

Minutes of the Salem City Council Meeting held on January 6, 2021 in the Salem City Council Chambers.

Work Session: 6:30 p.m.

1. AGENDA ITEM DISCUSSION

Bruce Ward stated he invited Mark Breitenbach with Central Utah Water Conservancy District and Greg Thomas with Hansen Allen Luce to come here tonight. It really is a change order for Hansen Allen Luce that Central Utah Water Conservancy District has agreed to pay for. Bruce turned sometime over to Mark he is the project manager over the pipeline that runs through BYU farm and Salem and asked him to give an update where we are in the process. And give Greg a moment to go over the scope of work for the change order. The change order is for the storm water master plan. Hansen Allen Luce contracted for us to do. Specifically, the 60% design of canal road which includes the roads, curb and gutter, trail and storm drain and crossing and that will help us to figure out the number to finish. Mark... with Central Utah Water Conservancy District gave an update how the water line was coming through. Last winter we started Elk ridge and went west. A lot of utilities had to be moved. South Field 2 is the next section to be bid out in the spring is east of Salem at 8800 South across the BYU Property and then comes into Woodland Hills Drive. As a part of this they will pipe the whole canal through this section and the two pipes will be parallel. Councilperson Rees asked when they put the pipe in, and the development comes in how do they arrange the development as far as the homes being built over top of the pipeline? Mark Breitenbach said that would become the street. Salem Reach 1 is the stretch through town, and it is 2.5 miles long. Bruce has been working with them to state the city has the desire to have a trail system of north side of the road. They will replace the canal and the c.m.p pipe all through town. Even in the area east of 500 East they will be tearing it up and then they will replace the curb and gutter where the boundary should be. The City purchased the former Hess property and there has been discussion of have the road realigned and redesign it. Bruce has been working with Chris Hansen CUWCD to amend the change order with Hansen Allen Luce. Mark Breitenbach said they can put it in their construction contract. Mark Breitenbach mentioned that Chris Hansen has indicated that our district is prepared to cover the \$50,000 on the project. Greg Thomas with Hansen, Allen, Luce stated the change request has been submitted for the development of 60% design on Salem canal road between Elk Ridge Dr and Woodland Hills Drive. Mainly trying to develop the cost estimate for Salem City on the drainage and road improvements. Councilperson Snyder said we are mainly looking at the cost of the design and Bruce Ward said yes. Bruce Ward said for next council he wants to bring a short one- or two-pages document on the right of way that we will granting to Central Utah Water Conservancy District. Bruce said they are working on an implantation agreement but without the cost it hard to know how much it will cost. Storm drain is a huge issue and when we put in curb and gutter, we will have to figure out a place for the water to go. Councilperson Snyder as if the 300 west parks were going to have a retention pond? Bruce Ward stated the water could go a couple of different ways one way is down 300 west north to the pond or down mountain view or any one of the roads near 300 West. Councilperson De Graw asked if the ultimate destination would be the pond and Bruce Ward said yes. Councilperson Snyder asked about the Salem reach 1 map and why there was section not in color to be

worked on. Mark Breitenbach stated we use public funds and we have to justify why we are restoring the surface and putting curb and gutter in. Mark said he can justify a trail. He can't put in federal funds in area where there currently isn't curb and gutter. City can work with MAG funds or a loan to fix those areas. Some of the areas the developers will do the curb and gutter or trail. Bruce Ward said there is going to be a lot of right-of-way discussions. Councilperson Snyder said some trails go nowhere and thought it would be best for the trail to go somewhere. Bruce Ward said the goal is for the trail to go to the Spanish Fork River. Councilperson De Graw asked what the most effective way to handle this? Bruce Ward said that's hard to answer because the work will have many moving parts and we will have to figure it out. Councilperson De Graw asked if there were any concerns with the continuity and consistency in terms of how its finished? Bruce Ward said he didn't have a concern, and this is just an engineering design of 60%.

MEETING CONVENED AT: 7:00 p.m.

CONDUCTING: Mayor Kurt L Christensen

COUNCIL PRESENT:

Mayor Kurt L Christensen
Councilperson Sterling Rees
Councilperson Seth Sorensen-zoom
Councilperson Howard Chuntz -excused
Councilperson Delys Snyder
Councilperson Tim DeGraw

STAFF PRESENT:

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

OTHERS PRESENT

William Burk, Karen Boothe, Greg Smith, Brian G William, Diana Ballard,
Larry Ballard, Stacy Bliss, D Smith, Val Shupe, Brent Oakeson

1. VOLUNTEER MOTIVATIONAL/INSPIRATIONAL MESSAGE

Mayor Christensen asked if anyone would like to give a motivational or inspirational message. Councilperson Snyder stated she would like to offer a motivational message in the form of a prayer.

2. INVITATION TO SAY PLEDGE OF ALLEGIANCE

Mayor Christensen 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. POLICE DEPARTMENT ACCREDITATION -UTAH CHIEFS OF POLICE ASSOCIATION

Chief James stated he was excited to introduce the next speakers Executive Director of Chiefs Association Val Shupe, Chief Brian G William of Lone Peak department of public safety and Brent Oakeson from the Utah Local Government Trust. Val Shupe stated we appreciate the opportunity to be here on behalf of the Utah Police Chiefs Association and the Utah Local Government Trust. Val Shupe gave a brief background he stated Chief James was on the association board when Val Shupe was a Chief for South Ogden about 23 years ago. The accreditation process in the State of Utah is a process that most states have an accreditation alliance. The departments must go through a process of 186 standards federal law, state law and city ordinances and they have to comply with. Then they must go through and show examples of how they complied with the standards. For example, if they

have discipliner action against an officer then they must show how they handled it, does it comply with federal law, state law and city ordinances? They must make those indications. They can have the accreditation for 5 years and then they must re-apply. In the State of Utah right now we have 10 departments that have fully been accredited and Salem being one of them. Val said they are proud of Chief James and his department. They have 3 years to complete the accreditation process. In addition, Salem has also submitted their certification to get federal grants, they have complied with the two specific laws, which are no choke holds and use of force policies. Val Shupe presented Chief James with a plaque stating Salem City Police Department approved and accredited in recognition for the completion of the standards and certification in accreditation as prescribed and mandated by the Utah Chiefs of Police Association December 2020. Brent Oakeson also congratulated everybody involved in the city and Chief James and his staff. Brent Oakeson gave Chief James stickers that can be placed on the police vehicles to show the accreditation. Chief James commented it took a lot of time and effort and thanked Lieutenant Greg Gurney, Stacy Bliss the police secretary, Sergeant Greg Smith, Officer Marbury and Officer Snelson because they had a big hand in helping us get to where we are tonight. Chief James stated he appreciate working for Salem City and he has been working here for 31 years and has been in law enforcement for over 40 years. Chief James recalled the day April 4, 1990 his very first day of being the Chief and he come on duty at 4:00 in the afternoon and the city council meeting was at 7:00pm and he was asked to be at the meeting to be sworn in as the Chief and within three hours he answered a number of calls and had a couple of custody arrests. He had to call the Mayor and tell him he was going to be late to his own swearing in. The thing he remembered from that meeting was they wanted him to commit to the job for 3years and he laughed and said he has now fulfilled that commitment. The other thing they asked of him was to create a professional and well-respected department and Chief said he tried everyday to become more professional and respectful as a police department and law enforcement agency here in the community and state. Chief James also commented that tonight is a pinnacle for him this is something we achieved that few agencies in the state have. Mayor Christensen thanked Chief James and stated Chief James has a great support and teamwork. Mayor Christensen stated we are lucky to have Chief James on our team.

4. YOUTH COUNCIL

There was not a member from the Youth Council present tonight.

5. SF/SALEM CHAMBER OF COMMERCE

There was not a member from the SF/Salem Chamber of Commerce present tonight.

6. APPROVE RESOLUTION FOR S&J BIRD ANNEXATION AT APPROXIMATE 109 WEST SALEM CANAL ROAD

Attorney Pickell went over the process of this annexation. Attorney Pickell stated this is part of an existing county peninsula and instead of doing it by petition it will be done by the resolution process and that is what the county recommended. You first begin by adopting a resolution that expresses intent to annex the area, then you do a public notice and a public hearing at a future meeting and then after that public hearing you adopt an ordinance to finalize the annexation. We have decided to go this route because of the peninsula and there are two other reasons, there is fewer than 800 population in the area and it's less than 50 acres. There is an updated resolution that was provided today and we need to make a finding that annexing only a portion is in the best interest of the City and it is because we have received the application from the Bird's and the Ballard's. Mayor Christensen asked if the other property wants to annex in? Attorney Pickell stated we don't know; we have only received interest from the Bird's and Ballard's. Councilperson De Graw asked what the acreage is? Councilperson Snyder commented 4.7 acres.

MOTION BY: Councilperson Rees motion to approve the resolution for the S&J Bird Annexation approx. 109 West Salem Canal Road.

SECONDED BY: Councilperson Snyder

VOTE: Councilperson Tim De Graw; Aye, Councilperson Sterling Rees; Aye, Councilperson Delys Snyder; Aye, Councilperson Seth Sorensen; Aye, (4 Ayes)

7. APPROVE ORDINANCE FOR RE-APPROVAL OF M DAVIS ANNEXATION

Attorney Pickell stated this annexation was approved by the council in September 2020. The Owner didn't provide the signed plat within the time frame that was required. So, we need to reapprove the annexation and then file the signed plat. Attorney Pickell also mentioned it didn't include Woodland Hills drive the small section of road, so it was added to make it continuous on the west side.

MOTION BY: Councilperson Snyder motion to re-approve the M Davis Annexation keeping it an R15 zone.

SECONDED BY: Councilperson Rees

VOTE: Councilperson Tim De Graw; Aye, Councilperson Sterling Rees; Aye, Councilperson Delys Snyder; Aye, Councilperson Seth Sorensen; Aye, (4 Ayes)

8. APPROVE BID FOR FIBER BUILDING REMODEL

John Bowcutt stated he is here to get the bid approved for the remodel of the old sewer building. John stated he received 3 bids, one came out and gave us a no bid and then he also

received two other bids. John is asking for an approval on the bid from Innovate Construction to remodel the fiber building for \$32,670.10. John commented it is well within budget.

MOTION BY: Councilperson Snyder motion to approve the bid for the fiber building remodel from Innovate construction for \$32,670.10

SECONDED BY: Councilperson De Graw

VOTE: Councilperson Tim De Graw; Aye, Councilperson Sterling Rees; Aye, Councilperson Delys Snyder; Aye, Councilperson Seth Sorensen; Aye, (4 Ayes)

9. APPROVE CUWCD AGREEMENT TO HAVE DRAINAGE, UTILITIES, ROAD DESIGN ON SALEM CANAL ROAD

Bruce Ward stated this is a change order amendment to the storm drain master plan with Hansen Allen Luce for \$50,000 to be paid for by Central Utah Water Conservancy District.

MOTION BY: Councilperson De Graw motion to accept the CUWCD Agreement

SECONDED BY: Councilperson Rees

VOTE: Councilperson Tim De Graw; Aye, Councilperson Sterling Rees; Aye, Councilperson Delys Snyder; Aye, Councilperson Seth Sorensen; Aye, (4 Ayes)

10. APPROVE MINUTES OF December 9, 2020

MOTION BY: Councilperson Snyder motion to approve the minutes of December 9, 2020

SECONDED BY: Councilperson De Graw

VOTE: Councilperson Tim De Graw; Aye, Councilperson Sterling Rees; Aye, Councilperson Delys Snyder; Aye, Councilperson Seth Sorensen; Aye, (4 Ayes)

11. APPROVE BILLS FOR PAYMENT

AMOUNT: \$1,525,027.89

MOTION BY: Councilperson Rees motion to approve the bills for payment for the sum of \$1,525,027.89

SECONDED BY: Councilperson Snyder

VOTE: Councilperson Tim De Graw; Aye, Councilperson Sterling Rees; Aye, Councilperson Delys Snyder; Aye, Councilperson Seth Sorensen; Aye, (4 Ayes)

12. CHIEF BRAD JAMES, PUBLIC SAFETY DIRECTOR

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

13. STEVE COX, BUILDING OFFICIAL DIRECTOR

Steve Cox stated we have 377 building permits for 2020 of those permits, 150 are single family residents. Mayor Christensen if the building permits were up in numbers and Steve Cox said it was up quite a bit. Steve expects more in this year.

14. ATTORNEY VAUGHN PICKELL

Attorney Pickell commented he has a new attorney in his office. The new attorney is Walter Bird and he will help with prosecution and civil things. Walter will attend Salem planning commission. Mayor Christensen asked if he had experience and Attorney Pickell stated Walter Bird was deputy prosecutor and county attorney in San Juan County for 15 years and recently has been doing HR and planning for the planning director in San Juan County and was also the Monticello City Attorney.

15. JEFFREY NIELSON, CITY FINANCE DIRECTOR/CITY RECORDER

Jeff Nielson asked the Mayor and Council to follow up with the Salem Businesses regarding the Shop Salem program. Jeff stated please encouraged them to sign up. Jeff Nielson has emailed the businesses and forms were also taking to the businesses. Councilperson Rees asked for a list of those who have already signed up. Jeff Nielsen commented just encourage any of the businesses.

16. MATT MARZIALE, RECREATION/PUBLIC WORKS DIRECTOR

Matt Marziale stated the parks/cemetery crew have been disassembling the Pond Town Lights. Matt stated it went well and they are working on a couple of lighting issues, so they are fixed for next year and we are working to add a couple more displays. Councilperson Snyder said it was beautifully arranged this year. Mayor Christensen mentioned the small pond on east side of SR 198 has been cleaned up and we will be adding a tree to that side. Matt Marziale said it has been dredged and we will be trying to keep it free of moss. Matt said his crew will dredge it again.

Matt Marziale also commented we are in the process of picking up Christmas trees from the neighborhoods. The snow crew is doing well handling the snowstorms and the equipment is functioning well.

Councilperson Snyder asked Matt Marziale about the pressurized irrigation meter installation. Matt Marziale stated it is still successful and he didn't receive a number from Wade Reynolds to report but the crew is still working hard. The pace hasn't slowed down. Councilperson Snyder asked if we are still considering getting a second crew and Matt Marziale stated we will re-evaluate in March 2021 of what we need to do in order to get the project finished. Matt Marziale stated they would like to have the project done by March of 2022.

17. TED BARNETT, ELECTRICAL DIRECTOR

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

18. BRUCE WARD, ENGINEERING

Bruce Ward said the Highline Canal Board of directors are up for election again. Boyd Warren has been our representative and he oversees the East Salem District and Bruce Ward recommends we continue to support him. Bruce Ward asked the Mayor and Council if we can vote our shares in favor of Boyd Warren.

The contract for the PI pump stations bids are not ready, however talking with Arrowhead Springs Keith Johnston and their investors they have to bring certain things to the city, and one is water and capacity. Bruce Ward asked them if they would be interested in funding the design and construction of these pi pump stations in lieu of capacity and systems that they have to provide anyway, and they said absolutely. Attorney Pickell is working on a contract.

19. JOHN BOWCUTT-FIBER

John Bowcutt gave a quick update on the Fiber department, he stated they are fully staffed with 4 contractors. John said he is pleased with their work

COUNCIL REPORTS

20. MAYOR KURT CHRISTENSEN

Mayor Christensen talked about the budget and asked the Council if they have any projects that needs to be done and to let him know. Jeff Nielson mentioned the next budget process is starting soon.

21. COUNCILPERSON STERLING REES

Councilperson Rees did not have anything to add to tonight's meeting

22. COUNCILPERSON SETH SORENSEN

Councilperson Sorensen did not have anything to add to tonight's meeting

23. COUNCILPERSON HOWARD CHUNTZ

Councilperson Chuntz was excused from tonight's meeting

24. COUNCILPERSON DELYS SNYDER

Councilperson Snyder reported on the 3 grants the library received. The first one was \$10,600 from the library services and technology act to purchase discovery learning kits and to put in new shelving to fit in more books. Second grant was to reimburse us for interlibrary loans that we have been getting, they charge \$1.00 per interlibrary loan and it actually cost the library \$4.00 per interlibrary loan and the grant will pay for all that. Third grant will help pay for new library cards. We need to switch over to a 14 digits bar code on

the library cards. Councilperson Snyder mentioned the 3 great programs they are having great success with and they're the winter reading, story swag bags and Arts & Crafts that have a craft for the whole family. The library has had 75 families sign up. Councilperson Snyder also wanted to make a political statement. She stated we support democracy and we believe in voting and honoring votes. We support peaceful transfer of power and congratulate Governor Spencer J. Cox and Lieutenant Deidre Henderson on winning the election and inauguration this week. We condemn the mob violence that was inflicted on the nation's capital as the senate and house were formalizing the nation election. We congratulate President Elect Joe Biden and Vice President elect Kamala Harris on the election to the highest office in the country and we support democracy and the right to vote.

25. COUNCILPERSON TIM DEGRAW

Councilperson De Graw stated he was contacted by Susan Chapman and she commented she would love to come talk to the city council about QBR training. The training is for people that interact with youth. The training will also cover the resources available. Councilperson De Graw felt this would be beneficial to the council. Councilperson De Graw said he will arrange a time for Susan to meet with the council.

ADJOURN CITY COUNCIL MEETING

MOTION BY: Councilperson Snyder motion to adjourn the council meeting

SECONDED BY: Councilperson De Graw

VOTE: Councilperson Tim De Graw; Aye, Councilperson Sterling Rees; Aye, Councilperson Delys Snyder; Aye, Councilperson Seth Sorensen; Aye, (4 Ayes)

MEETING ADJOURNED AT: 7:45pm

Jeffrey Nielson, City Recorder