

Minutes of the Salem City Council Meeting held on March 5, 2014 in the Salem City Council Chambers.

Worksession 6:30 p.m.-

Mayor Brailsford turned the time over to Attorney Baker to discuss that the Interlocal Agreement could be passed with said changes if it was desired.

Attorney Baker told the Council that there had been several drafts since the draft that Jeff had emailed them with no major changes.

He explained the purpose and benefits of creating the Interlocal Mt. Nebo Water Agency.

The council discussed the cost of this and how it would be allocated. There will be a project agreement that has to be approved by the council before the project begins.

Mayor turned the time over to Bruce Ward.

Bruce informed the Council that the PI Water will be in the lines around May 1. The Green Waste will open on April 1. Spring clean-up will be April 14-18<sup>th</sup>, residents will need to have stuff by the road no sooner than a couple of days before.

Bruce announced there had been 3 people interviewed for the Storm Drain & Safety Position. They hired Wade Reynolds for this position.

Mayor Brailsford turned the time over to Matt Marziale.

Matt gave the Council the information regarding the 2 grants for trees that he is working on. One is from SAPA the company that is located in Spanish Fork. The other is from the Arbor Day Foundation.

**MEETING CONVENED AT: 7:00 p.m.**

**CONDUCTING:** Mayor Randy A. Brailsford

**COUNCIL PRESENT:**

Mayor Randy A. Brailsford  
Councilperson Janie Christensen  
Councilperson Craig Warren  
Councilperson Soren Christensen  
Councilperson Sterling Rees  
Councilperson Aaron Cloward

**STAFF PRESENT:**

Heather Brindley, Deputy Recorder  
Chief Brad James, Police Chief  
Junior Baker, City Attorney  
David Johnson, Building Dept.  
Bruce Ward, Public Works/Engineer  
Matt Marziale, Recreation Director

Excused:

Jeffrey Nielson, Finance/Recorder

Clark Crook, Power Director

### **OTHERS PRESENT**

Michael Anthony Bracetti, Talon Rasmussen, Chazz Locke, Tamsen Dunn, Charlotte McIntier, Barbara Lewis Palfreyman, Robert Palfreyman, Lavera James, Laurine Jack, Karlee Jo Hales, Breanna Audredge, Sophie Swenson, Jocelyn Baker, Jackson Harden, Zack Hunter, Mitchel Hunter, Alana Hunter, Kerry Loveless

### **1. VOLUNTEER MOTIVATIONAL/INSPIRATIONAL MESSAGE**

Mayor Brailsford asked if anyone would like to give a motivational or inspirational message. Councilperson Janie Christensen stated she would like to offer a motivational message in the form of a prayer.

### **2. INVITATION TO SAY PLEDGE OF ALLEGIANCE**

Mayor Brailsford invited those who 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. YOUTH COUNCIL - REPORT**

Nobody Present

### **4. MITCHELL HUNTER – Eagle Project Report / Grave Inventory**

For his Eagle Scout project he went through the cemetery and took pictures of over 600 headstones. He put them on Find a Grave and gave a copy to the city. The city can use them for the photo directory. It will be available online to anybody that is searching for ancestors.

### **5. T-MOBLIE – AMENDMENT TO SITE LEASE AGREEMENT WITH OPTION**

Attorney Baker explained that this is for the cell tower location that is at the Loafer View ball park. 2 or 3 years ago they negotiated a lease but they didn't want to build yet so they were given a site lease with option and that ran out a year ago so the city renewed it. They are still not ready to build yet so this is an extension of that option. T-Mobile will pay us \$1000.00 for this option. When the tower is built they will enter into a long term lease until then it will be on an option basis. It was Attorney Bakers recommended that they approve the option.

**MOTION BY:** Councilperson Aaron Cloward to approve the lease agreement.

**SECONDED BY:** Councilperson Craig Warren.

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

**6. APPROVE RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN INTERLOCAL AGREEMENT CREATING THE MT. NEBO WATER AGENCY**

**MOTION BY:** Councilperson Soren Christensen that the Mayor be approved to execute an interlocal agreement creating the Mt. Nebo Water Agency.

**SECONDED BY:** Councilperson Janie Christensen

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

**7. APPOINTMENTS FOR MT. NEBO WATER AGENCY BOARD MEMBER AND ALTERNATE**

Mayor Brailsford proposed that he is appointed as Director and Councilperson Soren Christensen as alternate.

**MOTION BY:** Councilperson Janie Christensen to appoint Mayor Brailsford as Director for the Mt. Nebo Water Agency Board and Councilperson Soren Christensen as alternate.

**SECONDED BY:** Councilperson Aaron Cloward

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

**8. APPROVE MINUTES OF FEBRUARY 19, 2014**

**MOTION BY:** Councilperson Sterling Rees to approve the minutes of February 19, 2014.

**SECONDED BY:** Councilperson Soren Christensen.

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

Councilperson Janie Christensen commented that she felt she was negatively portrayed in the minutes because of her absence. She questioned why the other Councilmembers were not asked if they would be to Council Meeting when it was known 30 days in advance that 2 of the Councilmembers would be absent.

Mayor Brailsford explained that he should not have to ask his councilmembers if they are going to be to a meeting. This was a Public hearing that had been advertised and they had to post signs to change the time so that they could have a 3<sup>rd</sup> Councilmember to vote. He asked for the council to please give at least a week or 2 notice.

Councilperson Janie Christensen stated that she was only asked if she was going to be to the meeting. If she would have been asked, she could have been available by phone for the Council meeting. She stated the last time she gave 30 days' notice that she would not be to a Council Meeting she had asked that there not be any personal changes made. There were things put on the agenda that she asked not to have happen in the week that she was gone.

Mayor Brailsford explained that the changes were not made in council meeting they were made by him as an administrator which the city Attorney told him he has the rights to do. He stated that he can't pass anything on the agenda or that the legal counsel says needs council approval. There are 5 council members and it is the majority vote that is the determining factor. He asked once again that the Councilmembers please give notice if they are going to be gone.

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

**MOTION BY:** Councilperson Sterling Rees to approve the bills for payment.

**SECONDED BY:** Councilperson Aaron Cloward.

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

Mayor Brailsford reported the bill amounts totaled is \$ 224,518.29

## **COUNCIL REPORTS**

### **10. COUNCILPERSON STERLING REES**

Councilperson Rees reported that next week is the legislative rally in Washington DC he will be attending with UMPA Board. In 3 weeks is the St George UMPA member meeting, he encouraged all the council to attend, it is going to be a good meeting. UMPA had their board meeting last week, they are starting to work on the budget for the upcoming year.

He thanked Mitchell for his Eagle Scout project. Matt will be getting the Eagle Scout project list ready, should be ready by April 1. Councilperson Warren asked Matt if he would accept other groups of people to do projects. Matt stated that there will be a list of service projects also.

### **11. COUNCILPERSON JANIE CHRISTENSEN**

Councilperson Janie Christensen reported that the sewer went out of compliance in February. It didn't meet the developed oxygen level. Our operator reported this to Division of Water Quality. We are still using double amount of chlorine. Because our operator has been diligent in testing and reporting the city will not be cited any violations. Mayor Brailsford asked Bruce what the actual readings were on the tests, what our limit

was, and what we were under. Bruce stated that the limit is 5 milligrams per liter we came in at 4.73. It was discussed how the tests are taken.

Miss Salem applications have been turned in and they had their first meeting Monday night. They had over 12 girls there and have given out 5 applications since then. The date was changed to June 6<sup>th</sup> due to a scheduling conflict with the High School.

Welcomed Laurine Jack to the library board and recognized LaVera James who has been on the board, this is her 3<sup>rd</sup> year. At their library board meeting this month they talked about new fund raising ideas. They had the Board of Trustees lady from the State attend and she praises our Library and our Library Board.

## **12. COUNCILPERSON SOREN CHRISTENSEN**

Councilperson Soren Christensen thanked Attorney Baker for his effort in leading the legal side of the Mt. Nebo Water Agreement. The mayor has been one of the main drivers behind this and has chaired many of the meetings.

We are in the process of drafting new ordinances for the Pressurized Irrigation, the restrictions and enhancing some of the penalties for people who choose not to follow the ordinance. They will be presented these at the next council meeting.

With the help of Jeff and Department Heads they have pulled together a completed list of all our motorized vehicles and equipment. This will be helpful to track the aging and maintenance of our vehicles.

## **13. COUNCILPERSON AARON CLOWARD**

Councilperson Cloward reported that they have completed the cement around the memorial and the iron rod fence has been installed. It will look really good for Memorial Day this year. As far as the addition, the roads are at sub grade and they are getting ready to spread the topsoil and mulch. In the parks they are working on aerating and fertilizing the lawns.

The Soccer Park leveling is complete. Adult and youth basketball just finished up and they are registering for spring programs soccer, baseball and softball. They are working on prepping for the restrooms at the cemetery and soccer expansion.

They have met with the Salem Days committee. Randon and Shelly Olsen will be the Chair for this year, they are still working on Co-chairs.

Councilperson Cloward presented a Championship plaque to Matt Marziale from Coach Brian Hofheins and the Salem Sky Hawks 7<sup>th</sup> grade football team. They wanted to thank Matt for making a difference in the lives of the youth. The team went 13/0, it was the first team ever in this program to go undefeated.

#### **14. MATT MARZIALE, RECREATION DIRECTOR**

Matt reported that they are now working on Pickle ball Courts. Pickle ball is a combination of tennis and ping pong. They have purchased 6 paddles and balls that can be rented from the Recreation Office. They are pouring concrete for the courts on Tuesday and will hopefully be ready in April to play on. He is hoping for a grand opening May 1.

Matt has been working on some tree grants. They have been doing evaluations of the trees in the Parks and some of the trees that we have that are dangerous trees. They removed the giant cottonwood tree from the Veteran's Ball Park during the winter. The reason this tree was removed was because during a little kids soccer game there was a microburst wind storm and there were about 2- 20 ft. branches that fell off the tree. There were little kids on the field, no one was injured, which was good because of the size of the branches compared to the little kids we would have had more than injuries. They try to replace trees when a tree is removed and continue to add them. They try to buy a 2" caliper tree and they run about \$110.00 per tree. He is always looking for ways to bring more trees into our community without affecting the Parks & Recreation budgets.

Matt approached SAPA because they are extremely involved in doing green projects and foresting. They met with the Grant Department and they have approved us for 15 trees. They will actually pay for the 15 trees with the stipulation that their employees plant them.

The second grant is the Tree City USA Grant through the Arbor Day Foundation. It has different requirements, one of which is to establish a city code to determine an Arbor Day. Attorney Baker stated that it will need to be done as a proclamation. We need to select a date, the National date in the last Friday of April. It would be ideal to have it on the same day. The second thing is the city needs to appoint a tree board, Matt is not sure the value of a tree board. The tree board would be in charge of coordinating tree trimming, clean up and tree planting. Department Heads or City council members could be appointed. Mayor Brailsford suggested that it be Matt, Steve and Clark.

Councilperson Rees asked if the city would be interested in getting the smaller trees, planting them until they get bigger, then they could be moved to where they were needed. Matt replied that they would be interested. Right now at the Mt. Loafer ball park they have 400 seeds planted trying to grow their own trees.

#### **15. COUNCILPERSON CRAIG WARREN**

Councilperson Warren reported that the Roads Department has been filling in the potholes from winter. For the storm drains we hired Wade, he will be really good. Solid Waste will have a meeting again this month and he will have more information after that. Bruce, Craig and Attorney Baker will be creating a storm drain ordinance. Bruce stated

that Wade is gathering storm drain ordinances from other cities and they will reviewing them and putting pieces together to create ours.

#### **16. MAYOR RANDY BRAILSFORD**

Mayor Brailsford reported that Neways Corporation has had some major layoffs. They wanted to consolidate so they are leaving the city and taking their production to Springville building. They will be gone by May and we hate to see them leave. There is another company in town that is looking at leasing the big building on the north side of the building. The building on the south side of the building with the offices has somebody looking at it. Hopefully they won't be empty long.

Mayor Brailsford met with the Economic Development Committee and they feel that we should continue using the "Making life better, shop Salem" slogan.

We had another theft at our city shops they stole some copper. They cut through the fence to get in, the city is working on securing it better. Chief James stated that we lost around \$1200 of product. The police department does have some leads and they are following up on.

#### **17. PUBLIC SAFETY – CHIEF BRAD JAMES**

Chief Brad James did not have anything to report.

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

Dave reported that within the last 5 days he has received 10 new building permits.

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

Bruce Ward did not have anything to report.

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

Attorney Baker did not have anything to report.

#### **21. JEFFREY NIELSON, CITY FINANCE DIRECTOR/RECORDER**

Jeffery Nielson was excused.

**22. CLARK CROOK, ELECTRICAL DIRECTOR**

Clark Crook was excused

**ADJOURN CITY COUNCIL MEETING**

**MOTION BY:** Councilperson Sterling Rees to adjourn the meeting.

**SECONDED BY:** Councilperson Soren Christensen

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

**MEETING ADJOURNED AT:** 7:55 p.m.

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Jeffrey Nielson, City Recorder