

Minutes of the Salem City Council Meeting held on April 1, 2009 in the Salem City Council Chambers.

WORKSESSION: 6:00 p.m. Discussion about building permits, and ways that the city can help. Department heads have met with homebuilders, and developers in Salem, to try to see what can be done. Some suggestions were presented to council. It was decided to take the suggestions, come up with a plan and present it to the council next council meeting, and have Planning & Zoning come at 5:30.

MEETING CONVENED AT: 7:00 p.m.

CONDUCTING: Mayor J. Lane Henderson

COUNCIL PRESENT:

Mayor J. Lane Henderson
Councilperson Lynn Durrant
Councilperson Brent V. Hanks
Councilperson Terry A. Ficklin
Councilperson Stanley W. Green
Councilperson Todd R. Gordon

STAFF PRESENT:

Jeffrey Nielson, City Recorder
Bruce Ward, Public Works/Engineer
David Johnson, Building Dept.
Junior Baker, City Attorney

Excused:

Chief Brad James, Police Chief

OTHERS PRESENT

Rodger Hardy
Blake Meservy
Bryson Carrick
Edward Stebbins
Bryce Olsen
Larry Ballard
J. Reed Cornaby

Amy Connelly
Jileen Meservy
Donna Gilger
Bob Russell
Jerry Grace
Diana Ballard
D.T. Cornaby

Michael Skirda
Cameron Losser
Duane Gilger
Bob Hansen
Caralee Grace
Kathryn Ballard

1. VOLUNTEER MOTIVATIONAL/INSPIRATIONAL MESSAGE

Mayor Henderson asked if anyone would like to give a motivational or inspirational message. Councilperson Lynn Durrant stated she would like to offer a motivational message in the form of a prayer.

2. INVITATION TO SAY PLEDGE OF ALLEGIANCE

Mayor Henderson invited those who would wish to participate, to stand and say the pledge of allegiance with him. He then led the pledge of allegiance for those who wanted to participate.

3. CORNABY STRAWBERRY WATER CONTRACT

Bruce Ward explained that Reed Cornaby has a raspberry patch where he used to use Strawberry Water to flood irrigate. Now, since the city has pressurized irrigation, Reed has put a drip system to water the patch. He has 80 acre feet of Strawberry Water rights, which he is willing to allow the city to use the 80 acre feet to be placed into the pressurized irrigation system. The Cornaby's will still pay for the assessments, and if they ever do sell the water, they will give the city first option to purchase. The city will deliver approximately 20 acre feet of the 80 acre feet to the Cornaby through the P.I. system at no charge. He stated that it would be a win win situation for both the city and the Cornaby's.

MOTION BY: Councilperson Brent Hanks to approve the agreement with the Cornaby's.

SECONDED BY: Councilperson Stanley Green.

VOTE: All Affirmative (5-0).

4. DIANA & LARRY BALLARD – PI HOOKUP FOR COUNTY RESIDENT

The Ballard's stated that they live in the county and they have flood irrigated for a long time. Since the subdivision has been built next to them, when they flood irrigate, they have flooded the neighbors basement a couple of times. Rather than keep flood irrigating, they want to be allowed to hook up to the Pressurized Irrigation.

Bruce Ward explained where the Ballard's live, and the subdivision next them is Nelson Landing. Bruce feels that it would benefit the area not to have them flood irrigate. The water table is already really high in the area.

It was stated that the ordinance regarding Pressurized Irrigation does not address county users. Bruce stated that the benefits of having them hook to the P.I. is they have seven shares of Strawberry Water that they are willing to sign over to the city, and by not flood irrigating, should help the water table in the area. Bruce stated that they would also be required to pay for the P.I. hook up. He would recommend allowing them to hook on.

The question was asked to the Ballard's, of why they do not annex into the city. They stated that they are not ready to annex at this time. He stated that there are some issues that he would need to look into first. The issue about the worth of the Strawberry Water shares came up. The Ballard's stated that he was told that the shares are worth \$3,000.

Bruce Ward stated that he met with the Highline and that the shares are not going to go for that much, and that the price has not been determined.

A neighbor to the Ballard's spoke to the council and stated they are thankful for them coming into the city and wanting to hook up to the P.I. They feel this will help so their basement will not get flooded again.

Larry Ballard stated that by changing the way they water, they will not use as much water. They would like to have a two inch water hook up.

MOTION BY: Councilperson Stanley Green to allow the Ballard's to hook onto the PI system as county residents, and that the PI rate is agreed upon between them and staff, that their Strawberry Water shares get turned over to the city.

SECONDED BY: Councilperson Todd Gordon.

VOTE: All Affirmative (5-0).

5. KARL JUSTESEN – Land Donation/Deeded Easement Property Located by Civic Center

Item five was not ready for council discussion.

6. BOB HANSEN LIONS CLUB

Bob Hansen, representing the Lions Club, stated that they have been in Salem area contacting business and some residents about the possibility of getting a club located here in Salem. They have a few people who have committed to the club. They are a service club, and when they get established they would like to have someone from the city be a part of the club so they could work closely with the city to help with service projects.

Bob stated that they are looking for a place to meet. They are hoping to be able to meet in the civic center. They have three meetings in the next three weeks to get the club established, at which time they will know how often and when they will be meeting.

Attorney Baker stated that if the city does allow them to use the civic center at no cost that a public hearing would need to be done to determine the use of the building. The next public hearing would not be until May 6th council meeting.

Some discussion on the possibility of allowing the Lions Club to use the building for the first three meetings because the Lions Club were the ones who donated the land for the civic center many years ago. It was stated to have them work with Councilperson Ficklin on the use of the building until a public hearing can be done, or something is worked out.

7. APPROVE MINUTES OF MARCH 18, 2009

MOTION BY: Councilperson Lynn Durrant to approve minutes of March 18, 2009 as written.

SECONDED BY: Councilperson Brent Hanks.

VOTE: All Affirmative (5-0).

8. SALEM YOUTH COUNCIL

Kevin Ostler, Salem City Youth Council Mayor, thanked the council for allowing them to go to the training in Logan for youth councils. He stated that they learned a lot about how a youth council should be run. He talked about some of the projects that they are helping out with. He stated that the youth council helps out with the Easter egg hunt, they have been helping out at the library, and there are many other projects they are working on. Mayor Henderson and the council thanked them for all of their hard work, and really appreciate what they are doing. A thanks to Jileen Meservy the advisor for the youth council.

9. APPROVE BILLS FOR PAYMENT

MOTION BY: Councilperson Brent Hanks to approve bills for payment.

SECONDED BY: Councilperson Terry Ficklin.

VOTE: All Affirmative (5-0).

10. PUBLIC SAFETY

Councilperson Todd Gordon stated that the city has received the ISO rating and that the city is still in compliance, but we will have another evaluation in November. He stated that the letter had some recommendation to the city to help out with the rating.

Mayor Henderson stated that he is concerned about the event that happened at the Hare Krishna Temple. There were a lot of people and did not see a lot of public safety present. Attorney Baker stated that Spanish Fork Chief of Police is also concerned and looking into it. Mayor Henderson stated that we need to support the event, but we need to make sure that the safety of public is addressed.

11. OPEN DISCUSSION

Mayor Henderson asked if anyone had anything for open discussion.

Phil Anderson stated that he has a concern about his neighbor JuliAnn Curtis who owns a home and also a barn on the property. She does not live at the home, but she is renting

the barn out. The barn is not a legal apartment, and cannot be rented out. Bruce Ward stated that he and Jeff Nielson met with JuliAnn today about another issue, and the issue about renting the barn came up. We had Dave Johnson also come in and we all explained that she cannot rent the barn out as an apartment. She can rent the home out, but not the barn. Bruce stated that she understood that when she left the meeting and that she would not have anyone renting the barn.

A question was asked about what the city is doing about the wetlands. Mayor Henderson stated that the federal laws regulate the wet lands and that the city is concerned with them and feels that they need to be preserved.

COUNCIL REPORTS

12. MAYOR J. LANE HENDERSON

13. COUNCILPERSON LYNN DURRANT

Councilperson Lynn Durrant stated that power department received a safety award from SUVPS and IPSA. She stated that Doug Smith really does a great job in making sure safety is enforced with his crew.

14. COUNCILPERSON TERRY A. FICKLIN

Councilperson Ficklin stated that the solid waste is going well, and the hazardous waste drop off that was held in Provo went well.

15. COUNCILPERSON STANLEY W. GREEN

16. COUNCILPERSON BRENT V. HANKS

17. COUNCILPERSON TODD R. GORDON

18. DAVE JOHNSON, BUILDING DEPARTMENT/PUBLIC WORKS

Dave Johnson mentioned to the council that, from the discussion in work session, he got the feeling from the council to look at deferring the impact fees from being collected up front, and wait until final, also look at changing lot sizes for PUD. He stated that next council meeting the department heads will have something ready for the council.

19. BRUCE WARD, CITY ENGINEER/ PUBLIC WORKS DIRECTOR

Bruce Ward stated that so far the city has accumulated 1200 acre feet of water for the P.I. This last year we used about 600 acre feet, and feel that this year we will use about 1500 acre feet. He stated that he is very pleased with what has happened for the P.I. system.

He also mentioned that we are looking at doing an agreement with Payson for the use of Aaron Painter for our GIS system and surveying. He stated that right now we use Aaron with our interlocal agreement with Spanish Fork, Payson, Mapleton, Springville and Salem. If we went with Payson, the cost would be about the same as what we pay now. The split would be a 60/40 split. We would still have the interlocal agreement with the other cities for the use of equipment. It would be the wages of the GIS crew that we would not pay in the interlocal.

20. ATTORNEY S. JUNIOR BAKER.

ADJOURN CITY COUNCIL MEETING

MOTION BY: Councilperson Stanley Green to Adjourn City Council Meeting

SECONDED BY: Councilperson Brent Hanks.

VOTE: All Affirmative (5-0).

MEETING ADJOURNED AT: 8:15 p.m.

Jeffrey Nielson, City Recorder