

Minutes of the Salem City Council Meeting held on September 18, 2002 in the Salem City Council Chambers.

MEETING CONVENED AT: 7:40 PM

CONDUCTING: Mayor Randy A. Brailsford.

PRAYER: Councilman Dale Boman.

PLEDGE: Cameron Bardsley.

COUNCIL PRESENT:

Mayor Randy A. Brailsford
Councilman Reid W. Nelson
Councilman Dale Boman
Councilman Dale R. Wills
Councilwoman Vicki H. Peterson

STAFF PRESENT:

Jeff Nielson, City Recorder
Chief Brad James, Police Chief
Junior Baker, City Attorney
David Johnson, Public Works

Councilman Terry A. Ficklin was excused from council meeting.

OTHERS PRESENT

Reed Cornaby
Cameron Bardsley
Michael Burton

Lucy Cornaby
Jake Wilson
Brad Warren

Phil Porter
Dennis Jensen
Lacie Hales

1. PURCHASE OF NEW COMPUTERS & GUNS FOR POLICE DEPARTMENT

Mayor Brailsford stated that this will have to be tabled again. The police department is looking at a grant to help fund the purchases.

2. PUBLIC SAFETY

a. DARE CAR

Mayor Brailsford stated that Officer Kerby had to leave and wanted to have Chief James and Officer Kerby explain the Dare Car.

Police Chief James explained that Officer Kerby has been looking into a DARE Car. He found one that David Adams Classic Auto Repair of Spanish Fork would allow the city to lease. The car is a 1976 Chevy Corvette. The lease would be for five years at the price of \$1 per year. The city would be responsible to make sure the car was covered by insurance, and would pay for any mechanical problems. Officer

Kerby stated that he is looking for someone who will donate the cost of insurance, which is about \$266 per year. Attorney Baker stated that David Adams had a concern with the agreement; he would like to be listed as the second insured. Attorney Baker was not sure if Utah Local Governments Trust would allow that. Officer Kerby stated he would check into that.

Bartell Mortenson stated that the car could be stored in his storage units, and then the city would allow his logo to be placed on the car. David Adams has put new tires on it and has done a complete tune up. The car could be used in parades and any other opportunities the city has to promote the DARE program. Officer Kerby stated that Spanish Fork City was using this car, but they did not want to purchase it because it would not pass safety and emissions. David Adams has fixed the car so it will pass the emission and safety.

MOTION BY: Councilwoman Vicki Peterson to accept the agreement for the lease on the DARE Car.

SECONDED BY: Councilman Reid Nelson

VOTE: All Affirmative (4-0).

Officer Kerby also mentioned that October 17th and 18th will be the spay and neuter clinic, and then on Saturday October 19th will be a pet show.

3. BUSINESS LICENSE

a. Ricky Colledge – Swap Meet at 720 N. SR 198

Last council meeting Mayor Brailsford asked Ricky to get a hold of Police Chief James to work out any issues he has, and to also get together some other information. Attorney Baker stated that it looks like he would have to do the improvements, unless the council changes it for temporary business. Dave Johnson stated he had called the County Health Department, and this would not need to have a mass gathering permit. Ricky was not present at council meeting so his business license is still on hold.

b. Jared Lundquist – Internet Product Marketing & Sales

Jared Lundquist wants to do an Internet product Marketing and Sales business. He is selling printer ink jet cartages over the internet. Mayor Brailsford was wondering how many times he has delivery coming. Councilwoman Peterson was wondering if he would be storing products at the home. On the license application he has put he would be getting deliveries from UPS, FedEx, and USPS about twice a week. When the product is shipped, it is then repackaged, labeled and shipped back out, so there would not be much storing. It was stated that this license has been approved by the appropriate people. The Council did not have any problem with allowing the license.

4. FALL CLEAN UP

Mayor Brailsford recommended having Fall Pick Up on the Wednesday following UEA, which would be October 16th through the 18th. The 15th of October would be the last day to put debris out. The council agreed on the day.

5. APPROVE MINUTES OF APRIL 17, 2002

Councilman Nelson stated that we need to make it clear in the minutes that the reason why Nelson Taylor requested his bond was to pay off the electrical charges.

MOTION BY: Councilman Ried Nelson to accept the minutes with said changes.

SECONDED BY: Councilman Dale Wills.

VOTE: All Affirmative (4-0).

6. OPEN DISCUSSION

COUNCIL REPORTS

7. COUNCILMAN DALE BOMAN

Councilman Boman stated that “pondtown.org” now works. The address links to our web page.

The Library board would like to thank the city crew for helping clear the weeds and move some of the dirt around in back of the library.

Scott Rice is finished with his Eagle Project at the ball park. He put in a new drinking fountain. It turned out good.

8. COUNCILWOMAN VICKI H. PETERSON

Councilwoman Peterson mentioned that Planning and Zoning had the Public Hearing for the General Plan last Tuesday (September 10, 2002). There were only three people from the public attending; two of them were developers, who were also the only two who submitted any written recommendations. Planning and Zoning recommended the general plan to come to the city council.

Mayor Brailsford was wondering how the Planning and Zoning members are doing, and would like to get with Councilwoman Peterson to talk about the members.

On October 8th at 6:30 p.m. the mayor stated there will be a meeting at Payson City Council Chambers to meet with Payson City Council and Planning and Zoning. The meeting would be to talk about the two cities annexation planning. Attorney Baker stated that it would need to be noted as a public meeting.

Councilman Wills and Councilwoman Peterson both stated it would be nice to know what is going on before the meeting. It was suggested that next council meeting the council could get together for the work session to discuss what Salem would like to do with annexations.

9. COUNCILMAN DALE R. WILLS

Councilman Wills mentioned that he feels the city needs to look at refinancing our water bond, with interest rates as low as they are right now. He stated that Jeff Nielson gave him a proposal from Wells Fargo and Zions Bank. Mayor Brailsford stated that we have had a problem with our recreation bond. Apparently we had about \$102,000 that was taken out of our electrical bond and should have been taken out of our recreation bond. Because of that the recreation bond owes the electrical bond \$102,000. The mayor explained that Kelly Murdock from Wells Fargo bank has been helping us to find the best solution.

Mayor Brailsford also handed out a print out of all our current bonds, and the payment schedule, and interest rates, on the bonds. Some of the bonds have a 0% interest rate on them. Others, like the water bond, have a little higher interest rate. Mayor stated that it would be nice to have Kelly Murdock come down to a work session and discuss some of the bonds, and what it would take to refinance some of them. The next work session could start at 4:30 p.m., and then have Kelly come down at 6:00 p.m. to discuss the bonds. The council felt that would be a good idea.

Councilman Wills stated that he went to the BYU recycling center to get some ideas of what the district recycling center would want to do. He stated that it was very impressive. If the district was to do something like this, they would have the cities drop off lawn and yard waste in Spanish Fork.

To update the council regarding solid waste pick up and purchasing our own trucks with Spanish Fork and Mapleton. Mapleton stated that they do not own the cans, and are looking at maybe purchasing some, but they feel it is very costly. It was stated that they can look into a lease option with the cans they have now.

Councilman Wills asked David Johnson about the concrete in front of Far West Bank, and if UDOT remembered they were going to finish it off. Dave stated he has talked to UDOT and they do remember. They are still doing a lot of minor touch-ups on the road.

Councilman Wills stated that Paul Travort had told him that a lot of the Strawberry water shares are being transferred to the West Mountain area. Mayor Brailsford stated that he

has not heard anything and does not feel it is being done. Strawberry does not service that area, so there would not be any ownership.

10. COUNCILMAN REID W. NELSON

Councilman Nelson reported that the power department is still working with Olson Nursery's engineers to determine how much power they are going to need. If they end up using what they say they will need, it will really benefit the city by helping out our load factor.

He also reported that it looks the cost for buying out UP&L for their power lines in our city would be about \$48,000. He would recommend it to the council that we buy them out. He is also looking for a set of minutes regarding the UP&L lines and the Davis Annexation. He thinks that Davis' would be responsible to pay for any of the lines in the annexation area, but he is still looking for it in some of the old minutes. Councilman Nelson stated that Attorney Baker feels we could use the bond money to help purchase the UP&L lines.

11. MAYOR RANDY A. BRAILSFORD

Mayor Brailsford stated that he would like to have Councilman Wills have the speed limit printed on some of the roads (100 East area, 300 West, 460 West (Beet Road), and then of Center Street). He could have them printed in a couple of places. The mayor feels it would work a lot better to have the MPH printed on the road in big letters and numbers.

The other day Strawberry went to court regarding the State of Interior. The judge ruled against them. The judge told them that they needed to work it out, and gave them a room in the court house to work in. Mayor stated that he heard that Strawberry walked out of the meeting and would not try to work it out with them. He feels that this will be a long battle.

The mayor reported that Dave Johnson, Roxy Johnson, and he went to look at the outdoor classroom. It looks like it would end up costing the city about \$30,000. The mayor is looking to see if he could get someone to donate some time, equipment, and money. He would like to talk to the H.E. Davis family and see how they feel about it.

Another thing that the city needs to look at, is putting in some settling ponds for secondary irrigation. A good place would be, if the Davis family is still wanting to put a golf course in, would be the ponds for the golf course. There are a lot of cities that are using golf courses for that reason. The course would be sitting up high enough that it would have enough pressure to feed the city.

Mayor Brailsford had a meeting with Woodland Hills' mayor, who stated they have approved 192 lot subdivisions. Mayor Brailsford stated that he is very concerned because

Salem City has not allowed any new subdivision because of water issues. The two cities share the same well, and they should be just as concerned. Mayor Brailsford stated to him that he will not give up any of our water rights.

Mayor Brailsford stated that he has another memo to restrict any new subdivision. He read the memo to the council. The memo stated that it will allow a 3 lot subdivision waiver with approval of council. This memo will be in effect for another 6 months.

MOTION BY: Councilman Dale Boman to accept the memo.

SECONDED BY: Councilwoman Vicki Peterson

VOTE: All Affirmative (4-0).

12. DAVID JOHNSON

Dave Johnson handed out a map showing the area where Brett Penrod would like to put in a little shopping area (one or two shops) with a car wash. Right now he owns Parcel #1, and would like to purchase parcel #2 from the city. Parcel #2 could only be used as a parking lot, since there is a sewer easement under it. Dave is not sure of the price of the land; it is something that the council would have to come up with a price. Mayor Brailsford was wondering about leasing the land to him. Attorney Baker stated that he thought we could only lease it for about 3 years. The mayor also mentioned that the land is not worth much to use for the city, it is only about .27 acres. There could not be a building on it, because of the easement. The council felt that it would be a good idea to have Bret come up with a price and bring it before the council.

Dave also mentioned that he has had a number of calls regarding Maughn's Nursery, at the north end of town. When Sheldon Maughn built there, the property was all under one deed, and not a subdivision. Since the bank has taken over the nursery, and would like to sell, the land would have to be subdivided. The standard is if the land is subdivided the owner/developer would be required to install any improvements. The council stated that they would allow the existing building to stay on the septic tank, but not allow any more developments unless the improvements are done. When the nursery is sold, the new owner would have to come to council to go through the process of a subdivision. The city could then not recognize the division as a subdivision and put any restrictions on at that time.

13. APPROVE BILLS FOR PAYMENT

MOTION BY: Councilman Dale Wills.

SECONDED BY: Councilman Dale Boman

VOTE: All Affirmative (4-0).

Jeff Nielson stated that on the council agenda for next year, there was a problem in January. January 1st is the first Wednesday of the month. What would the council like to do? Attorney Baker stated that in the ordinance it reads that the council would hold council meetings on the 1st and 3rd Wednesday of each month unless it falls under a holiday. Since there is only one council meeting in December, the council felt that they would need to have two in January. It was agreed by the council to hold council meeting in January of 2003 on the 2nd and 3rd Wednesday of the month.

CLOSE CITY COUNCIL MEETING

MOTION BY: Councilman Reid Nelson to close council meeting.

SECONDED BY: Councilman Dale Boman

VOTE: All Affirmative (4-0).

MEETING ADJOURNED AT: 9:25 p.m.

Jeffrey Nielson, City Recorder