

Minutes of the Salem City Council Meeting held on June 4, 2008 in the Salem City Council Chambers.

Worksession: 5:30 p.m., Dennis Wilkinson from Comlink Engineering has been doing a rate study for Salem City. He presented a new rate structure to the council and a group of residents asked to be there.

Jeff Nielson went over the budget with the council and those present.

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, Public Works
Christine Johnson, City Attorney
Bruce Ward, City Engineer

Excused:

Junior Baker, City Attorney

OTHERS PRESENT

Lana Creer-Harris
Clifton Steele
Rob Owen
Jenean Sabin

Mallory Byrnes
Mary Steele
Laramie Merritt
Lucy Cornaby

Mel LaFontaine
Alla Helen Selman
Boyd Sabin
Reed Cornaby

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. PUBLIC HEARING

MOTION BY: Councilperson Stanley Green to open the Public Hearing.

SECONDED BY: Councilperson Brent Hanks.

VOTE: All Affirmative (5-0).

A. LaFontaine Annexation at 8660 S. Woodland Hills Drive

It was stated that the LaFontaine Annexation is at the last step of the annexation process. Dave Johnson showed on the map where it was located. It was stated that the SESD buy out would need to be taken care of before the annexation can be recorded. Mayor Henderson asked if there were any questions from the public.

B. Approve Tentative Budget for Fiscal Year 2008-2009

Jeff Nielson explained that the over all budget for the city is \$8,990,259, an increase of \$724,649 from the prior year. He stated some of the highlights of the budget are; the General Fund is only increasing \$82,635, this is due to the building going down, the late fee will be decreased from 20% to 10%, building permits are down 40% from prior year, the data fund has been dissolved and absorbed into the general fund, the sewer G.O. Bond has been paid for, which will decrease property taxes. Some other items, for the public to be aware of, are the donations to the boys and girls state program \$300, Junior Miss Pageant, \$500, and a miscellaneous donation fund of \$500. The Enterprise Funds (Water, Sewer, Power, Garbage, and PI) will be transferring \$4,240 to the General Fund for payment of the fire truck lease payment. There will also be a rate increase in the Solid Waste of \$1.00 for first and second can. First can will go from \$9.50 to \$10.50 and second can from \$7.00 to \$8.00. The Electric rate will be increasing. Comlink Engineering presented to the council, during work session, a rate study. The water rate will also be increasing in August.

Jeff Nielson asked if there were any questions.

Mayor Henderson also discussed some of the highlighted points of the budget. He went over the rate increases, and the highlights that Jeff Nielson discussed.

Mayor Henderson asked if there were any questions from the public.

C. Amend Budget for Fiscal Year 2007-2008

Mayor Henderson stated that Jeff Nielson has asked that this item be continued until next council meeting on June 18, 2008.

Close

MOTION BY: Councilperson Stanley Green to continue the public hearing for item C (Amend Budget for Fiscal Year 2007/2008), and to close the public hearing for items A and B.

SECONDED BY: Councilperson Brent Hanks.

VOTE: All Affirmative (5-0).

A. LaFontaine Annexation at 8660 S. Woodland Hills Drive

Mayor Henderson stated that the SESD buy out would need to be taken care of before the annexation can be recorded.

MOTION BY: Councilperson Todd Gordon to approve the LaFontaine Annexation, with the condition that the SESD buy out is taken care of and that the annexation be zoned R2.

SECONDED BY: Councilperson Terry Ficklin.

VOTE: Councilperson Todd Gordon; Aye, Councilperson Terry Ficklin; Aye, Councilperson Lynn Durrant; Aye, Councilperson Stanley Green; Aye, Brent Hanks; Nay (Vote 4 Aye -1 Nay).

B. Approve Tentative Budget for Fiscal Year 2008-2009

Mayor thanked the council for their work on the budget. This is the tentative budget for budget year 2008/2009.

MOTION BY: Councilperson Lynn Durrant to approve the tentative budget for fiscal year 2008/2009 as it has been presented to us.

SECONDED BY: Councilperson Brent Hanks.

VOTE: All Affirmative (5-0).

4. ANNEXATION REQUEST:

a. Helen Selman – 32.74 acres of property located at approximately 1250 South Loafer Canyon Road

Bruce Ward showed on the map where the annexation is located. Laramie Merritt stated that he was here to represent Helen Selman and the Sabin's. He presented a letter from SESD regarding the buy out. They had some concerns about what the SESD was requiring from them for the annexation. They are still trying to work with SESD on the infrastructure buy out, and looking at the agreement. SESD has some power poles in the area, and they are not sure exactly who the poles will affect, and when they will affect the property, if it is now or when the land is developed. There was a question about the easements on the property for the power lines.

Bruce stated that with the SESD, the annexation is required to buy out the infrastructure that is on the area. He stated that SESD may be letting the Selman's and Sabin's, but that there maybe additional cost to move the power poles when the land is developed. These costs may be extensive.

Laramie stated that the Selman's have written a letter of intent to the Sabin's explaining that the Selman's will purchase a water and sewer line hook up to their property. Both parties have agreed to the letter.

Mayor Henderson stated that this annexation is asking for authorization to proceed for further study.

MOTION BY: Councilperson Lynn Durrant to approve the Selman Annexation for further study.

SECONDED BY: Councilperson Stanley Green.

VOTE: Councilperson Todd Gordon; Aye, Councilperson Terry Ficklin; Aye, Councilperson Lynn Durrant; Aye, Councilperson Stanley Green; Aye, Brent Hanks; Nay (Vote 4 Aye -1 Nay).

b. Karl Francis – Property located at approximately 1500 S. 500 E.

Bruce Ward showed on the map where this property was located. It was stated that in order for this annexation to proceed, he must include the Robert Nelson property. Without the Robert Nelson property the annexation would create an island with Robert's property, which is considered an illegal annexation. Robert Nelson's property has already been approved by council, but the city is waiting for Robert to get a Mylar map so it can be recorded with the county.

MOTION BY: Lynn Durrant to table this item until Karl Francis can include the Robert Nelson property.

SECONDED BY: Councilperson Terry Ficklin.

VOTE: All Affirmative (5-0).

5. Community Center Rates

Councilperson Brent Hanks stated that he had a group of residents look at some rates, and they presented to the council a proposal. In the proposal we allowed someone to rent the building for a lesser rate, if they were using the building for four hours or less. The problem is that we have had people abuse this proposal. They would want the building opened earlier so they could set up. Because they used the building longer than the four hours, they should have paid the higher rate. Another problem we are having is that residents are renting it for non residents, so they can get the lower rate. He stated that he has checked around, and we are cheaper than anyone else. He would like to increase the rates for residents change it to \$400 and non residents \$800. Councilperson Hanks stated that we have also had people use alcohol in the building.

Councilperson Ficklin stated that, with the problems, we need to look at some ways to enforce the people who abuse the agreement. Maybe look at charging people an extra \$100 for abusing the agreement. Also charge them the full rate if they go over the four hours. But he still feels that we need to give people a break if they are only going to use the building for four hours. He would like to see the contract improved to help stop the abuse.

Reed Cornaby stated that he agrees with what the council has stated, and feels that they should look at ways to stop the abusing of the building. But he also feels that \$300 is a good rate for residents, and that it should not be increased.

MOTION BY: Councilperson Terry Ficklin to table this item until next council meeting, and to look at the contract and see what can be improved on it.

SECONDED BY: Councilperson Todd Gordon.

VOTE: Councilperson Todd Gordon; Aye, Councilperson Terry Ficklin; Aye, Councilperson Lynn Durrant; Aye, Councilperson Stanley Green; Aye, Brent Hanks; Nay (Vote 4 Aye -1 Nay).

6. Approve Phone System for New Office

Jeff Nielson stated that he is waiting on another bid, and would like to hold off on this item. He will put it on the agenda when it is ready.

7. Approve Minutes of May 21, 2008

MOTION BY: Councilperson Lynn Durrant to approve the minutes of May 21, 2008 as written.

SECONDED BY: Councilperson Terry Ficklin.

VOTE: All Affirmative (5-0).

8. 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).

9. OPEN DISCUSSION

Reed Cornaby stated that he is concerned about the sink hole on Canal Road by his home. Bruce Ward stated that the PI line to 650 West on Canal Road had a major leak and we are waiting for the ground to settle before we can fix it. We are trying to keep it blocked

off and filled in as we can. He asked Chief James if he would send his officers up at night to make sure that the barricades are still up.

Wes Jenkins stated that he appreciates Officer Kerby and what he has done for his neighborhood and the dog problems.

10. PUBLIC SAFETY

Chief James reported that the Triathlon is this Saturday, and feels that the city is ready for it. He was told that there are 800 participants who have signed up for the race.

COUNCIL REPORTS

11. MAYOR J. LANE HENDERSON

Mayor Henderson thanked Councilman Gordon for the work he has done with working on the city's ISO rating. He was able to maintain our current rating, which helps the resident's home owners insurance. The ISO rating is based on a cities fire department, and the ability to fight fires. Councilperson Durrant was wondering, with the new high school, are we okay with the fire trucks that we currently have. Chief James stated that, with the agreement with Payson and Spanish Fork, we are covered.

He reported that the South Utah County areas are looking into a central dispatch. He has appointed Councilperson Gordon to be on the committee to see if it is feasible for a central dispatch for the area. Mayor Henderson stated that the county wants to get out of doing dispatching for the county. Chief James stated that we do not want cities to have their own dispatch centers; he feels that would hurt the area, and feels that a central dispatch would be more productive.

Mayor Henderson reported that the open house for the high school went very well. He also invited the council to a Nebo Transportation meeting that will be held on June 5th, at 4:30 p.m. at the Provo City Court House.

12. COUNCILPERSON LYNN DURRANT

Councilperson Durrant reported that there was a meeting last night for the 9th grade football team. She stated that Gary Warner has done a great job in getting this all together. She stated that Mr. Bowden will be the coach, and a Mr. Cooper will be helping him. The high school has agreed to let the team use the weight room for training.

13. COUNCILPERSON TERRY A. FICKLIN

14. COUNCILPERSON STANLEY W. GREEN

Councilperson Stanley Green reported that the culinary water rates will be increasing. We are still looking into a rate structure for that. We need a rate structure that will help residents to conserve on their water usage.

Mayor Henderson wanted the council to think about the idea of allowing the city crew to work four ten hour days a week. He feels with the cost of fuel going up that this would be one way to help save fuel costs.

15. COUNCILPERSON BRENT V. HANKS

16. COUNCILPERSON TODD R. GORDON

Mayor Henderson thanked Councilperson Gordon for the Memorial Day services.

17. DAVE JOHNSON, PUBLIC WORKS DIRECTOR

18. BRUCE WARD, CITY ENGINEER

19. 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