

Minutes of the Salem City Council Meeting held on May 21, 2014 in the Salem City Council Chambers.

Worksession 5:30 p.m.

Jeff Nielson presented the tentative budget to the council for fiscal year 2015.

Mayor Brailsford discussed issues the city will be facing in the near future. The city will need to determine what to do with the issues regarding the sewer and the new regulations the state is placing on us. We have options of trying to work with the other two cities to create a mechanical plant. The option of spending two million to fix the ammonia levels in the sewer lagoons, and then spending more money for the phosphorus levels. We also need to do a study on our sewer collection system. There is a payback grant available that we could use to help us get started. The study and grant have been placed in the budget for the new budget year. There are some big concerns that will cost a lot of money.

The Miss Salem contestants introduced themselves to the Mayor and Council. The contestants are: Emily Gibb, Natalie Wixom, Tana Hoover, Kristina Rencher, Sariah Lee, Sabina Williams, Amber Davis, and Tessa Fitzgerald.

MEETING CONVENED AT: 7:00 p.m.

CONDUCTING: Mayor Randy A. Brailsford

COUNCIL PRESENT:

Mayor Randy A. Brailsford
Councilperson Janie Christensen
Councilperson Sterling Rees
Councilperson Soren Christensen

Excused:

Councilperson Craig Warren
Councilperson Aaron Cloward

STAFF PRESENT:

Jeffrey Nielson, Finance/Recorder
Chief Brad James, Police Chief
Junior Baker, City Attorney
David Johnson, Building Dept.
Richard Heap, Engineer
Clark Crook, Electrical

Matt Marziale

OTHERS PRESENT

Rocky Schutjer, Mckell Ferre, Mikayla Hunt, Deborah Carter, Andrea Bailey, Alex Chambers, Caleb Walker, Josh Heaton, Kayla Krause, Diana Melendez

1. VOLUNTEER MOTIVATIONAL/INSPIRATIONAL MESSAGE

Mayor Brailsford stated he would like to offer a motivational message in the form of a prayer.

2. INVITATION TO SAY PLEDGE OF ALLEGIANCE

Councilperson Janie Christensen invited those who wish to participate, to stand and say the pledge of allegiance with her. She then led the pledge of allegiance for those who wanted to participate.

3. PUBLIC HEARING

MOTION BY: Councilperson Sterling Rees to open public hearing.

SECONDED BY: Councilperson Soren Christensen.

VOTE: All Affirmative (3-0).

a. **ROCKY SCHUTJER/T-MOBILE – Conditional Use Permit for Communication tower at Loafer View recreation Complex**

Mayor Brailsford turned the time over to Rocky Schutjer from T-Mobile. Rocky stated in 2011 T-Mobile agreed with Salem City to do a communication tower at Loafer View Recreation Complex. At that time T-Mobile decided to wait on the construction of the tower, but has paid the city money each year to keep the agreement with the city. Now T-Mobile is ready to build the tower. Since the conditional use permit expired back in 2011, they are reapplying for the permit. Salem City recreation will be installing three other poles at the location for lights at the football field. They will use T-Mobile tower to install the fourth set of lights on. So it will be acting as a communication tower and lights for the football field.

Councilperson Soren Christensen asked if T-Mobile will be the owner of the tower, Rocky stated they would be. Attorney Baker stated the lease is also written and will be on the council agenda soon for approval. The residents were notified of the public hearing tonight.

This item was also recommended for approval, with conditions, by Planning and Zoning during their public hearing on May 14, 2014 and by DRC.

Mayor Brailsford asked the public if there were any questions. There were no questions.

MOTION BY: Councilperson Janie Christensen to close the public hearing.

SECONDED BY: Councilperson Sterling Rees.

VOTE: All Affirmative (3-0).

a. **ROCKY SCHUTJER/T-MOBILE – Conditional Use Permit for Communication tower at Loafer View recreation Complex**

MOTION BY: Councilperson Soren Christensen to approve the T-Mobile Conditional Use permit for communication Tower at Loafer View Recreation Complex, with the conditions placed by Planning and Zoning and DRC which were, submitting an updated site plan showing the transformer inside the compound.

SECONDED BY: Councilperson Janie Christensen.

VOTE: All Affirmative (3-0).

4. COUNCIL REQUEST – Nebo Philharmonic Orchestra

Mayor Brailsford turned the time over to Debra Carter and Andrea Baley, who are members of the Nebo Philharmonic Orchestra. Debra and Andrea stated they are here tonight to see if they can partner with the city. They expressed their feelings of the importance to have live musical performances for the community. They stated there are costs associated with Orchestras, even though they do this voluntary. They are asking surrounding cities to see how they can help, by either donation, helping with grants, or allowing them to use the community center to practice in. If they city would allow, they would like to use the Community Center on Tuesday nights to practice.

Attorney Baker stated if the city donates, either by money or use of a building, we would have to hold a public hearing. He stated last year the orchestra came to council asking for the same thing. At this time an agreement was written up, stating in order to use the civic center the city was asking the orchestra to do a deep clean of the civic center once a quarter. The orchestra did not like that and came back with a counter agreement. Nothing was done at that time. He also explained how the orchestra was part of Spanish Fork City, but the orchestra wanted to go out on their own.

Debra and Andrea stated they would provide a concert in lieu of renting the civic center. It was brought up the concerns of where to hold the concert, as this was an issue last time. The city was told the Civic Center would not be a good place because of the acoustics, the same goes for the stage by the Civic Center.

It was decided the Orchestra can take the original agreement and modify it and then bring back a proposal to the city.

5. APPROVE NEW PLANNING & ZONING COMMISSION MEMBER

Mayor Brailsford stated the city needs to replace Mark Johnson, who was an alternate on the Planning and Zoning. Mark has become very busy and is unable to attend the meetings. Mayor Brailsford is proposing Seth Sorenson to replace Mark. Seth moved to Salem about three years ago, he was on Spanish Fork Planning and Zoning along with City Council. Mayor feels he would do a good job.

MOTION BY: Councilperson Janie Christensen to approve Seth Sorenson to be on Planning and Zoning.

SECONDED BY: Councilperson Soren Christensen.

VOTE: All Affirmative (3-0).

6. APPROVE TENTATIVE BUDGET FOR FISCAL YEAR 2014/2015

Mayor Brailsford stated the council and staff has been working on the budget for the last few months. Tonight's council work session was on the tentative budget. We need to

approve the tentative budget as it has been presented to the council tonight in work session. A public hearing will be held on June 4, 2014 for the budget.

MOTION BY: Councilperson Soren Christensen to approve the tentative budget for Fiscal year 2014/2015.

SECONDED BY: Councilperson Sterling Rees.

VOTE: All Affirmative (3-0).

7. APPROVE CONTRACT WITH STANS DRIVE IN TO HAVE POWER POLE MOVED

Mayor Brailsford stated Stans Drive In has approached him about a power pole that has transformers on it, that is located on his property. The transformers are interfering with his Wi-Fi, security cameras, and other cordless electronics. He has had people come in and look at the issues and they have told him it is the transformers on the power pole. To move the transformers, will cost about \$1,500 in material. Mayor Brailsford is proposing that if Stans Drive In is willing to pay the \$1,500 the city would provide the labor. We will need to do a contract for this, because they want to do monthly payments on it.

Ash, the owner of Stans Drive In explained the problem to the council.

Councilperson Soren Christensen asked where we would be relocating transformers. Clark Crook stated currently they are located in the back of the building (north side). The power pole will need to stay along with the wires feeding to the business. The transformers will be moved to the front (south side) of the business. They will also need to be without power for about a full day while the work is completed.

Mayor Brailsford told Ash that if this does not fix the problem, he would still be responsible to pay for the material. Ash stated he is aware of that.

Attorney Baker stated we will need to create the contract.

MOTION BY: Councilperson Janie Christensen to approve the Mayor to sign an agreement with Stans Drive In for the purchase of electrical supplies after the Mayor, Attorney Baker, and Councilperson Sterling Rees has approved it.

SECONDED BY: Councilperson Soren Christensen.

VOTE: All Affirmative (3-0).

8. APPROVE MINUTES OF MAY 7, 2014

Mayor Brailsford asked for a motion to approve the minutes as written.

MOTION BY: Councilperson Sterling Rees to approve the minutes of May 7, 2014 as written.

SECONDED BY: Councilperson Janie Christensen.

VOTE: All Affirmative (3-0).

9. APPROVE BILLS FOR PAYMENT

Mayor Brailsford stated will need to come back to the approval of the bills.

COUNCIL REPORTS

10. MAYOR RANDY BRAILSFORD

Mayor Brailsford stated to Councilperson Janie Christensen there will be a meeting on May 28th at 1:00 p.m. for sewer. It was discussed to have the meeting earlier because of the high school graduation.

Mayor reported a couple of issues we have that we need to think about. The first one is the parking on the side of the road, we have residents who leave their trailers and RV parked on the road side. Our ordinance stated the residents need to move the vehicle/trailer every 48 hours. Some residents will just go out and barely move the vehicle/trailer, which by the ordinance they are in compliance. Mayor was wondering if we need to address this issue. The other issue is with signs on the highway, where businesses are placing the signs; they are not in compliance with our sign ordinance. Many of the signs are just temporary, but wondering if they are making our city look trashy. Would like the council to think about it.

11. COUNCILPERSON STERLING REES

Councilperson Sterling Rees stated the Memorial Day ceremony will be Monday at 8:00 a.m. at the cemetery. He thanked the city crew for getting the cemetery ready.

12. COUNCILPERSON JANIE CHRISTENSEN

Councilperson Janie Christensen reported the library is looking for donations for the Library Auction during Salem Days. She also talked about the brag tags that the Chamber of Commerce is doing for the youth during the summer months.

a. Carpet for the Civic Center

Councilperson Janie Christensen stated we have three bids on carpet for the Civic Center. The bids are from D&S, Shepherds, and Halifax. After looking at the pricing and evaluating the carpet the council made a decision.

MOTION BY: Councilperson Janie Christensen to approve the D&S bid for carpet replacement at the Community Center, in the amount of \$13,575 and tear out is \$1,300.

SECONDED BY: Councilperson Soren Christensen.

VOTE: All Affirmative (3-0).

APPROVE BILLS FOR PAYMENT

MOTION BY: Councilperson Soren Christensen to approve the bills for payment.

SECONDED BY: Councilperson Sterling Rees.

VOTE: All Affirmative (3-0).

13. COUNCILPERSON AARON CLOWARD

Councilperson Aaron Cloward was excused tonight.

14. COUNCILPERSON SOREN CHRISTENSEN

Councilperson Soren Christensen reported the previous weeks maximum daily usage was 11.5 acre feet. Last Tuesday, the residents of Salem used 1.1 acre feet of water. We need to watch on Tuesdays, since we have designated that as a no watering day. We also need to really conserve the water we use.

15. COUNCILPERSON CRAIG WARREN

Councilperson Craig Warren is excused tonight.

16. PUBLIC SAFETY – CHIEF BRAD JAMES

Police Chief Brad James did not have anything to report tonight.

17. DAVE JOHNSON, BUILDING DEPARTMENT/PUBLIC WORKS

Dave Johnson did not have anything to report tonight.

18. RICHARD HEAP, CITY ENGINEER

Richard Heap reported on the bids for the North Main Street reconstruction. We are getting the specs ready for it so we can get bids and then start the reconstruction.

19. ATTORNEY S. JUNIOR BAKER.

Attorney Junior Baker reported he is working with Wade Reynolds on the Storm Water issues, and the plan the city has adopted requires that we have an ordinance written by August 1, setting a utility rate for the Storm water.

20. JEFFREY NIELSON, CITY FINANCE DIRECTOR/RECORDER

Jeff Nielson did not have anything to report tonight.

21. MATT MARZIALE, RECREATION DIRECTOR

Matt Marziale was excused tonight.

22. CLARK CROOK, ELECTRICAL DIRECTOR

Clark Crook reported the building at the soccer field/cemetery is coming along.

Mayor Brailsford had Bruce Ward report on the Solid Waste meeting that was held tonight to go over SUVSWD budget. Bruce reported the discussion of selling the property that the district owns, was tabled because Mayor Brailsford brought up some points about water rights that the district was unaware of. The district is also working with Springville to have a new location, the discussion of the green waste and getting rid of it. If they get rid of it, Salem City would be responsible to take care of our own green waste; this would be an expense to Salem City.

ADJOURN CITY COUNCIL MEETING

MOTION BY: Councilperson Soren Christensen to adjourn city council meeting.

SECONDED BY: Councilperson Janie Christensen.

VOTE: All Affirmative (3-0).

MEETING ADJOURNED AT: 8:30 p.m.

Jeffrey Nielson, City Recorder