MINUTES

Springville City Council Regular Meeting – OCTOBER 03, 2017

MINUTES OF THE REGULAR MEETING OF THE SPRINGVILLE CITY COUNCIL HELD ON TUESDAY, OCTOBER 03, 2017, 2017 AT 7:00 P.M. AT THE CIVIC CENTER, 110 SOUTH MAIN STREET, SPRINGVILLE, UTAH.

Mayor Wilford W. Clyde presided. In addition to Mayor Clyde, the following were present: Councilmember Rick Child, Councilmember Craig Conover, Councilmember Christopher Creer, Councilmember Jason Miller, Councilmember Chris Sorensen, City Administrator Troy Fitzgerald, Assistant City Administrator/City Attorney John Penrod, Assistant City Administrator/Finance Director Bruce Riddle and City Recorder Kim Rayburn.

Also present were: Public Safety Director Scott Finlayson, Public Works Director Brad Stapley, Recreation Director Corey Merideth, Power Director Leon Fredrickson, Power Generation Superintendent Brandon Graham, Building and Grounds Director Brad Neel, Community Development Director Glen Goins, Library Director Dan Mickelson, Museum of Art Director Rita Wright, Building Official Jason Van Ausdal, and Operations Manager Rod Oldroyd.

CALL TO ORDER

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

INVOCATION AND PLEDGE

Councilmember Child offered the invocation, and Councilmember Creer led the Pledge of Allegiance.

APPROVAL OF THE MEETING’S AGENDA

COUNCILMEMBER CONOVER MOVED TO APPROVE THE MEETING’S AGENDA AS WRITTEN. COUNCILMEMBER MILLER SECONDED THE MOTION, AND ALL VOTED AYE.

MAYOR’S COMMENTS

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

PUBLIC COMMENT

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

Christy Gilbert with Merit College Preparatory Academy, introduced Student Body President Ben Moody. Ben introduced the service project Kenya Keys the school has been participating in for the last few years. Last year they did a project for the Matuloo Village in Africa, called Meals for Matuloo and earned over $3000 to help build schools, provide books and supplies. Ben invited the Mayor and Council and their families to the next fundraising meal on October 27, 2017 at the Merit Academy from 5:30 p.m. to 7:30 p.m.
Samantha Gwilliam, Vice President with the Springville Playhouse introduced new President Tani Hjorth. Ms. Gwilliam reported she is over the youth group and wanted to thank the Mayor and Council for their help last year in finding a venue change. They were able to use the Springville High School auditorium as a part of the City’s Interlocal Agreement. Over 140 kids auditioned for the Peter Pan production last summer. They were grateful to have the nice auditorium at the high school.

John Bird, resident; Mr. Bird expressed thanks to the Mayor and Council for all of the things going on in the community. He explained at the last council meeting he gave out some paperwork with a red “O” for original. He wanted to make sure the information was given to the Police Chief. Mr. Bird commented when he talked to the Police Chief he was told he could not have the name of the investigator. Attorney Penrod commented the information passed out at the last Council meeting was collected by the City Recorder. Mayor Clyde informed Mr. Bird this was only a comment period.

CONSENT AGENDA
1. Approval of City purchase orders required to be signed per Springville City Purchasing Code.
2. Approval of the minutes for June 20, 2017 regular City Council Meeting.

COUNCILMEMBER SORENSEN MOVED TO APPROVE THE CONSENT AGENDA AS WRITTEN. COUNCILMEMBER CHILD SECONDED THE MOTION.

REGULAR AGENDA
3. Discussion and public comment regarding an Urban Deer Control Contract – Scott Finlayson, Director of Public Safety

Chief Finlayson reported due to citizen complaints to the Police Department and City Council regarding too many deer in the community this item is before the Council tonight. He wanted to make clear the difference between urban deer and mountain deer. Urban deer live in the City year round; mountain deer live in the mountains and come down during the winter months. In order to see how many deer are in the community the City contracted with Humphreys Archery to conduct a survey of deer in Springville. They set up trail cameras to count the deer, conducted personal morning and evening counts, and talked with residents in the area about the numbers of deer they see and if they believe the deer are a nuisance or not.

The City provided Humphreys with areas of concern broken into Zones and expanded the area due to public comment. Approximately 50-70 deer were indicated in Zone 6 the interface between Springville and Provo. Zone 5 runs along Hobble Creek and is on the boarder of Mapleton, they indicated this area has many deer, the orchards and landscape draw the deer to those areas. Approximately 200 to 250 deer are in Zones 1-5 with another 60 or 70 in Zones 6 and 7. In talking with DWR (Division of Wildlife Resources) they believe with those counts there are approximately 500 to 600 urban deer in Springville.

Chief Finlayson provided the Council with three available options. Option one is to do nothing. The past four years the DWR has been responsible for picking up dead deer from various situations; natural causes, starvation during the winter, impaling on fences, the majority are automobile versus deer accidents. Of 220 deer in the last four years, 134 were picked up over the last two years according to DWR numbers. Option two, trap and release; at one point the Police Department was in discussions with a wildlife animal rights group about trapping and relocating. However, DWR identified deer in the Mapleton herd infected with CWD (chronic wasting disease). They are concerned deer in the Springville
range may also be contaminated. Because of this DWR will not allow the deer to be trapped and released. For Springville this will not be an option. The last option is a controlled lethal hunt of deer. Archery is a preferred method; currently Alpine, Highland, Provo and Mapleton are reducing deer in their communities by contract archery hunts. Because of the use of bows and arrows there is less danger to the public. This method is recommended should the Council approve. As a requirement from DWR all meat is harvested and donated to individuals and organizations who sign up to use the meat. Any lethal hunting would be conducted by a certified and contracted archery organization. Individual hunting is not allowed. Discussions with Provo, Mapleton and Highland show no reports of misconduct.

If the Council decides to move forward with the removal of urban deer, the Police Department will apply for a Utah Department of Resources Certificate of Registry (COR). Utah DWR recommends listing a high number of deer to be harvested so the City does not have to rewrite the COR. If they reach the number and the City or Council want to harvest more. All deer are tagged and reported to the DWR. The hunt is only conducted from August 1st to the end of each year to help prevent mountain deer from being included. The hunt can be stopped at any time by the City or DWR, if an acceptable level has been reached or if complaints are received from citizens. Chief Finlayson recommends the number of deer be set high for the three year period, if it is too low, the permit process will need to be restarted. The cost will be dependent on the number of deer requested to be removed. A monthly fee is required and includes trail cameras to track the deer, bate and a fee per deer. Mapleton is approximately between $5000 and $6000 per year.

Councilmember Sorensen asked how it will be paid. Chief Finlayson reported funds were budgeted for $10,000 for deer control. $8,000 this year is for harvesting. He explained some can be done this year, with a three year period to complete.

Mayor Clyde opened the public comment period.

Doris Weight, resident, stated she has lived in Springville her whole life. Deer are part of the community. Generations have been here; we live at the base of a mountain and will have some type wildlife in our community. She knows there are complaints about what they eat. Residents can plant what deer do not eat. People need to be educated, it does not have to be a problem with them.

Hal Burrows, resident; stated he has been in the community for a long time, the deer have increased to a point it is ridiculous. He has chased them out of his yard and they come back. They eat everything in the garden and they are a nuisance.

Heather Nord, resident; stated she lived next to the mountain in Springville and they would eat her tulips, they now live near the high school and have more of a deer problem than living next to the mountain. The deer have eaten things and also charged dogs and kids. She has done soap and everything on the internet, it does not deter them. She has contacted the City and DWR about the problem. The urban deer is a problem, they exist more in density than in the wildlife and eat whatever they want. She stated she was in favor of the deer hunt and maybe not as many automobile collisions.

Councilmember Miller commented how many wild deer are considered in automobile versus deer accidents.

Helen Beardall, resident; stated they have a problem in their neighborhood near the high school. They eat all day long, someone is going to be hurt from hitting deer. They eat everything, and are not afraid. Something needs to be done; it has been a problem over the last 7 or 8 years.
Karen Ifediba, resident; stated she has a twelve point buck in her backyard, there is a definite problem with deer. If the deer have potential to be unhealthy, they should be removed, they are creating extensive problems with traffic and damage. She stated she approves of the third option.

Councilmember Miller commented accidents may not be reported to the Police Department and reported to insurance.

Brad Stapley, resident; stated he has deer in his yard, driveway, and in the road they are dangerous and eat everything in his yard.

John Bird, resident; he stated they are not a problem in his zone. He said he can see the side of not wanting to control them. He has had vehicles damaged from deer.

Councilmember Sorensen, commented he lives in Zone 7, and last year they had a verified cougar kill of a deer in his backyard, made him nervous of what could be back there.

COUNCILMEMBER SORENSEN MOVED TO **APPROVE** THE DEER CONTROL PLAN WHICH ESTIMATES THE URBAN DEER POPULATION IN SPRINGVILLE AT NEAR 500 DEER WITH A RECOMMENDATION TO REDUCE THE CITY DEER POPULATION BY UP TO 400 DEER OVER THE NEXT THREE YEARS.

COUNCILMEMBER MILLER SECONDED THE MOTION. ALL PRESENT VOTED AYE

4. **Consideration of a Utility System Extension Agreement with the State of Utah/School for the Deaf and Blind at approximately 900 South between 1100 west and 1400 west** – Brad Stapley, Public Works Director

   Attorney Penrod asked the Council the item be continued, he has been in contact with the school, and they are moving forward with the project. An easement will need to be obtained from Urban Land Reserve.

   COUNCILMEMBER CONOVER MOVED TO CONTINUE THE CONSIDERATION OF A UTILITY SYSTEM EXTENSION AGREEMENT WITH THE STATE OF UTAH/SCHOOL FOR THE DEAF AND BLIND AT APPROXIMATELY 900 SOUTH BETWEEN 1100 WEST AND 1400 WEST.

   COUNCILMEMBER CHILD SECONDED THE MOTION. ALL PRESENT VOTED AYE

5. **Consideration of a Resolution and MOU regarding the Spanish Fork/Springville Airport** – John Penrod, Assistant City Administrator/City Attorney.

   Attorney Penrod reported an interlocal agreement in August of 1999 was entered into between Spanish fork and Springville regarding the Airport. The Springville/Spanish Fork Airport is owned and operated by Springville and Spanish Fork through an interlocal agreement. Recently, the two cities have discussed Spanish Fork taking over the finances and all operations of the Airport. The proposed MOU sets forth the understanding of the two cities concerning the transition period while the interlocal agreement is being negotiated and amended.

   Springville City will save money paid into the Airport and will not realize any revenue associated with the operations of the Airport. Springville City will continue to own the Airport property.

   Attorney Penrod reviewed the MOU agreement, he stated currently there are three vehicles used at the airport, and are in Springville’s name. The titles will need to be transferred to Spanish Fork.
COUNCILMEMBER CREER MOVED TO APPROVE RESOLUTION #2017-31
APPROVING A MEMORANDUM OF UNDERSTANDING BETWEEN SPRINGVILLE AND
SPANISH FORK WITH RESPECT TO THE SPANISH FORK/SPRINGVILLE AIRPORT.
COUNCILMEMBER CHILD SECONDED THE MOTION. THE VOTE IS RECORDED AS
FOLLOWS:

COUNCILMEMBER CHILD      AYE
COUNCILMEMBER CONOVER      AYE
COUNCILMEMBER CREER        AYE
COUNCILMEMBER MILLER       AYE
COUNCILMEMBER SORENSEN     AYE

RESOLUTION #2017-31 APPROVED

CLOSED SESSION
6. 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, pending or reasonably imminent litigation, and the purchase, exchange, or lease of
real property, as provided by Utah Code Annotated Section 52-4-205.

There was no closed session.

ADJOURNMENT
COUNCILMEMBER CHILD MOVED TO ADJOURN THE CITY COUNCIL MEETING AT
7:53 P.M.
COUNCILMEMBER CREER SECONDED THE MOTION, AND ALL VOTED AYE.

This document constitutes the official minutes for the Springville City Council Regular meeting held on Tuesday,
October 03, 2017.

I, Kim Rayburn, 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, October 03, 2017.

Kim Rayburn, CMC
City Recorder