



**MINUTES OF THE REGULAR MEETING  
OF THE CITY COUNCIL  
OF THE CITY OF SPRINGVILLE, UTAH  
COUNCIL CHAMBERS, 110 SOUTH MAIN STREET  
JANUARY 4, 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, January 4, 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. Dean Olsen, Cl. Mark Packard, Cl. J. Niel Strong, City Administrator Troy Fitzgerald, City Attorney John Penrod, and City Recorder Venla Gubler. Also present were: Community Development Director Fred Aegerter, Golf Director Raymond (Sonny) Braun, Public Safety Director Scott Finlayson, Power Director Leon Fredrickson, Recreation Director Charles Keeler, Operations Manager Rod Oldroyd, Finance Director Bruce Riddle, Buildings and Grounds Director Alex Roylance, Public Works Director Brad Stapley, and CTC Coordinator Suzy Young.

**CALL TO ORDER**

Mayor Clyde called the meeting to order at 7:03 p.m.

**INVOCATION AND PLEDGE**

Cl. Packard offered the invocation. Cl. Bird led the Pledge of Allegiance.

**APPROVAL OF THE MEETING'S AGENDA**

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

**APPROVAL OF THE MINUTES**

CL. BIRD MOVED TO APPROVE THE MINUTES OF AUGUST 3, 2010, AUGUST 17, 2010, AND DECEMBER 21, 2010 AS WRITTEN. CL. STRONG SECONDED THE MOTION, AND ALL VOTED AYE.

**MAYOR'S COMMENTS**

Mayor Clyde welcomed the Council, staff, and audience. He reported that the Council meets formally two times a month and several times informally. He added that the Council sets aside a portion of the meeting to allow anyone to address the Council on an issue on their mind. He directed them to fill out forms provided on the counter outside the Council Chambers.

**CEREMONIAL AGENDA**

- 1. Presentation of the January 2011 Mayor's Recognition Awards**

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Mayor Clyde introduced Ms. Suzy Young to read the award nominations and noted that Cl. Packard would be presenting. Ms. Young called Ms. Emilee Christensen, daughter of Larry and Candice Christensen, to the podium. She read the nomination from Ms. Christensen's teachers, Elizabeth Bass and Lise Carpenter as follows: "Emilee consistently and constantly works above expectations. Regardless of the assignment, she always does her best. Her interactions with other students are helpful and insightful. Emilee not only works hard, but is extremely creative." (Elizabeth Bass) "Emilee is a model student. She very carefully does her own work and is very helpful to others when doing group work. Emilee gets along with everyone. She is always smiling! She brightens the school with her good attitude and quiet dignity." (Lise Carpenter) Ms. Christensen was presented her award by Cl. Packard to the applause of the audience.

Ms. Nicole Mertz, daughter of Shauna and Brad Mertz, was introduced to the Mayor, Council, and audience by Ms. Young. The nomination written by her teacher, Ryan Strong, was read: "Nicole is the all-around student. She is prepared every day, and not just with the bare minimum, but with quality work. Not only does Nicole work hard, but she is also well behaved. She has an amazing sense of propriety for someone her age. She displays excellent judgment in the choice of her friends and in how she spends her time. Finally, Nicole is just kind. She is always happy, ready to smile, and cheer up those around her." Ms. Mertz received her award to the audience's applause.

Called to the podium next was Mr. Kevin Beteta, son of Maritza Galindo. Ms. Young read the nomination from his teacher, Mary Rice: "Kevin and his family moved to this country in August 2010. The first time that Kevin came to school, he was trying to speak English. He has leveraged his Spanish literacy skills to learn English with *éclat* uncommon for his age. Kevin also inspires others around him to learn. The students in my third period English class are impressed with Kevin's success in comprehending English text at levels that are oftentimes more sophisticated than they have been able to do. Kevin inspires people to be their best; no matter where they came from or what language they speak natively." The audience offered their applause as Mr. Beteta received his award from Cl. Packard.

Ms. Young called Ms. Kara Stoddard, daughter of Kris and Dawn Stoddard, to the front of the Chambers and read the following nomination from the Assistant Principal at Springville High School, Brian Thorne: "Kara Stoddard is a great student and a great worker both at home and school. She is very responsible and self motivated. She is always happy and greets everyone with a huge smile. She loves being involved and serving on the student council. She tried to attend every activity and always tries to notice and include those who stand on the outskirts. She is not afraid to talk to others and enjoys making new friends. She often makes cookies to take to her friends for special occasions or when they are sick. She is a great pianist, and also plays the violin. She loves to play soccer and has undergone two surgeries to enable her to play. She is also a great artist. She is the family illustrator whenever they need a drawing or any artwork done. She loves super heroes, and her favorite hero is her big brother, Joe." Applause was given as Ms. Stoddard received her award.

Mr. Austin Munteer, grandson of Jay and Ruth Ann West, was asked to approach the podium next. Ms. Young read the nomination from his teacher, Mr. Dan Money, as follows: Austin is one of the most inspiring students in our school. He has risen to every challenge that life has thrown at him. He maintains good grades, excellent attendance, and is consistently one of our most positive students. He always has nice things to say to his teachers and to the students

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around him. Austin spends a great deal of time serving his family and helping his grandparents. He has been an inspiration to his teachers and a role model to his fellow students. We are lucky to be able to work with such an outstanding young man.” Cl. Packard presented Mr. Mounter with his award to the applause of the audience.

Ms. Young next introduced Mr. Michael Creviston, son of Melissa Creviston, to the Mayor, Council, and audience. She read the nomination from his teacher at Springville High School, Ms. Lisa Simmons, as follows: “Michael doesn’t just know or recite the SHS mission statement, he quietly, courageously, and truly lives it despite whatever adversity he faces. Michael is not just personally ‘Dedicated to Excellence,’ but is committed to encourage his peers and thank his teachers for their efforts on a daily basis. Michael actively seeks opportunities wherever they may exist to be ‘United in Service’ but, again, it is his daily sincere expressions of encouragement and gratitude, his respectful behavior, and ever-cheerful demeanor that warms the hearts of others and his commendable example that causes those around him not only to reciprocate in kind but seek to ‘pay it forward.’ Michael is eager, enthusiastic, and prepared each day to be ‘Educated for Success.’ However, his is clearly not a selfish concern or motivation, his delight in learning and definition of success are both to share what he has gained with others. I count it as a blessing and consider it a privilege to teach Michael and realize that he has taught me much more.” He was presented his award to applause from the audience.

Mr. Caleb Reidhead, son of Allen and Marlene Reidhead, was introduced to the Mayor, Council, and audience by Ms. Young as she read the nomination from school employee, Amber Whatcott, as follows: “Caleb Reidhead is a senior at Springville High School. He is an excellent student who takes AP classes and maintains a 3.9 GPA. He provides a lot of service to our school. He serves on student government as a Senior Class Officer. He has recently been working with the special needs students at the Oakridge School—helping them perform on Christmas Day. Caleb goes out of his way to be a friend to everyone at school. Each Wednesday, Caleb spends time tutoring students in various subjects. He helps with everything from physics, to U.S. Studies, to math. He is always willing to put in extra time and effort to make sure that students understand their homework. Because of his efforts, many students have been able to raise their grades and some have received the help they need to pass classes, which will allow them to graduate. He is a great young man.” Cl. Packard presented the award to Mr. Reidhead to the applause of the audience.

Mr. Jory Young, son of John and Kerri Young, was introduced as the final nominee by Ms. Young. She read the nomination from his teachers at Reagan Academy—Dena Plant, Stephen Pratt, Kristen Gardner, Mike Black, Jake Ellinger, and Brian Lakes. It said, “Jory is always on task and friendly. He consistently has a positive attitude. He is helpful, respectful, and a joy to be around. Jory is extremely bright, and does his best on all his work. He is very responsible. His positive attitude inspires those around him.” The audience applauded the presentation of the award to Mr. Young.

Mayor Clyde thanked all the students for their positive example to the community. Each was handed a gift bag, and pictures were taken by parents and press. Mayor Clyde explained that the Art City Substance Abuse Prevention Program coordinated by Ms. Young looks at ways to help encourage young people not to abuse substances. These outstanding citizens are recognized each month in front of the Council for being a good example to their peers. He thanked Ms. Young for her administration of the program. He thanked all the students for being good examples and for being here tonight.

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## **PUBLIC COMMENT**

Mayor Clyde asked if there was any public comment. There was none. He recognized the scouts in the audience, and asked them to stand and give their name and troop number. There were a large number of scouts from Troop 1492 with their scoutmaster, Derek Bird. Mayor Clyde thanked them for coming and referred them to Operations Manager Oldroyd for certificates.

## **CONSENT AGENDA\***

2. **Approval of all City purchase orders properly signed** (Springville City Code §2-10-110(5))
3. **Approval of Mayor's appointments to the Recreation Ad Hoc Committees— Recreation Program Committee, Recreation Center Committee, and Parks Development Committee**

Mayor Clyde read the names of the appointments for the record as follows: Parks Development Committee – Harold Davis, Bob Frazier, and Lynn Bartholomew; Recreation Program Committee – Craig Allred, Rhiannon Averett, Gary Hooper, Sharon Duncan, Tyler Roberts, and Matthew Kieffer; and the Recreation Center Committee – Katie Sosa, Julie Kappas, Lisa Wiley, Suzanne Storer, Linda Cluff, Samuel Brand, Catherine Vaughn, Alan Curtis, and Bryan Korth.

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

## **REGULAR AGENDA**

4. **Consideration of Letter of Intent to purchase credits or property for Wetlands Mitigation at the Spanish Fork/Springville Airport** – Cris Child, Airport Manager

Airport Manager Cris Child reported that this request is part of the project to shift the runway. There will be some wetlands to mitigate, and this parcel has been found to accomplish the mitigation. He reported that the mitigation credits or property purchase is still preliminary, and does not include price or final acreage amounts. The intent is to use the property for mitigation of the entire airport, not just the runway shift. The agreement is subject to the parcel being adequate for the airport's needs and a price that is satisfactory to the airport, cities, FAA, and property owner. Mayor Clyde asked if the purchase of mitigation credits or property will be brought back to the Council before being finalized. This was confirmed. The Council was asked if there were other questions. There was none.

CL. JOLLEY MOVED TO AUTHORIZE EXECUTION OF A LETTER OF INTENT BETWEEN JERRY GROVER AND THE CITIES OF SPRINGVILLE AND SPANISH FORK REGARDING THE PURCHASE OF WETLAND MITIGATION CREDITS FROM THE SWEDE LANE MITIGATION BANK AND/OR THE PURCHASE OF THE SWEDE LANE MITIGATION SITE FOR COMPENSATORY WETLAND MITIGATION OF PLANNED AIRPORT IMPROVEMENTS. CL. BIRD SECONDED THE MOTION, AND ALL VOTED AYE.

Mayor Clyde thanked Airport Manager Cris Child for his work at the airport.

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**5. Consideration of a request for a sewer connection outside of the Springville City limits – Troy Fitzgerald, City Administrator**

Administrator Fitzgerald reported that the Mayor had received a request from Mapleton City for a sewer connection for one of their residents. He directed attention to the map provided in the packet. He informed the Council that this one home in Mapleton has been flooded on more than one occasion because of a lift station failure. They want to take the home off their system and put it on the Springville system. He noted that Springville's system has potential deficiencies in this area as well, but he would like some direction from the Council on their response to the request. Mayor Clyde reported that it was explained to him by the Mayor and City Engineer of Mapleton that the problem has to do with the proximity of the lift station. If the station fails, sewer immediately backs up on the house. It has been difficult for them to find a solution. He does not feel that one house will make much difference in Springville's deficiencies; approval would buy good will between the cities; and so he would recommend approval.

Cl. Jolley asked if there is a possibility that other homes can be put on the lateral without Springville City knowing. Administrator Fitzgerald replied yes, but he noted that this is the case in many border areas. He pointed out that Mapleton could have connected already if they wanted. Cl. Packard asked what has been done about the request to connect the property directly to the east across the street from this home. Administrator Fitzgerald replied that this request had been denied. Cl. Packard asked if the sewer capacity deficiency in this area is sufficient that adding one more home would put it over the edge. Director Stapley replied that the sewer mains are running fuller than they were designed, but one more house would not make that much difference. He has talked to Mapleton in the past about contributing to the correction, so that other requests in the area can be accommodated. He estimated the cost of the correction at about \$300,000. Administrator Fitzgerald reported that impact fees cannot be used to correct existing deficiencies. The corrections must come out of operational revenues. Cl. Packard suggested charging Mapleton City an impact fee for this connection.

Ms. Karen Ifedaba reported that she is familiar with this family and the property. She noted that the Springville City boundary is on three sides of the property and the lot is below 2000 North on the downhill side. An older lady lives there with her daughter and grandson. She has had her basement full of sewage four times in the last six months. Cl. Packard commented that he would assume that Mapleton would pay the charge in order to correct the problem. Mayor Clyde agreed.

CL. BIRD MOVED TO APPROVE A SEWER CONNECTION OUTSIDE OF SPRINGVILLE CITY LIMITS AT 1625 WEST 2000 NORTH MAPLETON. CL. JOLLEY SECONDED THE MOTION.

CL. PACKARD MOVED TO AMEND THE MOTION TO INCLUDE A SMALL IMPACT FEE DETERMINED AT THE DISCRETION OF ADMINISTRATION TO BE CHARGED TO MAPLETON CITY. CL. JOLLEY SECONDED THE AMENDMENT.

MAYOR CLYDE ASKED FOR A VOTE ON THE AMENDMENT. ALL PRESENT VOTED IN FAVOR. MAYOR CLYDE ASKED FOR A VOTE ON THE AMENDED MOTION. ALL PRESENT VOTED IN FAVOR. THE MOTION CARRIED.

Administrator Fitzgerald reported that a Resolution might be needed, so the measure may come back for another vote.

**MAYOR, COUNCIL AND ADMINISTRATIVE REPORTS**

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Attorney Penrod reported that last Sunday's water main break flooded three businesses and a couple of homes. He noted that the Council might be getting some calls. Cl. Packard asked if the break was due to the cold. Attorney Penrod replied no. He added that there is no "cause" to point to for this break. Mayor Clyde commented that it was a 6-inch main and a lot of water was released. One of the challenges with repairing it was the cold.

Cl. Bird introduced Mr. Terry Ficklin as the new operations manager for the South Utah Valley Solid Waste District. Mayor Clyde commented that he used to be the Chairman of the Board. Mr. Ficklin replied yes, but that he has resigned to take this position. He is a member of the Salem City Council.

Administrator Fitzgerald asked if the Board is close to accepting a recycling program. Mr. Ficklin replied that the program had been approved, and was operating at two to four truckloads per day. He asked if Springville is interested in joining the program. There were interested nods. Attorney Penrod replied that the current provider would need to have notice given in the next few months.

Mayor Clyde observed that he had been one of the original Board of Directors when the District was opened. He commented that one reason for Springville's resistance to the District's expansion plans is that the site is out of compliance with the conditional use permit. He hopes that the new Director would consider this. He suggested that it is his strong opinion that the Board needs to allow sufficient funding to bring the site up to standard. Cl. Bird replied that Mr. Ficklin has been working as Director for some months without a contract or any remuneration, but has already begun to implement improvements that would bring the site up to standard. Mr. Ficklin commented that he was anxious to meet with Springville to find out what must be done to improve the site. He has set money aside for landscaping, and is planning to attend Springville City Council meetings. He wants to work with Springville to allay their concerns. Administrator Fitzgerald offered copies of the special use permit. There was discussion of promises made and not kept over the years.

Attorney Penrod was asked for an update on the Library construction project. He replied that the roof is going on and the project should be dried in by January 12. The contractor is working 7-days a week, and the substantial completion date is still July 7, 2011. Mayor Clyde asked if there were other reports. There was none.

## **CLOSED SESSION**

6. *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. BIRD MOVED TO ADJOURN THE CITY COUNCIL MEETING AT 7:46 P.M.  
CL. OLSEN SECONDED THE MOTION, AND ALL VOTED AYE.

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