

Minutes of the Salem City Council Meeting held on January 17, 2007 in the Salem City Council Chambers.

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 Jeff D. Higginson
Councilperson Stanley W. Green

STAFF PRESENT:

Jeffrey Nielson, City Recorder
Chief Brad James, Police Chief
David Johnson, Public Works
Junior Baker, City Attorney
Bruce Ward, City Engineer

Excused:

Councilperson Terry A. Ficklin

OTHERS PRESENT

J. Reed Cornaby	Randy Skinner	Shannon Badger
Bruce Farnsworth	Mel LaFontaine	Burke Tervort
Paul Tervort	Dakota Nielsen	Carl Anderson
Duane Hill	Aaron Hill	Diane Hamilton
KayDee Hamilton	Spencer Keole	Adam Dinkins
Aaron Belliston	Brad Stocks	Tyrell Shively
Craig Applegate	Cole Jensen	Brad Mitchell
Jeff Steiner	Ken Thurston	Kyle Clyde
Jennifer Jones	Trevor Palmer	Jason Edstrom
Chantry Carter	Colton Mitchell	Erman Stone
George Rasband		

1. VOLUNTEER MOTIVATIONAL/INSPIRATIONAL MESSAGE

Mayor Henderson asked if anyone would like to give a motivational or inspirational message. Councilperson Stanley Green stated he 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. PUBLIC HEARING

Open

MOTION BY: Councilperson Jeff Higginson to open the public hearing.

SECONDED BY: Councilperson Lynn Durrant.

VOTE: All Affirmative (4-0).

a. Ordinance Amending the Comprehensive Zoning Ordinance with Respect to Animals.

Mayor Henderson stated that this ordinance has been worked on for a while, and have had a committee working on it. We wanted a way to allow animals, especially in the older part of town. Some of the changes to the ordinance were the number of animals allowed, where, and the size of lots.

Attorney Baker stated that the current ordinance only allows you to have animals if you have an acre of land. We have looked at a way to decrease the size of the property. If someone has 20,000 square feet, that is about ½ acre of land, they would be allowed to have two animal units. The conditional use for the animal rights will have conditions placed. Councilperson Durrant asked who would place the conditions. Attorney Baker stated that DRC would be reviewing it, along with Planning and Zoning which would issue the conditions. Planning and Zoning, in their meeting, asked about a grandfather clause. Attorney Baker stated that it already exists in the ordinance, and did not need to be added.

b. Ordinance Repealing the Minimum Standards for Flag Lots.

Attorney Baker stated that when we eliminated the flag lot ordinance, there was part of the municipal code dealing with the conditions for flag lots which was not part of the original ordinance, that needed to be done away with also.

Close

MOTION BY: Councilperson Stanley Green to close the public hearing.

SECONDED BY: Councilperson Jeff Higginson.

VOTE: All Affirmative (4-0).

a. Ordinance Amending the Comprehensive Zoning Ordinance with Respect to Animals.

MOTION BY: Councilperson Stanley Green to approve Ordinance 11707 Amending the Comprehensive Zoning Ordinance with Respect to Animals.

SECONDED BY: Councilperson Jeff Higginson.

VOTE: All Affirmative (4-0).

b. Ordinance Repealing the Minimum Standards for Flag Lots.

MOTION BY: Councilperson Brent Hanks to approve Ordinance 11707B Repealing the Minimum Standards for Flag Lots.

SECONDED BY: Councilperson Lynn Durrant.

VOTE: All Affirmative (4-0).

4. MARK WRIGHT - ANNEXATION

Mayor Henderson stated that there was a meeting held with the land owners, and they were under the impression that this item was going to be postponed until the March 21 council meeting.

MOTION BY: Councilperson Stanley Green to postpone this item until March 21 council meeting.

SECONDED BY: Councilperson Brent Hanks.

VOTE: All Affirmative (4-0).

5. MAE WILSON – VARIANCE OF LOT SIZE FOR A PROPOSED SUBDIVISION ON THE CORNER OF 200 E. 300 S.

Mayor Henderson turned the time over to Lane Peterson, who is representing Mae Wilson. He stated that Mae is wondering what she would need to do to be able to create a building lot on the corner. Mayor stated that the council has looked at this. Bruce Ward handed out a map showing the existing lots, so that the council could get an idea of the area. He stated that the minimum lot size would be 10,000 square feet. Mayor Henderson stated that this area has an intersection that needs to be fixed because the road does not line up very well. He asked Lane if the property was approved would the lot be sold. Lane stated that it would. Mayor Henderson showed how the property would need to have improvements on it. Councilperson Hanks was wondering if the drive way could be changed, to allow it to come straight on the road. Attorney Baker stated that they have an illegal lot and it should be corrected. Councilperson Hanks would like more time to review this, and see how the intersection could be cleaned up.

MOTION BY: Councilperson Hanks to table Mae Wilson request until February 21 Council Meeting.

SECONDED BY: Councilperson Jeff Higginson.

VOTE: All Affirmative (4-0).

Mayor Henderson suggested to the council that they get with the city staff on this, and look at some of the possibilities.

6. DIANE HAMILTON – RECYCLING PROGRAM

Diane Hamilton stated she is interested in helping to get a recycling program in place. Her daughter attends the Liberty Academy where a lot of people are participating in a recycling program, and she would like to see something in Salem. She is wondering where she could get started, or what would need to happen. Mayor Henderson stated that he has given the assignment for recycling to Councilperson Ficklin. He recommends having Diane contact him, since he is not present tonight. He thinks if a committee were to get organized it would really help. The council is in favor of looking into some kind of recycling program.

7. HANKS ESTATES, PLAT B ROAD DISCUSSION

Mayor Henderson stated this item would be postponed.

8. APPROVE 2ND TRANSFORMER

Councilperson Lynn Durrant stated that in December we had a discussion about the need for another transformer. Dan Ellsworth from SESD told her that after the first of the year transformers would be going up in price, and if Salem wanted to put one on hold that we could issue a letter of intent. The letter was sent and now we need to issue a purchase order. Jeff Nielson stated that we do have money in the electrical revenue to pay for this. We could also use impact fees to help pay for it, and then reimburse the electrical fund back with impact fees when they become available.

MOTION BY: Councilperson Lynn Durrant to approve the purchase of a second transformer in the amount of \$450,950, to Waukesha Electric System, using the fund balance of the electrical fund along with impact fees.

SECONDED BY: Councilperson Stanley Green.

VOTE: All Affirmative (4-0).

9. APPROVE CITY SHOP PURCHASES

Councilperson Hanks stated that we need some offices at the new city shops. The cost is about \$10,000. He would like to have the guys start on the work now, while it is still winter. The lumber would be about \$5,000 of the cost. Councilperson Hanks stated that he would like to hold off on this and wait to see about the funds for the new city shop.

10. APPROVE MINUTES OF JANUARY 3, 2007

MOTION BY: Councilperson Brent Hanks to approve the minutes of January 3, 2007 as written.

SECONDED BY: Councilperson Stanley Green.

VOTE: All Affirmative (4-0).

11. APPROVE BILLS FOR PAYMENT

MOTION BY: Councilperson Stanley Green to approve the bills for payment.

SECONDED BY: Councilperson Jeff Higginson

VOTE: All Affirmative (4-0).

12. PUBLIC SAFETY

Mayor Henderson stated that during this administration we have had the option to appoint a Fire Chief and a Captain for the ambulance. There is also a public safety committee. He stated that Chief James has been the chair for the committee. As the city is growing, Chief James is getting busier, so the mayor has asked Captain Stone to serve as the chair over the committee, and Captain Stone stated that he would do it. Mayor Henderson also asked the council to set aside Tuesday night, February 20. He would like to hold an appreciation dinner for the public safety committee members. He would like all of the council there, and he will be giving assignments out to them.

Chief James stated that he is concerned with the ice on the pond. We have had several elementary kids out on it. The ice is very thin in spots. He is also concerned with the freezing temperatures, that there may be some residents whose water lines might freeze, especially the elderly. He has contacted both stake presidents and has asked them to make each of the wards aware of this. We may not find some of the lines that have been frozen and broken until they begin to thaw.

Councilperson Hanks reported that there was a frozen pipe at the civic center. It did not cause any damage, and has been fixed.

13. OPEN DISCUSSION

Mayor Henderson asked if anyone had anything for open discussion. Bruce Farnsworth stated that the AAA group of Salem has been meeting in Spanish Fork for the last three years. They used to meet at the old lions club building. There are about 20 people that attend the group. In the past they have done some community service projects in Salem. They are wondering about holding the meetings at the civic center. They meet every Tuesday night, and don't have a lot of places to meet at. Mayor Henderson stated that

this is something he would like to discuss with the council. He stated that he has had three other groups talk to him about using the civic center.

Reed Cornaby has a question about the city requiring a building permit for people to put a tent over their cars. If the city requires the permit then the city is responsible, if not then the person would need to be responsible. He feels that he has the right as a person to put a small cover over his car. Dave Johnson stated that the smaller covers that have canvas tops usually do not need a permit. The structures that were in discussion are the ones that have metal roofs, and are more secure. He stated that the building code requires a building over 120 square feet requires a building permit. We want to make sure the building has the proper set backs, and make sure that they are safe.

Someone asked the question if there has been any discussion about an annexation out by BYU Dairy. Mayor Henderson stated that at this time, there has not been any discussion about annexation in that area.

COUNCIL REPORTS

14. MAYOR J. LANE HENDERSON

Mayor Henderson stated that he is concerned about the ice on the pond, along with the cold weather and the elderly.

He would like to get a committee together to begin looking at green space and a trail system. He is wondering if the council might have any suggestions, or know of anyone. Also, Mike Rawson will be leaving Planning and Zoning. He is serving as the chair, so we will need to find someone to replace him.

Mayor Henderson stated the other groups who have approached him about the civic center were; Bob Stutz, who is looking at a game club, Mark Beacher has approached him about doing a dance once a month, and the senior citizens have also approached him.

We received the traffic study results from UDOT on 400 North and SR 198. They stated we did not meet the requirements for a stop light, but that they will come back after the high school is built.

15. COUNCILPERSON LYNN DURRANT

Councilperson Durrant stated that the Chamber had a banquet the other night. She stated that Mayor Henderson gave Diana Pritchett an award for all that she does with the youth council. Mayor Henderson stated that Diana has done a great job with the youth council, they have raised money for sub for Santa, helped out families around Christmas time, participated in the luminaries, and they have been helping with youth courts.

Councilperson Durrant stated that Kerry, the librarian, is doing a great job. The library board has decided to do an activity each month. For January they will be building snowmen.

She also reminded the council that, if they are going to the UMPA conference, to make sure they make their reservations. It is March 1, 2, and 3. There is a lot of great information for the council to learn about power.

16. COUNCILPERSON TERRY A. FICKLIN

17. COUNCILPERSON STANLEY W. GREEN

Councilperson Green reported that we have a lot of old vehicles in our motor pool. Some are so old that to keep them running would be costly. It is hard to function without vehicles. It has been discussed that there is a need for a 4x4 service truck that would haul mobile equipment around. Chief James stated that we are also in need of a new pumper truck for the fire department. Councilperson Green stated that we have a lot of old equipment, which we need to look at replacing.

18. COUNCILPERSON BRENT V. HANKS

Councilperson Hanks stated that he has a meeting with Associated Foods next week. Mike Pritchett is over roads, he and his guys have done a great job with the snow plowing. The new dump truck that we purchased has been having problems with the hydraulics that operate the plow.

19. COUNCILPERSON JEFF D. HIGGINSON

Councilperson Higginson reported that the recreation board has discussed trails in the city. The discussion of the Bonneville trail system has come up and looking at the Highline Canal. He stated that there might be some people on that board that would help with a trail system and green space committee. He also reported that the board is looking at changing some of the policies for the recreation programs. He stated that we are in need for a ninth grade football team. It was stated that Nebo School District is looking at taking the ninth grade football over again. He stated that the board is also looking at getting some drawings for some soccer fields by the cemetery. We also need to look at purchasing some property for future parks. Councilperson Green suggested that we get a committee together, who will go out looking for land for the city to purchase for future parks. Dave Johnson suggested the property that is behind Councilperson Ficklin's home might be a good place for a park. Councilperson Higginson was wondering about the property by the old Maceys Store. Paul Tervort stated that it is owned by the Ottesens, Simons, Greenhaul, Nelsons, and Davis.

Mayor Henderson reported that Todd Gordon had injured his hand, he should be okay. Mike Nielson's wife had passed away. Right now we are short handed with help.

20. DAVE JOHNSON, PUBLIC WORKS DIRECTOR

Dave Johnson reported that he is working on getting some bids for the soil testing at the city office, for the expansion of the building. This will determine if we can have a basement or not.

21. BRUCE WARD, CITY ENGINEER

22. ATTORNEY S. JUNIOR BAKER.

Jeff Nielson explained to the council that there are a couple of residents who are on shutoff the next day. Mayor Henderson stated that before we shut them to let him know. Councilperson Durrant stated that in the winter Spanish Fork has shut some residents off in the morning, and then has turned them back on at night.

ADJOURN CITY COUNCIL MEETING

MOTION BY: Councilperson Stanley Green to adjourn city council meeting.

SECONDED BY: Councilperson Brent Hanks.

VOTE: All Affirmative (4-0).

MEETING ADJOURNED AT: 8:10 p.m.

Jeffrey Nielson, City Recorder