

Due to COVID-19 Council meeting will also be held electronically. If you would like to participate, please call the city offices (801-423-2770) or email (salemcity@salemcity.org) before 5:00 p.m. on Wednesday, October 6th to get more information.

DATE:

October 6, 2021 (Salem City Community Center 151 West 300 South)

6:00 p.m.

WORK SESSION

1. Agenda Item Discussion

7:00 p.m.

AGENDA – REGULAR COUNCIL MEETING

- 1. Volunteer Motivational/Inspirational Message
- 2. Invitation to Say Pledge of Allegiance
- 3. Youth Council Report
- 4. SF / Salem Chamber Report
- 5. Public Hearing
 - a. S&J Bird Annexation to annex 4.851 acres of property located at approx. 190 West Salem Canal Road.
- 6. Decision: S&J Bird Annexation
- 7. Public Hearing
 - a. BYU Farm-Salem Annexation to annex 916.68 acres of property located at approx. 8800 South 400 East, Utah County. b. Proposed Development Agreement for the Viridian Farm Master Planned Development (BYU Farm)
- 8. Decision: Minutes of September 15, 2021
- 9. Decision: Bills for Payment

DIRECTORS REPORTS

- 10. Chief Brad James, Public Safety Director
- 11. Steve Cox, Building Official Director
- 12. Attorney Vaughn Pickell
- 13. Jeffrey Nielson, City Finance Director
- 14. Matt Marziale, Public Works/Recreation Director
- 15. Ted Barnett, Electrical Director
- 16. Bruce Ward, Manager/Engineering
- 17. John Bowcut, Fiber Director

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COUNCIL REPORTS

- 18. Mayor Kurt L Christensen
 - a. Finances / Budget
 - b. City Employees
 - c. Miss Salem
- 19. Councilman Sterling Rees
 - a. UMPA Report
 - b. SUVPS Report
 - c. Mayor / Council Advisory Board
- 20. Councilman Seth Sorensen
 - a. Recreation
 - b. Green Waste
 - c. Chamber of Commerce
- 21. Councilman Howard Chuntz
 - a. SUVMWA & Mt. Nebo Representative
 - b. Water (Primary & Secondary)
 - c. Roads
 - d. Storm Drain
- 22. Councilwoman Delys Snyder
 - a. Solid Waste
 - b. Senior Dinners
 - c. Library
- 23. Councilman Tim De Graw
 - a. Sewer
 - b. Youth Council
- 24. CLOSED SESSION -The Salem City Council may temporarily recess the regular meeting and convene in a closed session to discuss pending or reasonably imminent litigation; the purchase, exchange, or lease of real property or water; or to discuss the character, professional competence or physical or mental health of an individual as provided by Utah Code Annotated §52-4-205.

Please Note: If you have an item that you would like to have discussed before the City Council, please fill out a request form, which is available online at <u>salemcity.org</u> or at the City Office, and return it to the City Office by 5:00 p.m. the Thursday prior to the meeting you would like to attend.

Minutes of the Salem City Council Meeting held on October 6, 2021 in the Salem Community Center.

Work Session: 6:00 p.m.

S& J Bird Annexation

Bruce Ward said the Bird Annexation is two properties. It is 4.851 acres and they requested to be zoned R15. No SESD facility. Mayor Christensen asked what the neighboring subdivision is zoned, and Bruce Ward said R10.

BYU Farm Annexation

Attorney Pickell stated on the agenda there will be two public hearings regarding the BYU Farm. First is the annexation. The city received the petition, and the petition has been certified. Then after the petition was certified, we received several protests and that referred the petition to the County Boundary Commission to decide the protest. The County Boundary Commission has decided and overruled each one of the protests and the matter has come back to the City Council for a Public Hearing for the consideration of an ordinance to annex the property.

Second part of the Public Hearing is about the development agreement. Attorney Pickell commented there is a state law that requires a public hearing for the development agreement. The agreement addresses land use, annexation issues, zoning upon annexation, density proposed, which has come down since last public hearing, infrastructure, dedication rights of way and easements, development standards, designs and architectural standards. The big component is the parks and open spaces and the amenities that are being provided. Councilperson Rees asked if there would be a decision tonight on the annexation and Attorney Pickell said no decision would be made tonight just a Public Hearing. Attorney Pickell said the vote would take place at the next council meeting. Mayor Christensen asked if both parts must pass, or they both fail? Attorney Pickell stated you could approve the annexation and give it a zone and not approve the development agreement. Dr Horton has applied for both things.

Councilperson Snyder asked if the map they were given tonight is it the same as the map they were given two weeks ago, has it changed at all? Scott Bishop said it is basically the same, this one has more details. The map given two weeks ago did not have all the calculations for every number in the pods. Scott Bishop said it is the same total density and same layout, and they were able to spend more time to make sure the numbers were accurate in each of the pods. Scott Bishop stated it matches what is in the agreement.

MEETING CONVENED AT: 7:00 p.m.

CONDUCTING: Mayor Kurt L Christensen

COUNCIL PRESENT:

Mayor Kurt L Christensen Councilperson Sterling Rees Councilperson Seth Sorensen Councilperson Howard Chuntz Councilperson Delys Snyder Councilperson Tim De Graw

STAFF PRESENT:

Jeffrey Nielson, Finance/Recorder Vaughn Pickell, City Attorney Chief Brad James, Police Chief Ted Barnett, Power Matt Marziale, PW/Recreation Bruce Ward, Manager/City Engineer Steve Cox, Building Dept. John Bowcut, Fiber Director Robyn Mortensen Cody Young

OTHERS PRESENT

List of those who attending the meeting are attached to the minutes

1. VOLUNTEER MOTIVATIONAL/INSPIRATIONAL MESSAGE

Mayor Christensen asked President David Clare if he would like to offer a motivational or inspirational message. President David Clare gave a message in the form of a prayer.

2. INVITATION TO SAY PLEDGE OF ALLEGIANCE

Ed Vidmar 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

Mayor Christensen stated the Youth Council does a lot for the community. They help with the Easter Egg Hunt, Halloween Carnival, and Senior Dinner. Mayor Christensen stated they do a great job. Brin Shaffer & Kyle Campbell was here tonight representing the Youth Council. Kyle Campbell stated the last months activity was visiting all the Orchard Valley Senior Care residents. They made cookies and talked with the residents and got to know them. Brin Shaffer said their next activity is the Halloween Carnival. They will have games and a mini haunted house. Brin Shaffer thanked the Mayor and Council for all that they do for the Youth Council. Mayor Christensen and Council thank Brin & Kyle and the Youth Council for all they do for the community.

4. SF/SALEM CHAMBER OF COMMERCE

Heather Youd with the Chamber stated we are running our scare crow contest on main street in Spanish Fork and suggested to check it out. Heather mentioned if any Salem business would like to participate, they can. October business of the month is Gordo's Fun Farm in Lakeshore, and they will be celebrating that tomorrow at noon. They have a ribbon cutting at Mathnasium tomorrow at 2:30pm. On Oct 12 they will be helping host the Salem Meet the Candidates Night. If anyone wants to submit question for the candidates, they can on the Salem website or chamber website. The Chamber will host a Meet the Candidates night on the 14th for Spanish Fork. Heather Youd said on the 21st of October they will partner with the south county chambers and hold the south county business summit. They have several great speakers lined up. This will be held at the Spanish Oaks Golf Course. The Chamber will have Trick or treating on main street in Spanish Fork at the same time as the Salem Goosebump Gala. Heather Youd stated the Farmers Market will end on October 30.

5. PUBLIC HEARING

Mayor Christensen said there is two public hearings tonight and gave an explanation of both annexations.

MOTION BY: Councilperson Sorensen motion to Open Public Hearing

SECONDED BY: Councilperson Rees

VOTE: Councilperson Tim De Graw; Aye, Councilperson Howard Chuntz; Aye, Councilperson Sterling Rees; Aye, Councilperson Delys Snyder; Aye, Councilperson Seth Sorensen; Aye, (5 Ayes)

A. S&J BIRD ANNEXATION TO ANNEX 4.851 ACRES OF PROPERTY LOCATED AT APPROX 190 WEST SALEM CANAL ROAD

Bruce Ward stated the Bird annexation consist of two parcels. It is located next to Canal Road and Woodland Hills Drive, and it is 4.851 acres of property. The Bird's and Ballard's have signed the petition and it was accepted for further study. It has been recommended for approval tonight. They are requested an R15 zone. R15 is a 15,000 square foot minimum lot with minimum 100-foot frontage.

Public Comment:

Mr. Casey Lee stated this is the kind of annexation we are interested in tonight.

Ms. Kelly Swenson states this is a great annexation, and it is natural for a city to grow, and it does not break any county codes that they need exceptions for to do it. Kelly is in support of this annexation.

Mr. Glad Burr asked if any part of this property would be available to purchase. The Bird family said this will not be available for purchase.

MOTION BY: Councilperson Chuntz motion to Close Public Hearing

SECONDED BY: Councilperson Sorensen

VOTE: Councilperson Tim De Graw; Aye, Councilperson Howard Chuntz; Aye, Councilperson Sterling Rees; Aye, Councilperson Delys Snyder; Aye, Councilperson Seth Sorensen; Aye, (5 Ayes)

6. DECISION: S&J BIRD ANNEXATION

MOTION BY: Councilperson Rees motion to approve the S&J Bird Annexation to annex 4.851 acres of property located at 190 West Salem Canal Road

SECONDED BY: Councilperson Snyder

VOTE: Councilperson Tim De Graw; Aye, Councilperson Howard Chuntz; Aye, Councilperson Sterling Rees; Aye, Councilperson Delys Snyder; Aye, Councilperson Seth Sorensen; Aye, (5 Ayes)

7. PUBLIC HEARING

MOTION BY: Councilperson Snyder motion to the Open Public Hearing for the BYU Farm Salem Annexation to annex 916.68 acres of property located at approx. 8800 South 400 East, Utah County to include A. & B. the Farm annexation and the proposed development agreement for the Viridian Farm master planned development.

SECONDED BY: Councilperson Rees

VOTE: Councilperson Tim De Graw; Aye, Councilperson Howard Chuntz; Aye, Councilperson Sterling Rees; Aye, Councilperson Delys Snyder; Aye, Councilperson Seth Sorensen; Aye, (5 Ayes)

- A. BYU FARM-SALEM ANNEXATION TO ANNEX 916.68 ACRES OF PROPERTY LOCATED AT APPROX 8800 SOUTH 400 EAST, UTAH COUNTY
- B. PROPOSED DEVELOPMENT AGREEMENT FOR THE VIRIDIAN FARM MASTER PLANNED DEVELOPMENT (BYU FARM)

Mayor Christensen stated this is an opportunity to address the governing body. It is not appropriate to clap or cheer. Please stay orderly. You will have 3 minutes. Please state name and if you're a resident or not a resident. We have had a lot of comments over the past 16 months on Facebook, other public hearings, and planning & zoning meetings. Mayor Christensen has asked a few people to say a few things to help clear up the comments that have been made. Bruce Ward the City Manager/Engineer has been asked to address a few of the comments and try to make it clear.

Attorney Pickell stated the public hearing is on two different items. The first item is the annexation, and the city received the annexation petition, once the city received the petition it was certified by the city recorder as meeting requirements of the law and then they city receive several protests. The protests moved the decision of annexation to the County Boundary Commission. The Boundary Commission overruled each protest and now it is back before the council for a public hearing and eventually an ordinance to decide whether or not to annex the property. The second item is the development agreement for the proposed Viridian Farms project. In the development agreement there is several features that the applicate will go over. The first thing it addresses is the certain annexation issues such as zoning upon annexation which will be blend of a master plan development, A1 and R15. There are different owners within the annexation that will have different zoning designations. The transfer of SESD facilities. There is a large section on the land use plan which is an exhibit to the project and includes several different residential uses, single family, townhomes, larger and smaller lots but an overall density of 2.75 and 2004 units. These numbers have come down since our last public hearing come down from 2131 to 2004 through negotiations with the applicate. Another section is on infrastructure it addresses water, pressurized irrigation, roads, sewer, storm drain, power. The developer needs to provide the source, storage, and conveyance of all the facilities to have the development approved. Another section is about the dedication of rights-of-way and easements as required from the developer. The development standards attached to the agreement must have a public hearing to be approved where they differ from city standards. The state code allows the city to do that if they hold a public hearing. There is a large section on parks, open spaces, and amenities. Attorney Pickell thanked Councilperson Chuntz for helping with the negotiations and he was able help to secure an additional three million dollars to be put towards parks and recreation city wide not just this project. The master plan development zone requires amenities that are above and beyond those required of a standard development.

Bruce Ward the Salem City Manager & Engineer commented he was asked to address some of the concerns at previous meetings. Bruce Ward stated he deals with developers every day. Bruce Ward stated a lot of people probably think we disagree on a lot of things, and he thinks we agree on most things. Bruce Ward said we agree that we want a cohesive well-planned community and preserve the small town. Bruce mentioned we all live here and moved here for a reason. We agree it's good to have some control and we can't control neighboring city and county, but we can control what comes into the city. We agree we want sufficient utilities. We agree we want sufficient water and sewer compacity, sufficient

storm drains and roads. The most important thing is to hear from our citizens, who care just as deeply about the town as we do. Bruce Ward quoted a comment from Mayor Christensen if this is about blaming someone, fear, or hate we tend to make abrupt harsh decision instead of what's best for the whole community. Bruce mentioned as we discuss this tonight, we want to listen to everyone's concerns. Bruce Ward gave a little background on how the city deals with utilities in Salem City, we have a lot of experienced staff and use other water consultants that have a great deal of experience. Bruce stated we have staff with 20+ years of experience. Bruce mentioned he started his career in 1994 and he has been doing utility planning for cities. Bruce Ward stated he has worked with Salem city since 1995 as a consultant. Bruce commented we have Matt Marziale, Steve Cox, Chief James, and Jeff Nielson all these experts that have been around along time. Bruce Ward state what he likes best about these guys, is that they actually care. Most of them and senior staff live here. Bruce Ward said we do not make decision lightly and we don't do our job perfectly. We don't agree how to get from point A to B. It is very common to not agree but it is also common to be heading in the same direction. Bruce Ward commented timing is another issue and BYU started talking to Bruce Ward about the property 2 years ago. BYU went through an intensive proposal process and put a bunch of information out and hired a highclass real estate firm and took proposals. Bruce Ward stated BYU received several proposals. DR Horton was selected by BYU for the process. Approximately 16 months ago Salem City started interacting with DR Horton. Bruce stated we have had multiple meetings and they have been open to the public. Bruce Ward doesn't think the process has been rushed like we have been told it has. This is standard for very large subdivisions. We have another one Arrowhead Springs with Preliminary approval with 1500 units by the interchange and it took about the same time. The only difference is we shaved of the annexation process because it was already part of the city. Bruce commented another concern is water. Every developer big or small is required to bring indoor water rights. Bruce Ward separated water into pieces and explained that the Right is a simple piece of paper that the state engineer gives you and it states you have the right to pump, divert, gather x amount water, and use it on your property, use it in your house, use it for livestock however you want. We then require them to bring outdoor water, which is pressurized irrigation. We use that outdoor water, and we try to get it into the highline canal. The highline canal feeds our ponds and we deliver through our ponds. Bruce said as water is brought in and to talk about this property more specifically, they have approx. 1100-acre feet of well water rights and that will satisfy the requirement of bringing the water rights. They also have about 1300-acre feet of Salem Canal and Strawberry Highline water. The majority is Strawberry Highline water. They farm roughly 600-700 acres and they have approx. 2-acre feet of water per acre. We wouldn't use much different water from an outdoor perspective. Bruce said the water we use our lawns verse the water farmers put on their crops, depending on the crop, and depending on how they farm those can be equal, a lot of times can be less on the municipal side because of flood irrigation and because of some inefficiencies that are covered with that. In this case they have enough drinking water from the underground well water rights, and they have enough water from the pressurized irrigation system to feed the system for their project. Bruce Ward stated that Central Utah Water Conservancy district provides water and they have built strawberry reservoir and done hundreds of millions of dollars of water infrastructure throughout the valley and in the mountains to our north. They are currently working on piping the Salem Canal and will move forward through town on the next construction phase. We have worked with multiple agencies and over the last 15

years they have completed two different ground aquafer studies. The purpose of these studies is to get an idea of what the aquafer has the ability to deliver to us, whether it's for a farm or drinking, it doesn't matter we can pump it. The study done by Hansen Allen & Luce, who is our master plan consultant our aquafer can handle it, and they are interconnect underground. Accordingly, to the study which is based on the USGS model. The results are the aquafer is health and if it will stay healthy is up to us and how wise an efficient, we are with our use and recharge, etc. The study stated we can pump 4900-acre feet more out of the aquafer than we currently are per year. That is just to get us to the 50% recharge. Recharge meaning, how much rainfall, snowpack, how much water naturally gets in the aquafer. The project we are talking about has enough water rights and the aquafer. With the two studies and USGS said there is sufficient amount of water in the aquafer to provide that as well. The outdoor water is currently being used on the farm that will simply be converted to pressurized irrigation and deliver to the lawn and gardens. Every subdivision in town has the same requirements. The cost is another issue and how will that impact the citizens and how will that affect my bill. Our system has the capacity for one here and one here. Bruce Ward said if he was asked if Salem city has the capacity to feed 2000 homes with our current infrastructure, he would say no. That's why we require them to bring in the water. That's why they will be building tanks, drilling wells, building ponds, they will expand the pump stations, our chlorine stations, build the pipelines, the valves for the pressure reducing stations. They must build everything for their subdivision. Bruce Ward stated when he receives a call from a developer and DR Horton is no different the first thing, they ask is how many units can we build, and do you have enough capacity for me? In this case he told them that depends on a lot of things because it is so big and zero capacity. They will not see the whole thing build tomorrow. It will take over a decade or two to build, which is a speculation. Supply and demand controls everybody. Bruce Ward stated no dollars will be spend by this council. Bruce Ward said it is his goal in life to make sure I don't raise my own water rate more than I must. Tanks and wells wear out and we will have to increase rates not because of growth just simply things wear out. Bruce Ward said no cost associate with their water system, pi system, sewer electrical, storm drain all of that is paid by the subdivision owner and in this case DR Horton if everything is approved by the council at some future date. Bruce Ward stated no homes will be built or occupied until the utilities are in place. That is not negotiable. No homes without infrastructure. Bruce Ward said the last item to talk about is traffic. Traffic is not straight forward because we don't control all the roads. We control the interior to the subdivisions; we control the borders of the subdivision. Bruce Ward gave an example Valley View Middle School built on the other side of Woodland Hills Drive. Bruce said What did they do, they expanded Woodland Hills drive to a 5-lane cross section? The reason they expanded is because we have master plans, Utah County has road master plans, Mountainland Associate of Governments is the regional transit authority who has the specific task of regional transportation planning. They along with UDOT plan and fund major regional transportation corridors. Woodland Hills Drive, Elk Ridge Drive, 11200 South are slated to have major regional transportation corridors. Woodland Hills Drive is planned to split somewhere north of 400 North in Salem and go where it currently does and cut down through the river bottoms and connect to Highway 6. Highway 6 is planned to be an interstate in the future. They have planned a significant grid. Roads come with taxes and taxes come with people. Road improvements generally lag behind until we need them. Bruce Ward said that doesn't mean we don't have solutions, we are just waiting for the solution to evolve and waiting for the solutions to be funded. Bruce

Ward has talked to Spanish Fork City about this potential development. We will get roads as we need them. Every single person who moves to town will increase the traffic. Bruce stated we will continue to work on the traffic plans. Bruce said we have plans in place and traffic master plans take time to evolve. Councilperson Snyder asked Bruce Ward to discuss the sewer plant capacity. Bruce Ward said the new Sewer plant is built for a 1.5 mgd, that is a million gallons per day of sewer. We have an agreement with Payson City, and some will flow to our sewer plant, and they are paying impact fees and rates for that. As growth continues, we will upgrade the plant. We are running 60-70% capacity depending on the day. Bruce stated who will upgrade that well that depends on which developer needs it, smaller developments will pay impact fees and larger developments they may be asked to front the whole thing. The way the impact fee and rate structure are set up is so growth can help pay those. Councilperson Snyder asked if sewer plant was made to expand easily. Bruce Ward said yes, the head works was built to double, and the oxidation ditch is meant to double or triple the plant. The sewer plant will cost a lot of money to upgrade but the plan is to use impact fees and growth to pay for those.

Mayor Christensen read a statement from BYU. Through a serious of purchases beginning in 1957 BYU acquired the property that has since been known as the BYU Farm. Unfounded rumors are incorrect stated that the BYU Farm was donated to BYU with restrictions upon selling the property. BYU acquisition records do not support that claim. Mayor Christensen stated BYU wants to sell the farm to extend out their campus to increase buildings on the BYU campus.

Councilperson Chuntz stated this will not be voted on tonight and he won't be here for the vote. Councilperson Chuntz stated he and his wife will be serving a mission for the Church of Jesus Christ of Latter-Day Saints. Councilperson Chuntz commented he has spent a lot of time on this project, and many of you may know he has resisted this for over a year. Councilperson Chuntz stated as a former lawyer his responsibility was to determine all the facts in any case. He has looked for ways out, looking for ways in what we could do, and how can we control it. First item he wanted to discuss was annexations. There is a misconception about annexations, cities do not seek out annexations. The owners of ground come to the city and ask to be annexed. Second there is a loose agreement, not a contract but a loose agreement between adjacent cities that have county property between them. Councilperson Chuntz stated the loose agreement says in our case, you get the property up by the BYU Farm and Spanish Fork gets the other side of it, you get the property up to Woodland Hills Drive, etc. Owners know where they can go to do an annexation. It's not a contract and harden fast rule. Councilperson Chuntz stated he has done some research and he has come up with four option the council can make. First option is to decline the annexation of the property, but there are consequences. So, if we decline the annexation that eliminates the contract with Spanish Fork and the owner can go to Spanish Fork and ask them to annex. Another city can grant the annexation and we will have the same houses or more and all the problems your worried about and we won't have any control or say about it, and we won't get the financial benefit. The other suggestion he heard was what if we annex them and zone it rural with 1 unit per acre. Councilperson

Chuntz stated he love that idea and was for it, but his research then took him to the city of Bluffdale. The city of Bluffdale had 4000 acre of property that had annexed and then they decided they wanted to keep it rural, and the developer didn't want that. So, the developer took the city to court and the developer won the case. The developer got to de-annex their property and they went to the neighboring city Herriman. The Herriman went crazy because they got all this money. Bluffdale lost control. Next reasonable thing Councilperson Chuntz heard was what if we just make it R15 because that is the lowest zone and that would give us about 1400 homes. Councilperson Chuntz said what would we get with that is 1-They will be larger homes with establish families. 2- Impact fees money for parks and trail 1400 homes would generate about seven million dollars in impact fees and that barely buys enough money to build a park on. In the DR Horton development, we will end up with about 21 million dollars, that's a 14-million-dollar difference in just recreation amenities and we will get an extra 3 million to use any way we want. In addition to those extra 600 homes each will pay an impact fee for water, sewer, pi, electric, and public safety, and that is millions more for the city. Councilperson Chuntz said there are legalities and realities he had to face, and he did that as a lawyer. Councilperson Chuntz commented he had to tell clients; I know what you want but it's impossible to get. Councilperson Chuntz commented a flyer that says "Just Say No" doesn't provide a reasonable or rational solution, it just says no, but it shoves it over to Spanish Fork. Councilperson Chuntz doesn't want to see Spanish Fork build 4000 homes there. Councilperson Chuntz states in good conscience he has to recommend to the Salem residents and the city council that they annex the property and approve the MPD agreement. Councilperson Chuntz said no one has come to the city council or personally him with ideas or a way out.

Mr. Sam Mcphie a Salem resident commented he isn't comfortable about the water explanations and knows we have experts. Sam said if the experts are so great, why were we short on water this year. Sam commented when there is something wrong, you want to ask yourself what the federal government has to do with this and that would include Utah and Untied States geological services. They have blown it over California, blown it in Arizona, and he hopes they are not blowing it here. Sam asked are your experts gathering their own data or relying on some governmental agency for data. Whatever they are doing their conclusions have turned out wrong, at least this year and he knows we are in a heavy drought year. We are dependent on the ocean currents, temperature of the ocean. Sam mentioned the Dr Horton guy told him this would take 20 years to build. Sam Mcphie said California's economy is different than ours not because it's bigger, they just have a highly regulated economy. Therefore, they don't have fast growth. Nevada is heading the same direction. He thinks they will build as fast as the market will allow them. Sam doesn't think there will be a break in the economy.

Ms. Rochell Madsen a Salem city resident stated a few years ago the city sent out things asking how we feel about high density, and what do you feel. Rachel stated she sent the card back and said no we don't want thigh density housing. Rachel asked does it matter what we think? Rachel commented we have family that have wells and they have had them for a

long time, and they are drying up. They are afraid of what they will have to do. She feels like it changes the feel of the area and stated change them to 6 acre lots.

Mr. Clavell Anderson a Salem resident for the last 11 years. He loves this community as everybody here does. Clavell said he works with Dr Horton, but he is here as a resident not as a representative of DR Horton. He wants to share a few things he knows. He has been in construction for 50 years and he has seen a lot of developments and seen developers come and go. He has worked for DR Horton for 9 years and this division is responsible and willing to do what they can do to create an environment where their customer is well taken care of. This City is their customer. Dr Horton is in 30 states, 96 different markets and built 81,000 homes last year and in all that construction the Salt Lake division has the highest rating of customer satisfaction. And that speaks highly of the employees of Dr Horton and their desire to do the right thing. From his prospective he wouldn't want anyone other than DR Horton to do it.

Ms. Jilene Meservy stated she has lived on this community since 1995 and particularly in Salem for 22 years and she loves it. Jilene stated she has changed her position from what it was last week after going to the open house. Jilene stated she walked away feeling angry and felt she wasn't heard or listen to because she was part of the master plan meeting. Since then, she has reach out to the Mayor and Council and she appreciated the time that was given to get back to here with facts. Jilene doesn't want it handed over to just anyone to develop and it will be developed. She likes their plan and it's beautiful. She was coming here tonight to ask the council to just have them take down more homes and less high density. They have given us a lot of land for parks. She would like to still have more of the high density closer to the highway and doesn't want it to annex to another city. Jilene stated please hold them accountable. She is for it if they are held accountable.

Ms. Brenda Anderson a Salem resident would like to address why she gets her water to her home, and it is because she pays her bill. You don't pay the bill you don't get the water. Second concern is the crime it will create. When you talk about someone that is an expert, she stated she is a mom and an expert of what her family needs. She asked to please look at what this will do to the crime and how do we address this and keep it from not happening

Ms. Laura Nelson a Salem resident, she is for the annexation. However, she has high expectation for the land. She doesn't think this plan goes far enough. She would like commercial mixed in, and she envisions a hybrid of Thanksgiving Point, and we could monetize it. She knows it is going to develop and development is good, but she wants it better.

Mr. Mark Corrigan a Salem resident for 5 years. He stated there is a lot of hypotheticals to any situation like this. He was in sales for a long time, and he knows what people will do to convince people to buy their product. He wants to know how this will affect him. Some

people are for it, and some are against it. We voted for the council to act on the best interested of the people. We expect them to do the will of the people. If the majority of the people of Salem are against it, then we know how they feel. There is a lot of facts and numbers that is hard to take in. Mark stated the first impression is the right one or most important. He doesn't feel he will benefit from it. He can see hardships. The traffic tends to take the path of least resistance. He likes Salem and moved here from San Diego because he wanted to live in a small town.

Mr. Eric Swenson a county resident. Eric wanted to point out a few things the council has said about the county residents not necessarily counting in this situation and Eric understands that. Eric commented we do pay school taxes, we shop at your stores, we go to school with you and attend church with you, we play sports in your sports league with the recreation department. We consider ourselves a part of this community. Eric said people have made comments that we don't deserve a say in this, but please remember this property isn't in the city yet. Eric has heard from council member saying they want their children to live here, and they want places for them to live. Eric thinks that is a valid point. Eric asked why do you want them to live here? Eric commented everyone in this room would agree because this is a great city to live in. Eric asked will it continue to be a great city if we continue over developing. The last point Eric Swenson wants to address was the comment from Councilperson Chuntz about the threat of annexation from Spanish Fork. Eric said Spanish Fork as it currently sits would have to cross over the entire river bottoms, which they have not annex, in fact they are working on a density trade with the owners in the river bottoms. Their master plan current is at a less density than our general plan does. Eric doesn't buy the Councilperson Chuntz's threat of annexation. Spanish Fork would have to get annexation of everybody that lives 1600 South in the county and Eric stated he doesn't know one of the homeowners that would agree to an annexation of their property to allow Spanish Fork to cross their property to annex the BYU Farm. Eric said it is a far reach and he doesn't think it's something the citizens or council should consider or worry about.

Ms. Linda Grange a Salem resident thanked the council for presenting the information to us. She is worried about the water. Linda commented in one of the meetings she got up and asked about the infrastructure and it was Arive Homes, and they were decreasing the density. She is still concerned about the infrastructure. Linda said even though Bruce Ward did a great job explaining that, she still thinks it will be an issue with traffic. Linda said we were asked for our opinion, and we gave it so that the high density would be by the freeway. She is asking to reconsider on those issues.

Ms. Kelly Swenson a county resident, but she considers herself a resident of the community. Kelly stated she is opposed to this because she doesn't think this is responsible growth. 1-the annexation required an exemption from a code or law, which should be a red flag. She doesn't think it is the right time for the city to grow in this irresponsible pattern. Kelly stated you can deny an annexation for anytime or reason. Kelly disagrees with Councilperson Chuntz because while there is a win fall of impact fees. It is well documented that residential communities are a drain to the city finances long term, and they lead to

increase taxes. Second, the plan doesn't reflect the public input from the planning meetings. The resident wanted to see two thirds of this area be rural. This should be a lower density and she thinks they don't give themselves enough credit for the power they have. WE can change the general plan to reflect the input. Bruce ward told you back in planning meetings that you hired a consultant to help but this represents your city, and you can dictate what you want to see. Bruce Ward also told you the plan wasn't a stone tablet and could be amended piece by piece. Kelly said an Attorney told her that a general plan is not a binding document. It doesn't give any vested rights and it can be changed at any time without recourse. Salem is providing homes already and we don't need higher density all throughout the city. If everything was built that has been approved Salem already has the affordable housing that is needed and places for people's children to live if they want to move here. Kelly commented that the council has said the density should be kept in New Salem and old Salem should stay more rural. Now you applaud DR Horton for adding some half acre and one acre lots but it's only 90 homes over the 2000 homes, that would be 4% of the homes would be considered rural. Kelly commented you say you can't limit somebody's property value by limiting their density, but your also not legally required to increase zoning but even if you said one unit per acre that's a 500% increase above current zoning. Kelly stated a Land Use Attorney stated property rights only mean that you have the right to build with your current zoning and you don't have to increase that. Third this doesn't reflect the language in the general plan. There is so many tools to preserve open space incentives, conservation development, easements, transfer of development rights. Kelly said both Mapleton and Spanish Fork use those tools and they are listed in our general plan, but they are not used anywhere. Kelly Stated we need to find a way to use those tools.

Ms. Sharee Swenson a Salem resident for 66 years and was not born here. Sharee read some of Kelly Swenson's notes. The current plan will rob the citizens of what makes Salem such a great place to live. Salem has an identity of peace and people, and people live here because of that. Codes and the general plan should uphold and enhance that. She knows all of you love Salem but can't imagine you could envision 2000 homes on the BYU Farm including 500 townhomes, 400 cottages lots. If this isn't what you envisioned, then let's make a better plan. There is no transportation corridor to support this many people. Bruce Ward said in the planning meeting the highest priority is to have adequate transportation corridors. Sharee said the traffic study doesn't even address the issue. Sharee asked how you are planning to get at least 4500 extra vehicles to and from this development. Sharee said the lack of detail in the standards and codes needs to be addressed before anything happens. We need detailed documented codes that reflect the community values and desires. If we don't have this in place, we will be at the mercy of the developer whose interest lye in profit and not what's best for the community. The resident of Salem deserves something better. The development will damage the community and it isn't in the best interest of the city. We have something lovely and unique in Salem. Once we do this, we can't go back there is some good things in this plan but for me and most of us the bad out weights the good. If we don't want Salem to end up like so many other cities along the Wasatch front, if we want to different, we need to think different, then we need to do something different about it.

Ms. Rachel Button lives in the county, and she is intimidated by telling us she lives in the county because statements made by the councilmembers themselves. Rachel said she lives on a 5-acre farm, a millionaire you don't want to live with, and you don't want to hear my comments and we are uneducated. She doesn't think it is fair that those comments were made. Rachel would like to make the point that the terminology that you are using of 2-3 homes per acre is confusing. In her mind they are half acre or third acre lots not eighth or ninth acre lots. We are not getting 2-3 units per acre we are getting something much more dense. Rachel presented a printed image of the city map from the website. She wanted to point out the plan for the 2000 homes is just this development but there will be the Zephyr Ranch and Davis Ranch all which the city council is trying to approve. Rachel explained the master plan on how to get people to and from the area. Rachel said as we talk about BYU property rights and how they have the right to use their property. Rachel showed a listed of people that will lose their home in order for the planned road to go through and she feels we need to address their rights before we address BYU's rights.

Ms. Jamie Rindlishbacher of Salem stated her grandfather sold the land to the BYU Dairy. Her question is in relations to a 200-acre parcel is supposed to be deemed agriculture and was supposed to stay the same when the deed was sold. Jamie asked if there is information pertained to that and it has to remain into effect with an ISOA assigned to that. If that is than that essential takes it down from 900 to 700 acres. She would like that addressed if found in any docs. Jamie was born and raised here she doesn't want to see things change. Jamie wants her kids to live here. She said the city council is within their right to put in a moratorium. Jamie said the previous Mayor did a good job on helping Salem grow appropriately and with the right timing. Jamie stated her parents have zero water pressure. The old Salem is losing the ability to water lawns and to have water pressure in their homes.

Ms. Justine Palmer a Salem resident for 2 years and she has commuted from Provo for 31 years to work here. In that time, she has seen a lot of growth. Her concerns are the traffic and water.

Ms. Donelle Clare a Salem resident she stated fer early experience with Salem the city of peace is very memorable because they were peaceful. Being able to escape into tranquil hills surrounded by neighborly people is what drew us back home. It took 10 years to carve her way back to Salem. She recognizes new growth is inevitable and we would be here if it wasn't aloud. Donelle quoted Gene Jacobs an influencer on Urban study said these have the capability to provide something for everybody only because and only when they are created by everybody. Donelle said after reading the general plan she thinks it is beautiful and she doesn't think this development we be in that. We are in a critical state, and we can set a precedence, so we don't become overwhelmed. She is concerned about safe walking paths and historic Salem doesn't have the needs. Please scale back and try to meet this basic needs. Please stop an allow your community members to have a voice in shaping and preserve this beautiful community and do your part in meeting the needs of Salem City so that we can truly be the City of Peace.

Ms. Kimberly Patterson a Salem resident stated we are adding 10% acreage and we are adding so much more population. She is concerned about traffic and crime. She is worried about it not feeling like Salem. She likes the nice small-town feel. She doesn't feel people will drive all the way out with that road structure. Another concern she has is about fires and that is a hazard in her eyes. Kimberly is also concerned about the water.

Mr. Michael Porter and he currently represents a property of 20 acres. He lives in Alpine and has a home in Daybreak. His professional background is he appraise commercial subdivisions and master plan communities. He has seen the difference in master plan communities' verse not master plans and the benefits are astounding to what the master plan can do. Michael told us a story of his mother making stew and when she just threw things together, they didn't know what they would get but when she measured out the ingredients, they loved the stew. The master plan community is like to stew he loved. In Alpine we saw the resident that thought they had control, they would try and get the city council to fight the developers and Alpine lost control.

Mr. Bob Garber lives by Valley View Middle School. Bob stated that most emotional responses come from a deep sense of identity or a lack of clarity. Bob thinks that is what is happening here, and most people don't know what it is happening. Bob had met with Dr Horton and asked a lot of questions, and he got more data to see both the pros and cons and the perspective from city or someone living in the county. Bob commented he doesn't think he can say he is for it or against it at this stage. He feels there is a fight for control. He wanted to clarify the fight for control isn't in the hands of DR Horton. Bob thinks it needs to be clear what we can control. Bob Garber requested the city to look at an amendment of how we handle this, so the same requirements that DR Horton must live up to, every developer must do the same. Bob stated everyone who builds here should follow the same guidelines.

Ms. Maggie Wiese a Salem resident. She comes from 6 generations who have lived here for a long time. She is currently looking at the housing market and the numbers are insane. As a young married couple there is no way she can stay in Salem, but she would love to stay. She asked if this development goes in how much more will that inflate the prices for homes? She realizes there will be a lot of good people come in and bad. Maggie asked the council to consider what might drive people out of Salem. She understands the development is inevitable.

Ms. Laurie Lisonbee she lives in Woodland Hills and lived in Salem for 5 years. She stated she uses Salem businesses several time a week and considers herself part of this community. She stated it has been disheartening to see all the traffic. She would hate to see our community repeat what has happened in northern Utah county without roads. Laurie feels the traffic is a daily aggravation. She mentioned checking into the environmental impact and asked about a study. Laurie said she looked at the Cache County transportation plan and it

stated protect and preserve and improve air quality, water quality, wildlife habitat, agriculture land and the scenic beauty. She hasn't heard any mention about wildlife, she stated they will be impacted.

Mr. Andrew Podrivrcak doesn't live here but is in the process of moving here. He commented the prior speaker highlighted the quality of life and said that is what everybody is worried about. Andrew said the first thing people say about Salem is how beautiful it is. Andrew said he is fortunate to move here. He stated he lived in Eagle Mountain and the growth is unbelievable. He thinks it will be gridlock on Spanish Fork main street. Andrew stated he thinks it will be built as quick as they can find vacancies to fill. Please take this very seriously this city is special. Andrew stated if it is developed there must be provisions to meter the growth over a period of time.

Mr. James Thompson a Salem resident. He stated he came here for the rural atmosphere, and he doesn't want it to change. James asked to make it easier for the residents to evacuate in an emergency. Please keep the streets as through streets and limited the cul-de-sac. James commented to please keep the developers accountable.

Ms. Elizabeth Banks a county resident and she stated she has an amazing view of the BYU property. Elizabeth is concerned about water. She has seen neighbors dig their wells deeper. And just this week had to dig there well deeper. She has seen the quality of her own water deteriorate. Elizabeth has had companies help clean out sediments and it has cost a sizable amount. She doesn't think there is enough water in the aquafer despite the studies that have been done. Another concern Elizabeth has is the traffic and her home would be impacted with the road. She didn't understate how MAG could draw a plan like this to accomplish their purpose. Elizabeth asked the council to get together and figure out the best road to go through here.

Ms. Sherrie Bell a Salem resident for 20+ years. Sherrie is concerned about the HOA's and doesn't want any to be there. She is totally against HOA's. She would like to see us be wiser about the water we have. She asked to be cautious about our approach. Sherrie would like to see more water wise landscaping and no grass in parking strips. Sherrie asked are these homes going to be ecofriendly, are we going to use more sustainable products. Sherrie stated if we are going to do this, let's do it right.

Mr. Steve Faucett a Salem resident for 25 years. He stated there is a concept in economics they call external cost and that is unplanned or unintended cost of doing something. Steve thinks the traffic impact is the most visible in this project. Steve commented according to Bruce Ward we will have to wait fix the roads, so the state can allocate money. Steve said the DR Horton gentleman are hoping to make a few million dollars on this project and in exchange we have to give up some of our quality of life. He asked about passing some of the external cost on to the project. Steve commented there needs to be some evaluation

done to the traffic patterns and asked why this group couldn't give money for the studies. Put into the design and requirements that would minimize the impact that we are having to give up.

Zoom comment

Mr. Andy Fulmer lives in county. Andy said this property boarders his property. Andy said the mayor & council have been on his election ballets in the 11 years he has been here. Andy asked if council and mayor, as you drive through Salem can you see the property. We are asking for lower density, and we understand it will be annexed. Please make a good decision on the master plan and consider wildfire and where the drainage is going to flow out, and sewer. The look and feel doesn't match the city. Andy appreciated what Bruce Ward said about water and that has helped. Andy said the real concern is about the density. Please make a decision that would benefit all. Andy has only seen two parks that are public.

Ms. Lenore Peterson lives in the county. Lenore said one house to the west of her is Salem and one to north is Salem and she is in the county. When she moved here in 1976 to Salem it was so dark, and she had a hard time seeing her road and now she does have that issue. When she moved here 45 years ago most people that are here tonight didn't live here. Lenore said when they wanted to build Woodland Hills drive, she fought it but now how would we do without it. Lenore doesn't want this development up the street from her. She has lived her for 45 years and until this summer her road was asphalted, and it was only done halfway. This development will affect her. Lenore said make sure we have enough police and water, so she doesn't lose her well.

Mr. Brian Boden a Salem resident. Brian said water has been addressed but he lived on the BYU farm for 23 years and during that time he took care of the beef cattle for the university. Brian told a story about the well sucking the water from the aquafer. Brian said when that well is turned on, it sucks the aquafer dry. He doesn't believe the study on the aquafer. What he seen 23 years ago makes him not believe the study. Brian asked the Engineer & Mayor & Council to please check on the well and make sure it doesn't suck the aquafer dry and leave the county residents without water. Our aquafer will not get replenished if we continue in a drought. Brian stated please be careful how you approach this especially with the water.

Mr. Isaac Button 17 years old lives in the county. Isaac stated he knows nothing but freedom and open space. He learned how to shoot his first gun in his back yard. He has had multiple opportunities to explore, and this makes him who he is. Isaac mentioned Salem Hills High School won the National Fine Arts Excellence Award in the Country and that doesn't happen in a large city. Isaac asked how we won compared to Chicago or LA or New York that's because of the lifestyle. We have the opportunity to create. It is only through the ability to learn for yourself and freedom. Isaac stated the founding fathers wanted life, liberty, and pursuit of happiness to be able to go out and play with rocks and bugs. Isaac said 90% of the people here are against it. The have worked hard for many

years. He doesn't think it is right to throw it all away just so some big corporations can make a few million dollars. Isaac said we need more individual freedom.

Mr. Dallin Koyle a Salem Resident. Dallin wants to convey an experience he had. When he first moved in his subdivision it was deemed to have park and it was never developed. The developer come back years later and wanted to change the plan and the city agreed to let them build homes where that park was supposed to be. The Army Core deemed it a wetland and now we don't have a park. So, this development may be approved but what prevents changes from happening down the road? Dallin's concerns are either the city is not able to assess the situations appropriately or have the ability to prevent changes from happening in the future.

Ms. Gwen Keiser states she lives in Woodland Hills. She was dismayed that not only did the city provide a forum for DR Horton to have an open house but also send an email informing residents about it. The city hasn't been commutive with the resident about the sell or development and it sends a clear message they want it to happen. Gwen stated in the September meeting the city said they would post information about the development, and she stated it wasn't on the website until this morning. Gwen feels you can just show up and build and the city says ok. Homes and Edge Homes have both said that Salem is known all over Utah as an easy build. She said it's clear that Salem residents don't want a development like this. There is 3600 units going in New Salem which has the highest density on the city's plan at 3-3.5 units per acre. However, this proposal when you subtract acreage that has no units, we will have 4 units per acre with over 2000 units. This is down 127 units since the September meeting. Gwen's objection is the density itself and she said this proposal needs to be tweaked in order for it to be more in line with the desires of the residents. She feels DR Horton can afford to give up some more units.

Mr. Paul Burgon a county resident. Paul acknowledged that the council doesn't have an easy job. Paul disagreed with Councilperson Chuntz with people not giving alternatives. Paul has emailed all council members information about conservation development. Conservation development has a lower cost for the developer, and they don't have to develop every inch of the property. The city granted will have a lower impact fee and it's not all about the impact fee because that is a one-time fee. Experts say conservation development helps people get most of what they want. Paul stated his would be a good transition property. The zoning is the sole responsibility the council. Paul said the council's job is to conduct the best zoning for all of us. Paul spoke about the about of traffic that would be added. Paul said roads should be built before the people come.

Ms. Melissa Bradley a Salem resident her husband's grandfather was an assistant Dean of the BYU Farm. Melissa commented her family loved the BYU Dairy. Melissa stated her in laws still live on 8800 South and they have experienced issues with their well. Melissa said the difference between 2000 homes and 1400 homes is a large difference. She stated that

Foothills Elementary has 860 students and we have not discussed the infrastructure would mean to our elementary, the Junior High and High School. When you talked about kids in the community that difference is a lot. She would love to see a decrease in the amount of homes and she would love to see the charm preserved.

Mr. Walt Evans stated he was a resident of California for 79n years and a Salem resident for 2 years and they have been the happiest. He lived in a mountain community for 50 years and it was about the same size as Salem. When he moved, there was 3 mills, ranches, and farms. He saw the community change over 30 years and it housed the 3 largest gated communities. It consisted of two state prisons and a federal prison. To say the community changed because of the people who moved there was stark. When Walt and his wife drove through Salem his wife got tears in her eyes and said we are moving here. Walt asked if we have thought of the demographics and what the population will do. Walt said a possibility could be to annex the area and zone it agriculture.

Mr. Cody Orton is a county resident. Cody stated he is the Water Master for the Salem Canal. Cody said as he drives by houses during a rainstorm a lot of people have their sprinklers going. Cody said we can start by shutting the water off. Cody mentioned everybody is going to have kids and they want them to live here. There has to be a place for them to live. Cody stated he feels he will be the most impacted by this development because his dairy sits in the middle of this area, and he is not mad about this annexation it's going to happen. Cody said if DR Horton doesn't get it someone will. He understands all the concerns and his livelihood it at stake. Everybody talks about ag and it is a tough life to live. He understands that everyone loves the feel of agriculture. Cody stated this town hasn't been Salem for 20 years because that's how much population has doubled in 20 years. It will still keep coming and Salem isn't the little town everybody thinks it was from him growing up. He understands the development is going to change a lot. Cody stated he didn't petition all you that have built in the past 20 years, he didn't want that, but he didn't go out and sign something or say he was going to stop it. Cody said if we have lower density on the BYU farm who can afford 5 acres. It would cost 1-2 million dollars just to buy the land after it is developed, he said who can afford that. Cody stated there has to be a compromise. It is a good place to live, and it is going to change, traffic is going to be a huge concern but it's coming. So instead of being mad about it, do what you can and live your life and be a good neighbor.

Mr. Dave Oveson stated he has property in the county and in Salem. Dave mentioned there is 6700 acres approximately in Salem and now you want to put 2000 more homes. It has already doubled in the past 20 years. You have approved 1500 homes already by Revere Health. That will be almost 3-4 Salem coming this year. Dave stated you mentioned the sewer is running at 60%, and if you put 3-4 more Salem's in than the sewer will have to expand. He hopes the impact fees improve. He is disappointed with the council when they say, they have no control over roads and this development. He stated the council has complete control. Dave stated we are going to grow but you have the control of how fast we grow and what direction we go. Dave gave a suggestion of separating the two items on

the agenda. He stated they are two separate things please separate them in the future. Dave said annex it with the current zoning until you can reach an agreement on a master development plan that more people like verses the current on.

Mr. Durke Boggess a Salem resident. Durke doesn't have anything different to add. Durke mentioned he was a part of the meeting where they talked about the future plan. He was on one of the tables that put the higher density out by the freeway and the lower density at the BYU Farm. He feels that was an exercise of utility. He feels this meeting is just something to check off the list and that the council has already made up their minds. He has the same concerns that other people had tonight about traffic, safety and increased utilities. Durke stated he voted for all members of the council, and he wanted to feel they could hear his voice as they are making decision that affect us in a huge way.

Ms. Michelle Murdock a county resident. She stated this directly affects her. Michelle stated it feels like the council's minds are already made up. She stated that when Councilperson Chuntz spoke he was convinced there was no other way but the way he saw it and she feels he has convinced the rest of the council. Michelle said there is always another way. There has been a lot of people that have spoken tonight, and they have put in time researching it and spoke with attorneys and she quoted Kelly Peterson saying the council has more power than they realize. Michelle stated we understand there is going to be development, but we are asking for it to be developed in a more reasonable way. Michelle quoted Bruce Ward saying people have to come first and then we get the money for the roads, she thinks that would be a disaster. Michelle asked if their minds were already made up and said if they were that is unfair to all the people who showed up tonight. She said the council needs to consider what everybody has said tonight and investigate their findings and compare it with what the council has.

Mr. Casey Lee a county resident asked one main question, how do you know you are representing the desires of the people of Salem. It seems like to him there is three possibilities. 1. You don't know what the will is and you have to make a decision based on your best judgement. 2. You know the will of the people and you do it. 3. You know the will of the people and you do what is best despite what they want. Casey said you don't owe DR Horton anything. Cassey said if you measure the will of the people as you have from past meetings. Casey said it would be interesting to take an exit poll of the people who showed up tonight if they are for or against it. If your decision to do this is based on the fear of what Spanish Fork would do, it should be reconsidered. Casey stated if in the face of all this you think you know better, you should be ashamed of yourself. He doesn't think it is the council's job to look into the future but rather represent the Salem residents now. Casey said this will happen accorded to the choice of the people. You are accountable to us. He does want it to be the people verse the council rather it be us against DR Horton. Casey thinks clapping it a way people can show support otherwise you need to hear from every person.

Mr. Kyle Parkin a county resident. Kyle addressed Councilperson Chuntz and stated you did vote in your opening remarks, by stating all the facts and told the council there is no other way. Kyle states on the Salem website which quotes someone. "Salem City's theme is modern living in a rural setting". None of us want Salem to be the overcrowded city that some of its neighbors have become. Most of us love Salem because of its smaller size and feel of openness. Growth should be planned for and managed in a way that reduces high density and still allows for our own children to buy and live here. Kyle asked the council what deep inside they want and stated we don't owe DR Horton anything.

Mr. Glade Burr of Salem. Glade stated he went to the open house. Glade explained the setup at the open house and felt it wasn't well done. Glade mentioned he talked to one of the DR Horton representatives and he asked them what their breaking point was, and the representative didn't know. Glade said he came here tonight thinking that private people could buy property here and he thought it was only HOA's. Glade was worried that he could buy the property but never own where it sits, and he seen that as a problem.

Mr. Kyle Andrus a Salem resident was concerned about the growth. Kyle asked do you have a master plan for employees because it will double the workload. Kyle stated we will have to build new safety building, buy trucks to run public works, ambulances, etc. Kyle asked if the council was thinking about that.

Mr. Dave Lee a Salem resident. Dave echoes the dishearten feeling of the young individuals who can't afford to live here. Dave stated the council is pretty fortunate to consider the wealth of willing public participation in the development and safeguarding of the only treasure that there is, land. We need to utilize it responsibility to foster life and beauty. This is such a gift to have so many people interested and concerned. It seems we have come up with something so magnificent to do with the property in terms of providing opportunities for private ownership. Dave feels we are really lucky.

Mr. Nic Button a county resident. Nic stated in this process he is sure there has been negotiations. In this negotiation, he would assume that DR Horton takes this piece of land and for Salem's own description steep Wasatch Mountain foothill area limited no development. So, that is 80-90+ acres and if they you start looking at the density numbers and factor in the undevelopable land into their density numbers that could be a negotiating point which shouldn't be factor in the density. Nic stated if they are willing to give you 3 million ask for 9 million and if you're going to get 30 ask for 90. Nic stated if you are going to sell us out do it big.

Mr. Damian Fink stated he lives off 400 East. Damian said he was involved in the meeting talking about what densities we wanted for different areas, and it seemed pretty unanimous

that the farm area would be lower density and higher density near the freeway. Damian thinks this is one of the best sites for development in Utah County. He is worried about what future meetings are going to be when individual projects are tied up by developers. He was only involved in the beginning process. Damian thinks the community is not for it and then the nature process is get in the referendum. Damian has got involved because of his background in real estate. Damian stated they have found an attorney to help. The challenge is the budget for doing a referendum is 30,0000 to 250,000. Damian feels the community is willing to pay and it creates an organization that has a voice and being a powerhouse in negotiating against developers and taken the position away from the city and putting it with the people. Damian said it would be great if we could work out some deal with the city before it passes. Damian stated if it passes there will be a referendum. Damian thinks it will pass and he said it is a 10-15 thousand cost to exercise to poll the people. If it doesn't pass, we saved money and they don't want to pay for the process, but he thinks they have the vote, and the council doesn't.

Ms. Jill Christensen of Salem asked who is responsible for the roads? She feels like this is something we are rushing, and it is something we are not ready for. Jill asked who is responsible for the roads and what is the plan and have we talked to them. Jill is curious how long it will take if they start building in the next year to get the roads improved.

Mr. Larry Myler stated he is a real estate developer. He has 12 projects around the state, and he has meetings like this on a regular basis. Larry said this is going on all over. Larry stated he wants to develop in Salem. Larry wants to build here, and he stated he lives in Daybreak and hates the traffic and density. Larry said he can't go to and from his home during rush hour. Larry stated when he stepped on the Davis Ranch he fell in love with the place. He said to his partner this is the best property to develop and this needs to be the best project we have every done. Larry commented every developer has challenges and they are, what is the cost of off sights, the cost of land and how do we do this and make a profit. Larry said in 2008 he went bankrupt, and he doesn't want to do that again. In closing Larry said how do we do it right and resolve these problems and challenges. Larry said it is going on statewide and it's going to get worse before it gets better. Things cycle and there will be down turns and development will halt for a while.

Mr. Caleb Clare a Salem resident. Caleb stated he loves Salem, and it is the city of peace. He stated it is hard to come to these meetings and feel tension. Caleb read a quote "In order to design a future positive change, we must first become experts at changing our mind." The only action at this point in time the committee should consider in voting into action is a formation of new committee, comprising of leading resistances leaders that are sitting in this room and work with the city council to get together on the necessary laws and regulations to protect by preserving and enhance Salem's rural character. It feels like this is moving ahead without a good foundation. Caleb thinks there is a lot of confusion and misunderstandings and that is a red flag and a signal for this council to consider. It gives us a pause to look at the master plans to see where there may be areas for improvement. Caleb said this is a good opportunity to consider the decisions you will be making and involve the citizens. He knows

it is coming and it can be done responsibly. There have been great options given and you have the power.

Mr. Brent Kidman a county resident. Brent is concerned about never hearing a word or notice about this process other than from his neighbors. Brent asked how am I supposed to know about this? Brent said if you vote to put this in, you will put in so many car trips a day right in front of his house. Brent asked the council how many of them would vote to put this in front of their house and he didn't think anyone of them would do it. Brent stated he will lose his house and 3 family members will too. Brent has lived here 60 years and he is scared. He wasn't sure if he believed the letter from BYU that was read tonight. Brent stated about 12 years ago, they had any issue with people pushing elk across his property and busting fence, so Brent called the President of BYU and told him they needed to do something about it and the president told Brent that BYU doesn't own that property. The President said that Church Philanthropies owns that property. Brent said that means the property was given to them. Brent said either the letter it not true or the president of BYU is lying. Brent would love to know who is telling the truth.

Mr. Kevin Davidson a Salem resident. Kevin said please listen to the community and do what is right. Please put something together that has lots of options. Kevin said there is more than four options. Please give us guidance on what we can do.

Mr. Travis Parry a county resident now, but a Salem resident 16 years prior. Travis appreciates the efforts put forth. He thinks that hiring what Damian Fink had to say about hiring somebody for 15,000 to poll the community because if we put the referendum in place, we have the resources to do it. Travis thinks the community needs to weigh in on this decision. Travis stated it's not hat we are against annexation or development. We know it's going to happen but let's control it and manage it while we can. He thinks there are alterative plans that can be listened to. We are not against each other; we should be for each other. At het end of the day Salem residents are united. We need to do this together and make sure it is done right. He would encourage the polling of the people and it puts us in a united place.

Mr. Joel Kasparian a Salem resident said it bothers him when people make quotes from the city's website, and you do the opposite. Joel quoted a verse from the Book of Mormon. Joel stated boy you have heard the voice of the people tonight.

Mr. John Strong a Salem resident. John commented the majority of people have indicated they are not for this plan. He stated you have a responsibility to represent the people. John thinks something where the council and a committee is planning through this in more detail would be great and it needs to have more voices involved. It's hard to understand what the full community wants. John said there is a lot of other developments going on and we need have a better plan for everything going on. He thinks we need to slow down. John said you

represent the voice of the people, and we need additional studies on how it will impact us in the future.

Ms. Brenda Hutchings a county resident. Brenda stated she has been here for 47 years. Brenda is concerned about the HOA, and she won't be able to use the amenities. Brenda said if you are going to have this in the community everyone should be able to use it.

Mr. Matt Sacco a Salem Resident. Matt said something like this is too big to fast. It doesn't matter where the development goes it cost money. Matt said the city is already struggling to keep up with the infrastructure it has and it's hard to find employees to staff the police and other positions. Matt stated look at the long-term cost because he feels this will have a long-term impact. Matt said there is no financial gain for the city and then you have to find staff and replace equipment when it comes to expansion.

Ms. Allison Chuntz a Salem resident stated she loves everyone, and we hear you. When she was the PTA president for Pleasant Grove High School, all the area PTA presidents met together, and they were asked to separate the Lone Peak Students from Lehi High School and there were many parents that went to a meeting just like this one tonight and she felt they were against her, and she was just a voice for the Pleasant Grove High School. Allison stated Alpine School District did slow down after hearing all the concerns. Allison stated she knows this council and she lives with one of them and she promises that they are listening. Allison stated some of you think their minds are already made up, but she doesn't think that is true.

Ms. Cheryl Lambert a Woodland Hills resident. Cheryl stated the city is in the middle of a rural environment. In the last few years Salem's developments have been going up fast. Cheryl feels we are losing the rural environment and it is disappearing so fast. Cheryl stated that the East side of Woodland Hills drive is a paradise, and this is her place of peace. She is devastated with the plan. Cheryl asked if can please figure some other way, so we have a beautiful place. She doesn't like going to northern Utah county because of the congestion. Cheryl state as soon as you pass Spanish Fork and get to Salem you can feel the peace. Cheryl stated you have the power to say no and find a better way to protect as much of it as possible. She hopes we can maintain the beautiful land as long as possible.

Jeff Steiner stated he grew up here and has been her for 50 years. Jeff said this is a great city, and he loves it with all his heart. Jeff said please listen to the people of Salem because they are the ones who are important, not DR Horton. Jeff said he is not 100% against this development but he is worried what it will cause if it is done too quickly. Jeff commented he is concerned about doubling the size of the city and what that will do to the traffic. Jeff said we need to deal with the roads before we deal with this project. Jeff stated make sure my quality of life doesn't drop just so their quality of life goes up.

Ms. Jodi Nelson a county resident. Jodi stated she was involved in the meeting to develop the general plan. Jodi said we plotted out where high density would go, and she thought the desires of the east bench was lower density housing and more parks and trails. Cheryl stated she is worried about the number of people this will impact. Cheryl said she was thinking how I would feel if I lost part of my property. Jodi said statements have been made about the quality of life. She knows development is inevitable but there have been some powerful options that have been presented tonight. Jodi said she loves the conservation development idea. Jodi asked the council to hear the voices of the people and consider the options that are available and please consider the impact.

Mr. Ryan Button a county resident. Ryan said he wanted to echo the type of development and the speed this is happening. Ryan said there has been great caution expressed tonight and asked the council to consider once this is purchased it could be buyers' remorse. Ryan said there is a great aspect that should be considered.

Mr. Bob Mill a Salem resident. Bob said when he first drove through Salem some years ago, he said to himself wow they have kept this town nice and rural. Bob mentioned he was from California. Bob said he has been in meetings like this, and they won and kept the town small. He said it seems like Salem has been able to remain small and when you go to other cities they are congested. Bob stated he is proud of the people that are here to contest this development. He doesn't think Spanish Fork will get this and even doubts if they want it. Bob stated please don't jam this in here, keep it rural and don't let developers take over.

Ms. Rachel Lynn Button a county resident. She thanked the Council and Salem citizens for being here to tonight. It has been hard to watch all the development going in. Rachel stated she moved here from Salt Lake and has been here for 16 years. She stated it is sad that this growth can happen here, and she feels it is disgusting. This could be a great place for therapy and parks or just keep it the way it is. Rachel said please think about all that has been said tonight.

Mr. Mike Watson of Salem. Mike stated Dr Horton's role is to give channel vision, if you don't do this than there is a consequence. Mike said tonight our fellow citizens have come up with some good options. Mike quoted Thomas Jefferson "It's my role in government to inform the people and then let them rule themselves." Mike thinks it would be great if the council got together with a committee to see what we can do together.

MOTION BY: Councilperson Snyder motion to Close Public Hearing

SECONDED BY: Councilperson Chuntz

VOTE: Councilperson Tim De Graw; Aye, Councilperson Howard Chuntz; Aye, Councilperson Sterling Rees; Aye, Councilperson Delys Snyder; Aye, Councilperson Seth Sorensen; Aye, (5 Ayes)

8. DECISION: MINUTES OF SEPTEMBER 15, 2021

MOTION BY: Councilperson Chuntz motion to approve the minutes of September 15,

SECONDED BY: Councilperson Sorensen

VOTE: Councilperson Tim De Graw; Aye, Councilperson Howard Chuntz; Aye, Councilperson Sterling Rees; Aye, Councilperson Delys Snyder; Aye, Councilperson Seth Sorensen; Aye, (5 Ayes)

9. DECISION: BILLS FOR PAYMENT

AMOUNT: \$2,904,953.73

MOTION BY: Councilperson Snyder motion to approve the bills in the sum of

\$2,904,953.73.

SECONDED BY: Councilperson Chuntz

VOTE: Councilperson Tim De Graw; Aye, Councilperson Howard Chuntz; Aye, Councilperson Sterling Rees; Aye, Councilperson Delys Snyder; Aye, Councilperson Seth

Sorensen; Aye, (5 Ayes)

10. CHIEF BRAD JAMES, PUBLIC SAFETY DIRECTOR

Chief James did not have anything to add to tonight's meeting.

11. STEVE COX, BUILDING OFFICIAL DIRECTOR

Steve Cox did not have anything to add to tonight's meeting.

12. ATTORNEY VAUGHN PICKELL

Attorney Pickell did not have anything to add to tonight's meeting.

13. JEFFREY NIELSON, CITY FINANCE DIRECTOR/CITY RECORDER

Jeff Nielson mentioned Councilman Howard Chuntz has turned in his resignations and his last day is October 11. Jeff Nielson stated they will open the position up to take application to fill the position beginning October 13th through October 29th. We will be holding interviews and appointed the replacement at the November 3rd council meeting. Councilperson Rees said any person that applies will need to apply prior to the election. Jeff

Nielson said they must apply by October 29th. Jeff Nielson stated any Salem City registered voter that meets the candidacies requirements can apply.

14. MATT MARZIALE, RECREATION/PUBLIC WORKS DIRECTOR

Matt Marziale did not have anything to add to tonight's meeting.

15. TED BARNETT, ELECTRICAL DIRECTOR

Ted Barnett did not have anything to add to tonight's meeting.

16. BRUCE WARD, MANAGER/ENGINEERING

Bruce Ward did not have anything to add to tonight's meeting.

17. JOHN BOWCUT, FIBER DIRECTOR

John Bowcut stated they have 81 people connected to the network. John mentioned the Overhead terminals are on back order.

COUNCIL REPORTS

18. MAYOR KURT L. CHRISTENSEN

Mayor Christensen mention the city is looking for employees in the water department

19. COUNCILPERSON STERLING REES

Councilperson Rees stated that UMPA will be going to Salt Lake City tomorrow for the signing of the mutual aid agreement. All Power entities involved will be able to help other entities when needed during a natural disaster.

20. COUNCILPERSON SETH SORENSEN

Councilperson Sorensen mentioned the Green Waste facility will be open from October 17 through November 7.

21. COUNCILPERSON HOWARD CHUNTZ

Councilperson Chuntz asked Attorney Pickell how the appeals court ruling went. Attorney Pickell said they had the oral agreement at the Supreme Court, and they do not expect the ruling for 6-8 months. Councilperson Chuntz asked if there was any indication from the questions they were asking or how they were responding. Attorney Pickell stated they understood the issues and they were asking more detailed questions. Attorney Pickell and his council felt they understood the basic issues and they were probing the more intricate issues. Councilperson Chuntz commented the PI Meters are moving forward well. Councilperson Chuntz stated we made the buffer month to get meters installed if the winter slows us down, but we should be in good shape to turn the water on and be able to start charging when the water is turned on in the spring. Mayor Christensen asked how many meters are installed? Councilperson Chuntz stated total number installed is 1657 and 767 left to install and waiting on 1000 meters. Bruce Ward some are installed with blank and will need to revisit them and we will be switching out radio systems. Councilperson Chuntz said we might not want to charge for the first couple of months until we check numbers. Bruce Ward said this summer we have been able to nail down any issues. If all goes well, we should be good for April. Councilperson Snyder asked when the residents can see their usage? Bruce Ward said Part of the AMI system it will allow them to see their usage on the website. Bruce Ward said Hansen Allen Luce has done our water master planning and they brought back a couple of comments to me. Bruce Ward said some of the comments were, we use some of BYU's well to pump water into the Salem Canal and we trade for river water that can be delivered to the highline canal. Bruce Ward said if we water more responsible, we wouldn't need the well at all. Councilperson Snyder said some residents used the water every day regardless of the recommendation we set. Bruce Ward said that is a good point and we have been hearing about the drought all year long and we didn't run our system any different than last year. Bruce Ward said the residents have cut back on water usage. Mayor Christensen asked if there was a way for citizens to compare water usage to other residents? Bruce Ward commented he wouldn't recommend that. Bruce Ward stated we will try to educate the citizens over the course of the winter.

22. COUNCILPERSON DELYS SNYDER

Councilperson Snyder mentioned she is on the board for the South Utah Valley Solid Waste District and for the past two years they have been talking about building a new transfer station. They have outgrown the transfer station. The new facility will be about a half a mile away from the current one. It will be entirely enclosed and more efficient. Councilperson Snyder stated the people that run the transfer station are good businesspeople and they should be able to build this without a rate increase. This will be located on main street just North of the public safety building in Spanish Fork

23. COUNCILPERSON TIM DE GRAW

Councilperson De Graw stated the Salem Youth Council had a recent activity at a Senior Care Facility, they sang and visited with the Seniors. The Youth Council continues to meet,

and they are working on Halloween activities. Councilperson De Graw commented the sewer plant is running well and he will get a report on their projects. They outline monthly maintenance projects to keep the facility running well.

ADJOURN CITY COUNCIL MEETING

MOTION BY: Councilperson Sorensen SECONDED BY: Councilperson Snyder

VOTE: Councilperson Tim De Graw; Aye, Councilperson Howard Chuntz; Aye, Councilperson Sterling Rees; Aye, Councilperson Delys Snyder; Aye, Councilperson Seth

Sorensen; Aye, (5 Ayes)

MEETING ADJOURNED AT: 10:30 p.m.

Jeffrey Nielson, City Recorder

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| Salem City Council Meeting Attendance Record For Council Meeting held on October 6, 2021 | | |
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| 1 Eric Smenson | | |
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| 10 Anita Powman | Ante Bacan | |
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| Salem City Council Meeting Attendance Record For Council Meeting held on October 6, 2021 | | |
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| 34 | Samantha Banks |) 阿······· |
| 35 | Dave Overon | A Car |
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| 39 | Marvele Tycksen | Hart |
| 40 | BRENT TYCKSEN | BOX |
| 41 | Yaul Burgus | Mary |
| 42 | CHRIS HARMON. | |
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| Salem City Council Meeting Attendance Record For Council Meeting held on October 6, 2021 | | |
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| 64 Kim Scott | Sen Sent | |
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| Salem City Council Me | eting Attendance Record neld on October 6, 2021 |
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