

Minutes of the Salem City Council Meeting held on June 3, 2009 in the Salem City Council Chambers.

**Work session:** Work session started at 6:00 p.m. Jeff Nielson went over the budget for fiscal year 2009/2010. He went over the departments in the general fund, and showed where each department was down from prior years. He also went over the revenue for the general fund, and talked how the revenue is also projecting to be down.

**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  
Chief Brad James, Police Chief  
David Johnson, Building Dept.  
Junior Baker, City Attorney  
Bruce Ward, Public Works/Engineer

Excused:

**OTHERS PRESENT**

Lana Creer Harris  
Amy Connelly  
Kassidy Jolley

Erman Stone  
Reed Cornaby  
Rebecca Brindley

Gary Warner  
Lucy Cornaby

**1. VOLUNTEER MOTIVATIONAL/INSPIRATIONAL MESSAGE**

Mayor Henderson asked if anyone would like to give a motivational or inspirational message. Reed Cornaby 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 Stanley Green to open the public hearing.

**SECONDED BY:** Councilperson Brent Hanks.

**VOTE:** All Affirmative (5-0).

#### A. Bearson/Christensen Annexation

Mayor Henderson stated that this is the final step to the Bearson/Christensen Annexation. They have gone through the protest period. He asked if there were any questions from the public or from the council. There were no questions.

#### B. Preliminary Budget for Fiscal Year 2009/2010

Mayor Henderson asked Jeff Nielson to go over the budget. Jeff presented the budget to the council, and public, for fiscal year end 2009/2010. He also hit some of the highlights of the budget. Mayor Henderson stated that the city has been anticipating a tight budget this coming year. There have been a lot of changes made. The health insurance has gone up, and there have been other decreases in areas. Employees have chosen to keep the same insurance, rather than have an increase in salaries.

Mayor Henderson asked if there were any questions from the public. Laurie Lisonbee had a question about an article in the Deseret News. The article stated that Salem City has an increase of \$500,000, and asked she was wondering why. Jeff Nielson explained that the article was wrong, that the increase is only \$97,000. He then explained the reason for the increase, and told her if she had more questions that she could come by the city office and he would answer. If anyone else has more questions on the budget that were not answered, may also contact him at the city office.

#### C. Amending the Budget for Fiscal Year 2008/2009

Jeff Nielson explained that he would recommend to the council that this item be continued until next council meeting.

#### Close

**MOTION BY:** Councilperson Terry Ficklin to continue the public hearing for item C, amending the current fiscal year budget until next council meeting on June 17, 2009, and to close the public hearing for items A and B.

**SECONDED BY:** Councilperson Stanley Green.

**VOTE:** All Affirmative (5-0).

**A. Bearnson/Christensen Annexation**

Mayor Henderson asked the property owners if they have a zoning preference. The property owners felt that they would like a high density zoning. Attorney Baker recommended to the property owners that the city does not have a high density zone. He stated that the city is currently looking into the general plan, and would recommend to the family that right now they go with the A-1 zone.

**MOTION BY:** Councilperson Lynn Durrant to approve the Bearnson/Christensen Annexation and to zone the property as A-1.

**SECONDED BY:** Councilperson Todd Gordon.

**VOTE:** All Affirmative (5-0).

**B. Preliminary Budget for Fiscal Year 2009/2010**

**MOTION BY:** Councilperson Lynn Durrant to approve the proposed budget for 2009/2010.

**SECONDED BY:** Councilperson Terry Ficklin.

**VOTE:** All Affirmative (5-0).

**4. RED HAT SOCIETY AGREEMENT**

Mayor Henderson stated that last council meeting, this item was on the agenda, and some additions have been made to the agreement. The agreement is to allow the Red Hat Society to use the civic center; in addition, they will clean the building once a quarter, and also assist with library board during Salem Days, to help with the library auction.

**MOTION BY:** Councilperson Lynn Durrant to approve the Mayor to sign the agreement with the Red Hat Society.

**SECONDED BY:** Councilperson Todd Gordon.

**VOTE:** All Affirmative (5-0).

**5. ORDINANCE AMENDING THE WASTE PROVISIONS OF THE PI WATER SERVICE ORDINANCE**

Bruce Ward explained that with the funding the city received from the state for the Pressurized Irrigation (P.I.) some restrictions were required on its use. One of the restrictions was that residents could not water between the hours of 10:00 a.m. and 6:00 p.m. He stated that last year was our first year with the system, and this is the first year that most everyone is connected. We need to do something to start enforcing the restrictions, and stated that this ordinance puts in place the fees that will be associated with those who water during the restricted times, or who waste the water.

Bruce then went over the ordinance, and explained that the first violation will be a warning, and the second violation will be \$50 fee, and then the third or more violation will be \$250 per violation. With the violation, there are exceptions like when someone has a new lawn. Also, when someone gets a violation and they want to protest it, they may call Jeff Nielson, at the city office, who has the ability to waive the fee. If he chooses not to waive the fee, then the person may go to the city council for an appeal.

Attorney Baker stated that before this ordinance the city could only impose a criminal charge, but feels that by imposing fees it would get the residents attention more.

Bruce stated that as staff and council, he hopes that we will be watching for violations. He also stated that if someone calls in a report, that we will not go and give them a violation, but that we will watching them to see if they are in violation. He stated that we need to continue to educate people on the P.I. use.

**MOTION BY:** Councilperson Stanley Green to approve Ordinance 60309 Amending the Waste Provisions of the PI Water Service Ordinance.

**SECONDED BY:** Councilperson Todd Gordon.

**VOTE:** All Affirmative (5-0).

Bruce Ward also stated that since the government entities are generally bigger users, sometimes it is more beneficial for them to water during the days, because they use so much water that it creates problems when they use the same time that residents are using the system. Right now we are not at that point.

## **6. PROCLAMATION FOR CANCER AWARENESS**

Mayor Henderson stated that we have a proclamation for cancer awareness week, for the first two weeks of June. He then read the proclamation.

**MOTION BY:** Councilperson Stanley Green to approve the proclamation for cancer awareness week.

**SECONDED BY:** Councilperson Brent Hanks.

**VOTE:** All Affirmative (5-0).

## **7. YOUTH COUNCIL REPORT**

Rebecca Brindley explained that the youth council is getting ready for Salem Days, and especially the carnival. They are trying to come up with ways to save money and not rent so many of the games, and come up with ideas on their own.

## **8. APPROVE MINUTES OF MAY 20, 2009**

**MOTION BY:** Councilperson Lynn Durrant to approve the minutes as written.

**SECONDED BY:** Councilperson Terry Ficklin.

**VOTE:** All Affirmative (5-0).

## **9. APPROVE BILLS FOR PAYMENT**

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

**SECONDED BY:** Councilperson Stanley Green.

**VOTE:** All Affirmative (5-0).

## **10. PUBLIC SAFETY**

Chief James stated that the triathlon went well; there were about 800 participants this year. We had to pull nine people out of the pond, and there were some bike crashes that required medical attention. He stated that the winner finished in just over one hour. Councilperson Brent Hanks stated that there was a lot of trash left behind, and would recommend putting trash cans along the road side where people park. Most of the trash was from spectators as they were going back to their cars.

## **11. OPEN DISCUSSION**

### **COUNCIL REPORTS**

#### **12. MAYOR J. LANE HENDERSON**

Mayor Henderson thanked Erman Stone and the city employees for working on the cemetery and how nice it looked for Memorial Day. He also thanked Councilperson Todd Gordon for the Memorial Day program. He also thanked Councilperson Durrant for the Miss Salem Pageant, and how well it went. He stated that the past royalty did a great job.

#### **13. COUNCILPERSON LYNN DURRANT**

#### **14. COUNCILPERSON TERRY A. FICKLIN**

Mayor Henderson mentioned to Councilperson Ficklin that it was discussed to see about moving the recycle bin down by the grocery store.

Councilperson Ficklin reported that we have an invoice from the High School for the Miss Salem Pageant, for the janitorial supplies. The amount of the invoice was \$330, this is a lot better than what we used pay for the rental of the schools, because of the agreement we have Nebo School District.

He is also working with Swank Movie Company, to get the movie Kung Fu Panda for the family movie night during Salem Days. Red Rock Orthodontics will be donating the funds for the movie.

**15. COUNCILPERSON STANLEY W. GREEN**

**16. COUNCILPERSON BRENT V. HANKS**

**17. COUNCILPERSON TODD R. GORDON**

Councilperson Todd Gordon thanked those who helped with the Memorial Day services, especially Trent Cloward for working on the holiday, and Councilperson Ficklin for the sound.

**18. DAVE JOHNSON, BUILDING DEPARTMENT/PUBLIC WORKS**

**19. BRUCE WARD, CITY ENGINEER/ PUBLIC WORKS DIRECTOR**

**20. ATTORNEY S. JUNIOR BAKER.**

Attorney Baker reminded the council of the land use meeting the following night, here at the city office at 6:00 p.m.

Captain Erman Stone stated that SEMA (Salem Emergency Medical Association) has two new members, who are nurses, and another one is applying. So the membership is looking better.

**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:** 7:50 p.m.

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Jeffrey Nielson, City Recorder