

Minutes of the Salem City Council Meeting held on May 20, 2009 in the Salem City Council Chambers.

Work Session: Work session began at 6:00 p.m. with the introduction of the Miss Salem contestants. The pageant will be held on Saturday, May 30 at 7:00 p.m. at the high school. After the Miss Salem contestants, Jeffrey Nielson went over the proposed budget for fiscal year 2009/2010. He went over some of the highlights of the budget. He explained that the public hearing will be next council meeting.

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, City Engineer

Excused:

OTHERS PRESENT

Lana Creer-Harris
Veda Keiser
Ashley Christensen
Halley Nielson
JC Snyder
Ryan Belliston

Amy Connelly
Schyler Ellsworth
Nicole Woodard
Maddie Sampson
Kempton Davis
Reed Cornaby

Cody Henderson
Travis Wilkins
Trisha Nielson
Devin Benner
Rodger Hardy

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

MOTION BY: Councilperson Stanley Green to open public hearing.

SECONDED BY: Councilperson Todd Gordon.

VOTE: All Affirmative (5-0).

A. An Ordinance Amending the Performance Standards for Planned Unit developments

Attorney Baker explained that, with our PUD ordinance, we have a minimum requirement for a home size. If a developer wants to get more density bonus, then they can increase the home size. The minimum size is 1300 square feet for a rambler style home or 1400 square feet for a two story home. The density bonus for the increase would be an increase in size by 25 percent. With the economic conditions, as staff, we recommend changing the 25 percent to 10 percent. This would only be a development that qualifies for a PUD (Planned Unit Development). Planning and Zoning recommend the change. This has also been discussed in work sessions.

Close

MOTION BY: Councilperson Brent Hanks to close the public hearing.

SECONDED BY: Councilperson Lynn Durrant.

VOTE: All Affirmative (5-0).

A. An Ordinance Amending the Performance Standards for Planned Unit developments

MOTION BY: Councilperson Brent Hanks to approve ordinance 52009A amending the performance standards for a PUD (planned unit developments).

SECONDED BY: Councilperson Stanley Green.

VOTE: All Affirmative (5-0).

4. ORDINANCE AMENDING THE TIMING OF COLLECTION OF IMPACT FEES

Attorney Baker stated that last council meeting a portion of this ordinance was passed, and the portion about the timing of the collection for impact fees was tabled. The public hearing portion was also closed. It was recommended that this item be placed back on the agenda this council meeting. This ordinance changes when impact fees are collected for residential buildings. Currently the impact fees are required at the time the building permit is paid for. This ordinance allows impact fees to be collected at time of final inspection of a home. City staff has met with some home builders who do work in Salem, and some of them recommended this, and feel it will help during the economic

situation. This ordinance will end June 30, 2010. The city will still get the impact fees; they are only deferred for a few months.

MOTION BY: Councilperson Lynn Durrant to approve ordinance 52009B amending the timing of collection of impact fees.

SECONDED BY: Councilperson Brent Hanks.

VOTE: All Affirmative (5-0).

5. ORDINANCE AMENDING THE SIGNAGE ORDINANCE OF THE SALEM MUNICIPAL CODES

Attorney Baker explained that there is some commercial development going in, and the need to have the signage changed was brought to our attention. Currently we only allow the monument signs in the commercial zone. For C-2 and industrial this ordinance will still continue to only allow monument signs, but in the C-1 zone, this ordinance will allow pole signs. Also, in the C-3 zone, the pole signs will be allowed. When there is a multi commercial center, the sign ordinance square footage will change, based on the conditions.

Mayor Henderson stated that Salem is changing, but we want to maintain the uniqueness in the down town area, but as commercial buildings are coming in, we feel that a change is necessary.

MOTION BY: Councilperson Brent Hanks to approve ordinance 52009C amending the signage ordinance of the Salem municipal codes.

SECONDED BY: Councilperson Terry Ficklin.

VOTE: All Affirmative (5-0).

6. RED HAT & LION'S CLUB AGREEMENT

Attorney Baker stated that we have a couple of organizations that would like to use the civic center at no charge. In order for them to use the civic center, the city either needs to a public hearing or do an agreement with the organizations.

The Red Hat society would like to do a deep clean to the civic center on a quarterly basis. The Lion's Club, has mentioned that they would like to be in charge of the Memorial Day Services, the Fourth of July services, and then do the breakfast for Salem Days. Each of these events, they would provide the program and food. The city will help out this first year, then after that the Lion's Club would be responsible for the expenses for each program.

Tom Tolman, who is the president for the Lion's club mentioned that there are some concerns; they feel that where they are a small group just starting out, to be responsible for the expenses of each of these programs, they feel it might be too much. They would

like to hold off approving the agreement, until they can meet with more of the members. When discussed earlier, they felt that charging for the breakfast, might need to happen to help pay for the expenses. They also felt that the Red Hat might be getting a better deal.

The suggestion was made to table both items, and allow the Lion's Club to discuss with the members more, and also for the Red Hat society, see about having them do another service, maybe help out with the Library during the Salem Days Library Auction.

MOTION BY: Councilperson Terry Ficklin to table the Red Hat Society agreement to change that they help out with Salem Days Library auction, and to table the Lion's Club agreement until they have had time to come up with some options.

SECONDED BY: Councilperson Brent Hanks.

VOTE: All Affirmative (5-0).

7. APPROVE MINUTES OF MAY 6, 2009

MOTION BY: Councilperson Lynn Durrant to approve minutes of May 6, 2009 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. PUBLIC SAFETY

a. Purchase of New Protective Vests for Police Dept.

Chief James stated that a resident in Salem donated some money to the public safety. He would like to use that money to purchase some protective vest for the police department. The current ones we have were outdated in March. We have obtained a grant that will pay for half of the vests. The total cost is a little over \$7,000 for nine vests. The city's portion would be about \$3,774. Councilperson Hanks asked about the vest wearing out. Chief James stated that the shelf life of the vests is not that long.

MOTION BY: Councilperson Terry Ficklin to approve the purchase of protective vests for the police department, even if they are not able to get the grant that the vest still need to be purchased.

SECONDED BY: Councilperson Todd Gordon.

VOTE: All Affirmative (5-0).

b. Crime Analysis Software Program

The other item they would like to purchase, with the money that was donated, is a computer software program that works with the current program they use. He stated that a former chief of police helped write the program. This program would be very useful in helping officers become more accountable, and will help us to resolve problems within the city. In September this program will be available for \$17,000 with Spillman, who is the company that provides our current software program. The former chief who wrote the program has made it possible for us to get the program for \$5,000. This is a great discount right now, and we have until June 18th to make the decision. There is \$10,000 available from the donation to the public safety, which would allow the purchase of the two items.

MOTION BY: Councilperson Terry Ficklin to approve the purchase of the crime analysis software program for the police department.

SECONDED BY: Councilperson Lynn Durrant.

VOTE: All Affirmative (5-0).

Chief James reported that the triathlon is set for Saturday May 30th, starting at 9:00 a.m., and the Salem Hills High School graduation is set for next Wednesday, which will be held at the high school football field. The fishing derby went very well, there were about 1800 kids who participated in it. He thinks that this is the 17th year that Salem has been hosting the fishing day.

10. OPEN DISCUSSION

Reed Cornaby expressed his appreciation for Salem City, and hosting the fishing day, it is a great experience for all who are involved.

COUNCIL REPORTS

11. MAYOR J. LANE HENDERSON

12. COUNCILPERSON LYNN DURRANT

Councilperson Durrant reported that, on June 12 and 13, the national APPA (American Public Power Association) will be holding their conference in Salt Lake City.

The library is having a pizza tasting contest Thursday, May 21, and then having a band playing for entertainment. This will be held at the library starting around 6:30 p.m. DeAnne Ainge has been asked to serve on the library board, and she accepted.

13. COUNCILPERSON TERRY A. FICKLIN

14. COUNCILPERSON STANLEY W. GREEN

15. COUNCILPERSON BRENT V. HANKS

16. COUNCILPERSON TODD R. GORDON

Councilperson Gordon stated that the Memorial Day service is set for 8:00 a.m. on Memorial Day.

17. DAVE JOHNSON, BUILDING DEPARTMENT/PUBLIC WORKS

18. BRUCE WARD, CITY ENGINEER/ PUBLIC WORKS DIRECTOR

Bruce Ward stated that he has spoken with the mayor about putting together an application for storm water money. This money will help with improvements for storm water, and with improvements for the pond, since it acts as a storm water collection for the city.

19. ATTORNEY S. JUNIOR BAKER.

ADJOURN CITY COUNCIL MEETING AND ENTER INTO EXECUTIVE SESSION

MOTION BY: Councilperson Lynn Durrant to adjourn city council meeting and enter into an executive session for the discussion of land acquisition.

SECONDED BY: Councilperson Todd Gordon.

VOTE: All Affirmative (5-0).

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.

Jeffrey Nielson, City Recorder