo the city float, there
120 is some cost involved, and may want to discuss using it for the next two years. Vendors and participants
will need to be notified ahead of time if it is postponed.

122 Councilmember Jensen expressed citizens need to have some way of celebrating whether it be
a fireworks night with social distancing, so many look forward to the celebration and some need the outlet.
124 We need to discuss and look outside the box.

126 Fitzgerald reported on the new leave instituted by the federal government, sick leave has been
granted to FT and PT employees along with the FMLA leave act. The act allows for public safety to be
128 exempted and not receive the leave. Some employees will use the leave. If the council has concerns
about leaving Public Safety out of the leave to please let him know. Council was in agreement to add
130 public safety to the policy.

132 Fitzgerald reported on the Allen's block development. The Developers would like to continue
moving forward efficiently. General zoning questions could be addressed in discussions with Community
134 Development.

Councilmember Packard stated he would like more discussion as a group for those newer
136 councilmembers. He was worried about moving it along and not being able to get public input.

Councilmember Jensen agreed more of a group discussion would be needed. He has appreciated
138 being able to sit down individually with Director Yost to get a better understanding before the group
meetings.

140 Penrod explained council items were coming up that could be controversial, he asked if the council
142 wanted to push them back. Councilmember Packard stated some of them should probably be pushed
back until more public discussion can be done.

144 Fitzgerald reported they have been working through the budget and making it to the end of this
146 budget year. Revenues are coming in at \$1.5 million short. Today directors were given instructions to
148 reduce targeted amounts. Some reductions were in part-time assigned hours in areas of reduced action.
A full capital improvement transfer would not be made and a few capital projects would not be started. By
not using general fund reserves it could impact the staff and may lead to reduced hours, some of the
leave amounts will go into effect.

150 Councilmember Snelson asked where the loss was coming from. Fitzgerald explained it was a
152 combination of the CRC memberships not being renewed and daily amounts of approximately \$700,000.
It's not likely youth baseball will be started and sales tax is likely to be impacted, along with some gas
taxes.

154 Fitzgerald commented they are looking at where people can be used, or a potential reduction and
transfer to other areas. Different cities are struggling with a variety of things as well, while some are
furloughing employees.

156 Fitzgerald stated the Governor has directives and local governments can create directives without
being less restrictive. Councilmember Snelson would like to go with what the state directs.
158 Councilmember Monney stated he was approached by citizens asking about the city doing more, he
would like to follow what the state recommends as well.

160 Mayor Child asked how public safety was doing with PPE (personal protective equipment). Chief
Martinez stated they were looking good for now.

162
ADJOURNMENT

164 COUNCILMEMBER MONNEY MOVED TO ADJOURN THE CITY COUNCIL MEETING AT 8:46
P.M. COUNCILMEMBER PACKARD SECONDED THE MOTION, AND ALL PRESENT VOTED AYE.

166
168

170 *This document constitutes the official minutes for the Springville City Council Regular Meeting held on Tuesday, April 01, 2020*
172 *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 and accurate, and complete record of this meeting held on Tuesday,
174 *April 01, 2020.*

176 DATE APPROVED: _____
178 _____
180 Kim Crane, CMC
City Recorder



STAFF REPORT

DATE: April 16, 2020
TO: Honorable Mayor and City Council
FROM: Bradley Neel, Buildings and Grounds Director
SUBJECT: CONSIDERATION OF APPROVING ARBOR DAY PROCLAMATION FOR 2020

RECOMMENDED MOTION

No recommended action required but only a declaration of which staff asks for approval.

BACKGROUND

This proclamation is a tradition the City has done for the past several years. The celebration will not be performed at Brookside Elementary School on Friday, April 24, 2020 @ 1:30 p.m. in order to comply with COVID-19 social gathering policies and due to school closures. We have scheduled this activity/celebration with Brookside Elementary School for Arbor Day 2021.

The Arbor Day Foundation is also waiving the requirement to hold an Arbor Day celebration as we have in years past. This celebration normally begins with a program for the entire school, after which we plant three trees with 5th and 6th grade students selected by administration at the school.

Please note this will not affect our 41-year Tree City USA status.

ALTERNATIVES

N/A

FISCAL IMPACT

No impact in 2020 due to COVID-19 policies and directives. Arbor Day will only be recognized this year and will not be celebrated to honor social distancing directives.



- Whereas,* in 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees, and
- Whereas,* the holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska, and
- Whereas,* Arbor Day is now observed throughout the nation and the world, and
- Whereas,* trees can reduce the erosion of our precious topsoil by wind and water, lower our heating and cooling costs, moderate the temperature, clean the air, produce oxygen, and provide habitat for wildlife, and
- Whereas,* trees are a renewable resource giving us paper, wood for our homes, fuel for our fires, and countless other wood products, and
- Whereas,* trees in our city increase property values, enhance the economic vitality of business areas, and beautify our community, and
- Whereas,* trees, wherever they are planted, are a source of joy and spiritual renewal,

Now, Therefore, I, Richard J. Child, Mayor of the City of Springville, do hereby proclaim April 24, 2020 as

Arbor Day

In the City of Springville, and I urge all citizens to celebrate Arbor Day, while following COVID-19 policies and directives, and to support efforts to protect our trees and woodlands, and

Further, I urge all citizens to plant and care for trees to gladden the heart and promote the well-being of this and future generations.

Dated this 21st day of April, 2020

Richard J. Child, Mayor

Attest:

Kim Crane, City Recorder



STAFF REPORT

DATE: April 15, 2020
TO: Honorable Mayor and City Council
FROM: Josh Yost, Community Development Director
SUBJECT: A RESOLUTION PURSUANT TO CITY CODE AND SECTION 10-9A-509, UTAH CODE, THAT FORMALLY INITIATES PROCEEDINGS TO AMEND SPRINGVILLE'S LAND USE REGULATIONS IN A MANNER TO LIMIT OFFICE WAREHOUSE AND OTHER SIMILAR TYPE USES IN CERTAIN AREAS WITHIN THE HIGHWAY COMMERCIAL ZONE

RECOMMENDED MOTION

Motion to approve Resolution No. _____-2020, to formally initiate proceedings to amend Springville's land use regulations in a manner to limit office warehouse and other similar type uses in certain areas within the Highway Commercial Zone.

SUMMARY OF ISSUES/FOCUS OF ACTION

Does the proposed resolution provide an opportunity to amend the Zone Map to align with the land use map adopted in the Lakeside Community Plan?

BACKGROUND

In March 2016, the Springville City Council adopted the Lakeside Community Plan as an element of the Springville General Plan. This plan contained a future land use map which establishes various land use designations within the Lakeside Community Planning Area. The zoning in the area has not been changed to align with the adopted future land use map. Community Development has received inquiries for the development of large office warehouse buildings along 400 South in this area. In order to preserve the City's ability to implement the Lakeside Community Plan, it is necessary to adopt this resolution. This resolution will prevent potential development applications, which are contrary to the intent of the General Plan, from becoming vested under the existing land use regulations for the area.

DISCUSSION

Community Development proposes to initially amend the Highway Commercial Zone to prohibit office/warehouse uses from being constructed within a certain distance of arterial and major arterial streets. Such a zone text amendment, upon adoption, will prevent the construction of office/warehouse buildings in areas where the Lakeside Community Plan calls for other land uses. Community Development will then have time to review the overall plan for the area and recommend appropriate long term zone map amendments to implement the plan.

ALTERNATIVES

1. Adopt the proposed resolution as recommended.
2. Amend and adopt the proposed resolution; or
3. Reject the proposed resolution.

RESOLUTION #2020-XX

A RESOLUTION OF SPRINGVILLE CITY PURSUANT TO SECTION 11-7-102 OF THE SPRINGVILLE CITY CODE AND SECTION 10-9A-509 OF THE UTAH CODE ANNOTATED TO FORMALLY INITIATE PROCEEDINGS TO AMEND SPRINGVILLE CITY'S LAND USE REGULATIONS IN A MANNER THAT WOULD PROHIBIT OFFICE WAREHOUSE AND OTHER SIMILAR TYPE USES IN CERTAIN AREAS WITHIN THE HIGHWAY COMMERCIAL AND REGIONAL COMMERCIAL ZONES AND TO AMEND THE CITY'S ZONING MAP TO FOLLOW THE CITY'S LAKESIDE COMMUNITY PLAN.

WHEREAS, Springville's City Council, in accordance with Section 11-7-102 of the Springville City Code, avails itself of the powers granted pursuant to the "Municipal Land Use, Development, and Management Act," Title 10, Chapter 9a of the Utah Code Annotated 1953, as amended, in a manner that will promote the health, safety, morals, convenience, order, prosperity, and general welfare of the present and future inhabitants of Springville; and

WHEREAS, as part of the City's purpose for development, Springville City encourages and facilitates orderly growth and development within the City, lessens congestion in the streets, prevents overcrowding of land, and promotes the development of a more attractive, wholesome and serviceable City; and

WHEREAS, Springville's City Council is concerned with the current City ordinances that regulate office/warehouse and other similar type uses in certain areas within the Highway Commercial and Regional Commercial Zones; and

WHEREAS, Springville City's Lakeside Community Plan establishes future land uses for the Lakeside Community Area; and

WHEREAS, the zoning map in the Lakeside Community Area has not been amended to reflect the future land use plan adopted in the Lakeside Community Plan; and

WHEREAS, development inquiries are being received by Springville City to develop large office/warehouse buildings in this area which are permitted under the current zoning designation; and

WHEREAS, pursuant to Section 10-9a-509(1)(a)(ii)(B) of the Utah Code Annotated, the City Council desires to formally initiate proceedings to amend its land use regulations in a manner that would prohibit approval of applications submitted for office/warehouse buildings within 500 feet of an arterial street in the Highway Commercial and Regional Commercial Zones; and

WHEREAS, Section 11-7-102 of the Springville City Code provides that amendments to Springville City's Code may be initiated under Subsection 11-7-102(1) by being submitted to the Planning Commission for its recommendations or under Subsection 11-7-102(2) by petition to the Planning Commission; and

WHEREAS, this Resolution is to formally initiate proceedings under Section 11-7-102 of the Springville City Code to amend Springville's land use regulations.

NOW, THEREFORE, BE IT RESOLVED, by Springville's City Council that Springville City, pursuant to Section 10-9a-509 of the Utah Code Annotated, has formally initiated proceedings to amend its land use regulations in a manner that would prohibit approval of applications submitted for office/warehouse and other similar uses in certain areas within the Highway Commercial and Regional Commercial Zones, which would be within 500 feet of an arterial street; and

FURTHER RESOLVED, that the Springville City Council hereby directs the Planning Commission to provide the City Council with recommendations concerning the amendment to Springville's land use regulations that would prohibit office/warehouse and other similar uses within 500 feet of an arterial street, including, but not limited to, the streets in Springville known as: Main Street, 1400 North (SR 75), 400 South, and SR 51 within the Highway Commercial and Regional Commercial zone; and

FURTHER RESOLVED, that the Springville City Council hereby directs the Planning Commission to provide the City Council with recommendations concerning the amendment to Springville's land use regulations that would amend the zoning map to comply with Springville City's Lakeside Community Plan; and

FURTHER RESOLVED, that the Springville City Council directs staff to sign the written Petition to the Planning Commission attached as Exhibit A that designate the desired changes to Springville City ordinances; and

FURTHER RESOLVED, that the filing fee for the attached Petition to the Planning Commission is considered paid.

This Resolution shall take effect immediately upon passage.

PASSED AND APPROVED this ____ day of April 2020.

By _____
Richard J. Child, Mayor

ATTEST

Kim Crane, City Recorder

EXHIBIT A

PETITION TO PLANNING COMMISSION

TO THE HONORABLE CHAIRPERSON AND COMMISSIONERS OF THE PLANNING COMMISSION:

This Petition is to formally initiate proceedings pursuant to Section 11-7-102 of the Springville City Code (the “Code”) to amend (1) portions of Springville’s land use regulations as they apply to certain uses in the Highway Commercial and Regional Commercial Zones and (2) the zoning map within Springville City’s Lakeside Community Plan Area. The following addresses the proposed land use regulations to be amended pursuant to this Petition.

1. The petitioned land use regulation amendment to amend the text in the City’s zoning ordinances in Title 11 is to read as follows:

“In the event that any of the uses listed below in this section are allowed under the “Land Use Matrix” found in Section 11-4-301, they shall be prohibited within 500 feet of an arterial street (Main Street, 1400 North (SR 75), 400 South, and SR 51) in the Highway Commercial and Regional Commercial Zones:

- A. Storage Indoor,
- B. Storage Outdoor,
- C. Light Industry - Manufacturing processes,
- D. Warehousing - Storage and Distribution, and
- E. Wholesale Trade and Warehousing.”

2. The petitioned land use regulation amendment to amend the City’s zoning map is to amend the map to comply with the Springville City’s Lakeside Community Plan, which is attached to this Petition.

Signed this ____ day of April, 2020.

Springville City

Josh Yost

Community Development Director