



**MINUTES OF THE REGULAR MEETING
OF THE CITY COUNCIL
OF THE CITY OF SPRINGVILLE, UTAH
COUNCIL CHAMBERS, 110 SOUTH MAIN STREET
NOVEMBER 15, 2011 – 7:00 P.M.**

The following are the minutes of the Regular Meeting of the Springville City Council. The meeting was held on **Tuesday November 15, 2011 at 7:00 p.m.** in the Springville City Civic Center Council Chambers at 110 South Main Street, Springville, Utah. Adequate notice of this meeting, as required by law, was posted in the Civic Center and on the City's website, and delivered to members of the Council, media, and interested citizens.

Mayor Wilford W. Clyde presided. In addition to Mayor Clyde, the following were present: Cl. Phillip Bird, Cl. Benjamin Jolley, Cl. Mark Packard, Cl. Dean Olsen, Cl. Neil Strong, City Administrator Troy Fitzgerald, City Attorney John Penrod, and City Recorder Venla Gubler. Also present were: Community Development Director Fred Aegerter, Lieutenant David Caron, Power Director Leon Fredrickson, Operations Manager Rodney Oldroyd, Finance Director Bruce Riddle, Buildings and Grounds Director Alex Roylance, Public Works Director Bradley Stapley, and Library Director Pamela Vaughn.

CALL TO ORDER

Mayor Clyde called the meeting to order at 7:01 p.m.

INVOCATION AND PLEDGE

Public Works Director Brad Stapley offered the invocation. Mr. Richard Harrington led the Pledge of Allegiance.

APPROVAL OF THE MEETING'S AGENDA

CL. STRONG MOVED TO APPROVE THE MEETING'S AGENDA AS WRITTEN. CL. BIRD SECONDED THE MOTION, AND ALL VOTED AYE.

APPROVAL OF THE MINUTES

There were no minutes.

MAYOR'S COMMENTS

Mayor Clyde asked if there were any scouts or students in the audience. There was none. He introduced the Public Comment section of the agenda and explained the rules.

PUBLIC COMMENT

Mr. John Morris asked the City Council if they would consider putting the pool back on the next ballot. He offered some reasons why they should allow another vote. He observed that the Springville City pool serves 4 cities and is currently overtaxed. The pool is used for rehabilitation, scout badges, team swimming, and other community needs. He suggested that Springville has become mature enough to support a recreation center. The recreation center could be used to support recreation programs, encourage work ethic in young people, help team sports, support fitness and development, and become a place for the community to grow closer together. Mr. Morris reported that the comments from those opposed were not against having a recreation center, just against the facility as proposed. He would like to see the City change the plans to fit the needs of the community.

Ms. Leslie Kawai reported that she was here representing the Recreation Center Bond Committee. They have asked her to convey their desire to continue working with the citizens and addressing their concerns. The committee would like to build a coalition, and let citizens tell them what they really need and want. They would like to work towards getting donations and other funding sources. The committee feels strongly that citizens still want a recreation center, and they are willing to find ways to bring it to fruition.

Ms. Lauren Morris commented that she wanted to communicate to the Council that the recreation center issue is not dead. She has heard feedback from citizens that they would still like to move forward; there is still high interest. However, the City will have to think “out of the box.” She suggested that since there will be new City Council members starting soon, the Council should propose a different option to the voters this coming November; one that is less expensive, or done in phases, or just a pool only. She commented that the UV Rays feels strongly that a recreation center is needed. She has spent 7 years at the pool and finds that the facility allows different people with common interests to mingle and build community bonds. She asked the Council to consider continuing with the promotion of the recreation center.

Mr. Conner Anderson reported that he has been swimming competitively for 5 years. He has watched the current pool decay. Swimming is a big part of his life. He feels that a recreation center would be good for Springville. It would provide more than swimming—basketball and other opportunities. He asked the Council to allow a second vote on the issue next year.

Ms. Michelle Anderson thanked the Council for attending the cottage meetings in the community during the election. He expressed the hope that they would not make a rash decision to abandon the recreation center project. She suggested that a stand-alone pool would not be economical, but the recreation center could be scaled back. She asked the City to continue working towards building a recreation center, and refuting the half-truths disseminated during the election process by those opposed to the project.

Mayor Clyde thanked the citizens for their comments.

CEREMONIAL AGENDA

- 1) Presentation of “Smoke-Free Park Signs” by the Utah County Health Department

Ms. Colleen Winthrop and Ms. Julie Nielson reported that the Utah County Health Department has hosted a “Smoke-Free Park” Sign competition. They offered the reasons for not allowing smoking in parks, and then presented the winning design by Shane Bennett. They displayed the signs that would be given to Springville to post in their parks.

BOARD OF CANVASSERS

2) Resolution finding and promulgating the results of the Municipal General election held in the City to fill new 4-year terms for City Council positions

Recorder Gubler presented the locations and boundaries of the City Precincts, numbers of registered voters, and numbers of regular, early, absentee, and provisional voters for each precinct. She also reported the turnout rate for each precinct. She gave the final numbers of votes for the candidates as follows: Richard “Rick” J. Child – 3,245 votes; Dean F. Olsen – 2,336 votes; Christopher K. Creer – 2,333 votes; Karen Ellingson – 2,248 votes; Richard Maughan – 2,223 votes; and Timothy Metler – 2,182 votes. She asked the Council to consider the written Resolution finding and declaring the results of the November 8, 2011 election. Mayor Clyde read the Resolution to the public.

CL. JOLLEY MOVED TO APPROVE RESOLUTION #2011-27 FINDING AND PROMULGATING THE RESULTS OF THE GENERAL MUNICIPAL ELECTION FOR CITY COUNCIL POSITIONS HELD IN SPRINGVILLE CITY, UTAH ON NOVEMBER 8, 2011. CL. OLSEN SECONDED THE MOTION. CL. OLSEN, CL. PACKARD, CL. JOLLEY, CL. BIRD, AND CL. STRONG VOTED AYE. THE MOTION CARRIED UNANIMOUSLY.

3) Resolution finding and promulgating the results of a special bond election held in the City on the question of the issuance by the City of \$21,000,000 of general obligation recreation facility bonds; and providing for related matters

Recorder Gubler reported that the citizens defeated Proposition #1 in every precinct of the City. She offered the numbers of votes in each precinct, and noted that the measure was defeated 61-percent to 39-percent (3,473 to 2,210).

CL. PACKARD MOVED TO APPROVE RESOLUTION #2011-28 FINDING AND PROMULGATING THE RESULTS OF A SPECIAL BOND ELECTION HELD IN SPRINGVILLE CITY, UTAH ON NOVEMBER 8, 2011 TO DETERMINE THE ISSUANCE OF \$21 MILLION GENERAL OBLIGATION BONDS FOR THE PURPOSE OF FINANCING A RECREATIONAL FACILITY. CL. BOLLEY SECONDED THE MOTION. CL. PACKARD, CL. JOLLEY, CL. BIRD, CL. STRONG, AND CL. OLSEN VOTED AYE. THE MOTION CARRIED UNANIMOUSLY.

4) Resolution finding and promulgating the results of a special election on November 8, 2011 on the question of imposition of a .1% local sales and use tax for the purpose of financing recreational, cultural and related facilities, paying debt service on any bonds

issued to finance such facilities, and paying ongoing operating expenses of such facilities; and providing for related matters.

Recorder Gubler reported that Proposition #2 was also defeated in every precinct by 61-percent to 39-percent (3,474 to 2,199). She displayed the final numbers for each vote. She asked if there were any questions or comments. The Council discussed the 36.35-percent turn-out rate for the City.

CL. OLSEN MOVED TO APPROVE RESOLUTION #2011-29 FINDING AND PROMULGATING THE RESULTS OF A SPECIAL LOCAL SALES TAX ELECTION HELD IN SPRINGVILLE, UTAH ON NOVEMBER 8, 2011 FOR THE PURPOSE OF SUBMITTING THE QUESTION OF IMPOSING A 0.1-PERCENT SALES AND USE TAX FOR THE PURPOSE OF FINANCING RECREATIONAL, CULTURAL, AND RELATED FACILITIES. CL. JOLLEY SECONDED THE MOTION. CL. BIRD, CL. STRONG, CL. OLSEN, CL. PACKARD, AND CL. JOLLEY VOTED AYE. THE MOTION CARRIED UNANIMOUSLY.

CONSENT AGENDA*

5) **Approval of all City purchase orders properly signed** (Springville City Code §2-10-110(5)).

CL. BIRD MOVED TO APPROVE THE CONSENT AGENDA AS WRITTEN. CL. PACKARD SECONDED THE MOTION, AND ALL VOTED AYE.

PUBLIC HEARING

6) **Public Hearing to consider a request to vacate the Harrington Court Condominiums located 134 West 300 North** – Fred Aegerter, Community Development Director

Director Aegerter reported that the owner of the Harrington Court Condominiums, Mr. Richard Harrington, has proposed to vacate the condo subdivision. The parcel contains three units on one parcel. There are no impacts, just a different type of ownership. The Planning Commission reviewed the proposal and recommends approval to the City Council.

Mayor Clyde asked if the property becomes 2 rentable apartments. Director Aegerter replied that the units are legal nonconforming apartments, and the effect is negligible. Mr. Harrington was asked if he has any comment for the Council. He asked if the Council had any questions. Mayor Clyde opened the public hearing. There was no comment.

CL. PACKARD MOVED TO CLOSE THE PUBLIC HEARING. CL. JOLLEY SECONDED THE MOTION, AND ALL VOTED AYE.

CL. OLSEN MOVED TO GRANT THE VACATION OF THE HARRINGTON COURT CONDOMINIUMS LOCATED AT 143 WEST 300 NORTH IN THE R1-5 SINGLE FAMILY RESIDENTIAL ZONE. CL. STRONG SECONDED THE MOTION, AND ALL VOTED AYE. THE MOTION CARRIED UNANIMOUSLY.

MAYOR, COUNCIL AND ADMINISTRATIVE REPORTS

There were no reports.

CLOSED SESSION

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

There was no closed session.

ADJOURNMENT

CL. PACKARD MOVED TO ADJOURN THE CITY COUNCIL MEETING AT 7:45 P.M. CL. JOLLEY SECONDED THE MOTION, AND ALL VOTED AYE.