



**MINUTES OF THE REGULAR MEETING  
OF THE CITY COUNCIL  
OF THE CITY OF SPRINGVILLE, UTAH  
COUNCIL CHAMBERS, 50 SOUTH MAIN STREET  
APRIL 1, 2008 – 7:00 P.M.**

The following are the minutes of the regular meeting of the Springville City Council. The meeting was held on Tuesday, **April 1, 2008** at 7:00 p.m. in the Springville City Civic Center Council Chambers at 50 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 Gene R. Mangum presided. In addition to Mayor Mangum, the following were present: Cl. Phillip Bird, Cl. Benjamin Jolley, Cl. Dean Olsen, Cl. J. Niel Strong, City Administrator Troy Fitzgerald, City Attorney John Penrod, and City Recorder Venla Gubler. Cl. Mark Packard was excused. Also present were: Finance Director David Allen, Power Superintendent Tony Fieldsted, Power Director Leon Fredrickson, Power Superintendent Matt Hancock, Facilities Manager Shaun Orton, Buildings and Grounds Director Alex Roylance, Public Works Director Brad Stapley, and Library Director Pam Vaughn.

**CALL TO ORDER**

Mayor Mangum formally called the meeting to order at 7:00 p.m. He noted that a full council was present. He welcomed the youth in the audience and directed them to Cl. Jolley for a certificate they may use to verify their attendance. Mr. Shaun Orton offered the invocation and Mr. Seth Daybell led the Pledge of Allegiance. Mayor Mangum asked members of the audience to turn off all electronic devices.

**APPROVAL OF THE MEETING'S AGENDA**

CL. PACKARD MOVED TO AMEND THE MEETING'S AGENDA TO OMIT ITEMS 2 AND 3. CL. BIRD SECONDED THE MOTION, AND THE COUNCIL UNANIMOUSLY VOTED AYE.

**APPROVAL OF THE MINUTES**

CL. BIRD MOVED TO APPROVE THE MINUTES OF FEBRUARY 5, 2008 AS WRITTEN. CL. JOLLEY SECONDED THE MOTION, AND THE COUNCIL UNANIMOUSLY VOTED AYE.

**MAYOR'S COMMENTS**

Mayor Mangum welcomed everyone again. He observed that this is the time to hear from members of the community. Residents are encouraged to bring their questions and concerns to the Council; the Council is willing to hear whatever is on citizen's minds. However, the Council is restricted from formal action by the State Legislature.

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## **PUBLIC COMMENT:**

Ms. Marie Grace Andersen told the Council that she has been a resident of Springville for 2½-years. She has also become a frequent visitor to the Library. She wants to register a complaint about the difficulty getting in the Civic Center doors, particularly the west doors. She reported that one door does not open wide enough to allow access to her in her scooter or her wheelchair. She gets stuck. The doors are also very heavy. It is nearly impossible to walk around the building to the east side. She would like to suggest the installation of a power-assisted door even though the building is scheduled for demolition. She commented that the approximate cost is about \$3,000 and can be moved to new buildings. She observed that she is certainly not the only person having trouble with the doors. Mayor Mangum thanked Ms. Andersen for bringing this matter to the Council's attention. He made a commitment to take the recommendation under advisement and get back to her. The Council asked Facilities Manager Shaun Orton questions about the state of the doors. Administrator Fitzgerald reported that staff had received other complaints and were getting bids on replacement doors. Mayor Mangum apologized for Ms. Andersen's inconvenience and promised a response.

Mr. Daniel McNeece reported that he lives on 800 East and hears the City is planning to put a roundabout in this intersection. Administrator Fitzgerald acknowledged that the City had acquired property at this intersection to have sufficient room for a roundabout. Mr. McNeece commented that he would rather not have a roundabout. Administrator Fitzgerald told him that the reason the City acquired the property was because his neighbors had asked for renewed access to the fenced off street and a roundabout is the only feasible way to accomplish this task. He added that the construction is not scheduled in this year's budget, or even the five-year budget planning. He noted that the projects are reviewed on an annual basis, so it could potentially happen, but not soon. Director Stapley agreed and noted that the project is not high on the priority list. Administrator Fitzgerald referred Mr. McNeece to the City's website for agendas and project lists.

## **CEREMONIAL AGENDA**

- 1. Presentation of the Intermountain Power Superintendents Association (IPSA) Safety Award for "Zero Loss Time Accidents"** – Tony Fieldsted, Power Distribution Superintendent and Leon Fredrickson, Power Director

Director Fredrickson commented this special award is one he felt was appropriate to bring to the Mayor, Council, and community. He reported that the City is a member of the Intermountain Power Superintendents Association (IPSA). Superintendent Fieldsted attends the meetings as the City's representative. IPSA has an annual safety award program that recognized outstanding safety and work procedures for crews in the distribution and generation fields. He introduced his staff that were responsible for this award's receipt: Jess Graham from generation, Travis McBride from distribution, Generation Superintendent Matt Hancock, Distribution Superintendent Tony Fieldsted, and Safety Director for South Utah Valley Power Systems, Blake Anderson. He reported that Springville City Power Department received the "Zero Loss Time Accidents" award for 2007. He commented that this award does not come every year; accidents happen. However, this year both staffs worked diligently. They have not only won this award; they will also receive the First Place Award at the APPA Conference in Indianapolis for working 30,000 to 70,000 man hours with no loss time. This is an outstanding achievement. Director Fieldsted commented that he appreciates the safe working attitude the staff brings to their work. He presented the award to Superintendents Fieldsted and Hancock and their staff for doing a

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great job for the community in a safe the expedient way. The audience applauded. Mayor Mangum observed that the award is well deserved. He encouraged the department to continue their great record.

#### **CONSENT AGENDA\***

- ~~2. Approval of all City purchase orders properly signed (Springville City Code §2-10-110(5)) – David Allen, Finance Director~~
- ~~3. Approval of the appointment of Mr. Scot Holden to the Landmarks Preservation Board – Mark Packard, City Council~~
4. **Approval of the re-appointments of Mr. Clair Anderson and Mr. John Hafen to the Springville/Spanish Fork Airport Board – Dean Olsen, City Council**
5. **Approval of the re-appointments of Mr. Richard Child, Mr. Nile Hatch, and Mr. Rollin Hotchkiss to the Water Advisory Board – J. Niel Strong, City Council**
6. **Approval of a “Right of Access” Policy concerning the process of obtaining criminal background checks from the State of Utah Bureau of Criminal Identification for new employees and volunteers – John Penrod, City Attorney**
7. **Approval of an application by Dale DeLamas for Parade of Homes directional signs within the City’s right-of-way – John Penrod, City Attorney**
8. **Approval of a grant application to the Federal Aviation Administration (FAA) for improvements and expansion of the Springville/Spanish Fork Airport – David Allen, Finance Director**
9. **Approval of an agreement with the Springville/Mapleton FFA/4H Booster Club – John Penrod, City Attorney**

The Council each read one of the six items presented for approval. CL. STRONG MOVED TO APPROVE THE SIX ITEMS ON THE CONSENT AGENDA AS READ. CL. PACKARD SECONDED THE MOTION. THE COUNCIL UNANIMOUSLY VOTED AYE.

#### **REGULAR AGENDA**

10. **Consideration of a request to approve the Storm Drainage Master Plan for the Spring Creek and Hobble Creek Drainages – Brad Stapley, Public Works Director**

Director Stapley reported that the engineering firm, Hansen Allen & Luce, presented the Storm Drainage Master Plan for the Spring Creek and Hobble Creek Drainages at a recent work meeting. He brought up the map of the area and pointed out the districts, as well as the districts included in the Master Plan adopted last year. He explained that the Master Plan includes a capital project list that can be used to develop an Impact Fee for new construction in this area. He asked if the Council would like a review of the Master Plan, or if they had any questions. Cl. Strong commented that he felt the discussion held previously was adequate. Mayor Mangum asked about the procedure to set an Impact Fee. Director Stapley replied that the Master Plan’s Capital Facilities Project list is used to help calculate a legally defensible impact fee. The Council will decide the final amount of the fee with the help on public comment. Cl. Packard commented that there is not much developable space left in these areas.

Cl. Bird asked if the project list may create the need for a higher utility fee. Director Stapley replied that the impact fee is assessed on new development as part of the building permit. It is not assessed on current residents. Cl. Bird asked if there is a possibility that the impact fee may be a different amount than the other study area. Administrator Fitzgerald replied that the

impact fee statute contemplates zones. The fee is calculated on the available “equivalent residential units (ERU)” in the zone. Cl. Packard asked if the impact fee applies to additions on existing residences. The reply was yes.

Director Stapley reported that the study identifies \$13 million in projects to correct existing deficiencies in the storm drainage system, and \$9 million in projects to accommodate future development. Administrator Fitzgerald commented that a quick, rough calculation to have an impact fee of about \$900 would require 10,000 ERU. He asked if this amount of development is reasonably possible. Cl. Strong asked if the amounts quoted include the improvement in mountain drainage. Director Stapley replied that the master plan only identifies improvements in the mountain drainage systems; it does not commit the Council to spending that money. He pointed out that a 10-year rainfall event does not create runoff from the mountains. The Master Plan anticipates improvements to handle the 10-year event, not a 50-year or 100-year event. He added that most Master Plans do not plan to handle the major events. Mayor Mangum asked if putting information about mountain drainage into the Master Plan will incur liability to the City. Attorney Penrod replied no.

Administrator Fitzgerald reported that the engineers have created a modeling system that will allow the City to run a 50-year event and look at how the system will be impacted during a heavy storm. It will help to make knowledgeable decisions and give the flexibility to choose where to make the biggest change for the least amount. He pointed out that the County is responsible for addressing flooding events. Mayor Mangum asked if identification of flood possibilities will help in opportunities for federal grants. The reply was yes. Mayor Mangum commented that the County Engineer and Commissions held a meeting where they acknowledged their responsibility for flood control, but disclosed that they had no funding source. They are considering a property tax increase to meet that liability. Director Stapley observed that the County has asked for cities to report necessary flood control projects.

CL. BIRD MOVED TO ADOPT THE STORM DRAINAGE MASTER PLAN FOR SPRING CREEK AND HOBBLE CREEK DRAINAGES, FEBRUARY 2008, AS PREPARED BY CITY STAFF AND ENGINEERING CONSULTANT, HANSEN ALLEN & LUCE; AND DIRECT PUBLIC WORKS STAFF TO PROCEED WITH A STORM DRAINAGE IMPACT FEE STUDY TO DETERMINE A LEGALLY DEFENSIBLE IMPACT FEE ON THE CAPITAL IMPROVEMENT PLAN CONTAINED WITHIN THE MASTER PLAN DOCUMENT. CL. STRONG SECONDED THE MOTION. CL. JOLLEY, CL. BIRD, CL. PACKARD, CL. OLSEN, AND CL. STRONG VOTED AYE. THE MOTION WAS UNANIMOUSLY IN FAVOR.

**11. Discussion on the condition of the pool and consideration of a request for an appropriation in the current budget year for the Springville Pool to purchase and install a UV disinfection system – Charles Keeler, Recreation Director**

Mayor Mangum turned the time over to Facilities Manager Shaun Orton for the report on efforts by the Springville Pool to contain cryptosporidium this year. Mr. Orton reported that the Health Department is predicting an imminent outbreak of cryptosporidium and has implemented new procedures to address the epidemic before it starts. He explained the chlorination procedures that were used last year and that they were used on weekends while the pool was closed. The increased levels of chlorination are dangerous to the public. This year, the Health Department is requiring “hyperchlorination” twice a week up to a level of 20 for 12 hours. He reported that it takes several hours to bring the chlorination level down to a safe level, and the high level is too

dangerous for one person to be there alone. It will also require closure of the pool twice a week, so there will be lost revenues.

Mr. Orton reported that an alternative solution will kill the virus, keep the pool open, and is safe to the public and employees. This is an Ultra-Violet (UV) System. Cl. Packard commented that the focus of the Health Department is the summer months, but Springville has a year-round pool. He asked if this is a year-round problem. Mr. Orton replied that the procedures are required for the summer months, but the virus affects operations year-round. Cl. Jolley asked if the UV System will be used in combination with chlorination, or if it will replace the chlorination system. Mr. Orton replied that the chlorine level can be lowered from the standard level of 2 to 0.5 with the UV System. It will provide a better swim experience to patrons and is much easier to work with by employees. Administrator Fitzgerald reported that the UV System is authorized for use in Wastewater Treatment Systems. This is an effective technology that is movable to a new facility. However, he noted that the expense is not budgeted, and the pool is not a profit generator for the City. He commented that the pool continues to incur costs, such as the persistent deterioration of the housing structure. He noted that there are options for funding the new system from the operational reserve, but the Council must weigh the cost benefit of sustained operations in a pool that is losing \$250,000 a year.

Cl. Bird commented that hyperchlorination is also hard on the structure and its systems. He noted that the new higher levels may spell the end of the pool. Mr. Orton outlined the fiscal impact of hyperchlorination vs. UV treatment of the pool. Cl. Packard observed that the Council needs to decide their commitment to an open pool. He noted that lower chlorine levels may draw more swimmers. Cl. Olsen reported that he had visited with Director Keeler on the condition of the facility. There were two bricks in 2006 that had "popped" surfaces. In 2007, there are 100 bricks. It has been a rough winter for the pool structure. Mayor Mangum commented that the UV System will save the structure from exposure to extremely high levels of corrosive chlorine, save wear and tear on the pool, save overtime, save swim time for lessons, teams, and patron use, but cost another \$50,000. Mr. Orton replied that the system can be moved, or sold when the future of the facility is decided.

CL. OLSEN MOVED TO AUTHORIZE THE EXPENDITURE OF \$50,000 TO PURCHASE AND INSTALL A UV SYSTEM AND MAKE NECESSARY UPGRADES TO THE ELECTRICAL SYSTEM AT THE POOL. CL. PACKARD SECONDED THE MOTION. THE COUNCIL UNANIMOUSLY VOTED AYE.

Administrator Fitzgerald clarified that the item will be inserted into the current year budget from the operating reserve.

## **MAYOR, COUNCIL AND ADMINISTRATIVE REPORTS**

Mayor Mangum commented that this formally ends the agenda item. He asked if there were any reports. Cl. Jolley reported that he had received a number of emails from Library patrons and board members about bonding. He wanted to clarify that the Council has not discussed the timetable for bonding or construction of the new Library. Cl. Bird, and Cl. Packard did not have reports. Cl. Olsen announced two public meetings being held by the Utah Lake Commission tomorrow in Lehi and Thursday at the Utah Lake Marina from 6 to 8 p.m. He reported that the Utah Lake Commission has plans for a great undertaking at the lake; they plan to remove carp for shipment to Iraq and removal of phosphorus. He noted that this is going to be an interesting process. Mayor Mangum thanked Cl. Olsen for the thoughtful gesture extended to support staff. Cl. Strong asked if he should make the meeting he attended last week part of the public record. Mayor Mangum asked him to hold off for now.

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**CLOSED SESSION, IF NEEDED – TO BE ANNOUNCED IN MOTION**

CL. PACKARD MOVED TO TEMPORARILY ADJOURN THE CITY COUNCIL MEETING AT 8:01 P.M. AND CONVENE IN A CLOSED SESSION AS PROVIDED IN U.C.A. 52.4.205 FOR THE PURPOSE OF DISCUSSING PENDING OR REASONABLY IMMINENT LITIGATION. CL. BIRD SECONDED THE MOTION. CL. STRONG, CL. OLSEN, CL. PACKARD, CL. BIRD, AND CL. JOLLEY VOTED AYE. THE MOTION CARRIED UNANIMOUSLY.

**ADJOURNMENT**

CL. JOLLEY MOVED TO ADJOURN THE CITY COUNCIL MEETING AT 8:54 P.M. CL. PACKARD SECONDED THE MOTION, AND ALL PRESENT VOTED AYE.