

Minutes of the Salem City Council Meeting held on October 4, 2017 in the Salem City Council Chambers.

Work Session: 6:30 p.m.

1. AGENDA ITEM DISCUSSION

Attorney Junior Baker advised the council on the law concerning the vacancy of a council member, first you need to advertise to residents that there will be an open position. Then you accept applications for the position. Next you do an interview in an open meeting. Their application should state why they are running, in the interview you may ask appropriate questions as to why they would be a good choice for the position. He stated the law allows to hold a closed session if they need to do that. Then they vote by secret ballot, and Jeff Nielson will collect and read the ballots and announce the winner. He stated that if there is a tie they will take those two and have another vote. Councilperson Soren Christensen asked if there is a tie would the two be interviewed again. Attorney Baker stated that they could be but since they had just been interviewed they wouldn't need to. He stated the amount of time and questions are up to the council. Councilperson Sterling Rees asked if they would need to do an introduction or a brief statement before the interview. Attorney Baker stated that the council could do that if they wanted to, the interview process is up to them. Councilperson Cristy Simons liked the idea of having them introduce themselves. Jeff stated that he could time them. Councilperson Christensen asked if 2½ minutes sounded good to everyone. Councilperson Rees asked if the introduction and then opening up for questions from the council would be appropriate, Attorney Baker stated that it would be. Councilperson Rees asked if after the candidate is sworn in if they should take their seat with the council. Attorney Baker answered that after they are sworn in they can take the seat. Councilperson Craig Warren stated that they should be sworn in and take the seat. Councilperson Rees stated Jeff has placed all the names in the bowl, and they will be randomly drawn so there would be no particular order. Councilperson Christensen stated that would be fair to the candidates. Jeff showed the council the ballot he will hand out, they would just put an X by the name of the candidate they wished to vote for. Then he will collect and count them.

Bruce Ward stated that after some discussion and with the direction of the council, there have been changes made to simplify the curb and gutter ordinance. In the ordinance all subdivisions, anywhere in the city would be required to do curb, gutter and sidewalk. Any resident doing a remodel with added living space of \$65,000 would be required to do sidewalk. We don't want to discourage people from improving their homes and property. He stated Dave Johnson could handle what would be considered living space. Dave stated that it wouldn't be hard to handle. Bruce stated that an unimproved lot would be required to do curb, gutter and sidewalk. He stated that if a business did a remodel of \$100,000 or more than they would be required to do curb, gutter, and sidewalk. He stated that if the council would like to look at it more then we could table it for tonight. Councilperson Simons stated that she is still thinking on Rod Christensen's comment about washing out the neighbors and what we could do to prevent that. Bruce stated that he and Wade Reynolds had attended a storm water meeting and the state is leaning more towards keeping the water where it lands and decentralizing storm water and not collecting it. Councilperson Christensen stated that at some point we would need to get a storm drain master plan. Bruce said we absolutely do, a masterplan would cost about \$150,000. He will bring this to the council as soon as they

have some funding. We are growing enough that it is time to deal with this. Councilperson Christensen stated that if we can't get a grant we would need to get this into the budget. Bruce stated we do not want to stop improvements to homes or be unfriendly to businesses by having this ordinance.

Matt Marziale stated the we need to purchase a new snow plow. They had discussed that they needed one, but did not put it in the budget. He stated that if we do the lease then a payment would not need to be made until the next budget year so we could put it in the next budget. Matt stated that we are spending money to try and keep the single axle running. Councilperson Warren asked if we would have the plow for this snow year, Matt said he would like to have it in the next 2 months. James Thomas, the roads crew director, received 3 bids for a new truck. They were: 2017 Freightliner 114SD 6X4 Chassis - Legacy Equipment - \$200,361.00 (2 year warranty), 2017 Peterbilt 6X2 Chassis - HES Equipment Solutions - \$208,336.00 (7 year warranty), 2017 Kenworth 6X2 Chassis - Kenworth Sales - \$235,774.00 (2 year Warranty). Matt stated the staff recommends the 2017 Peterbilt with the 7 year warranty. He stated that they would like to do a 7 year lease and that would be about \$40,000.00 per year. He stated that the single axle International that we have now is not very reliable and he doesn't want to surplus it because we wouldn't be able to get much out of it, we can use it for other things, just not plowing snow. Councilperson Christensen asked if the trucks came with a plow and sander. Matt answered that they did. Councilperson Rees asked if the dealership was close by. Matt stated that they are in Spanish Fork.

MEETING CONVENED AT: 7:00 p.m.

CONDUCTING: Councilperson Sterling Rees

COUNCIL PRESENT:

Mayor Randy A. Brailsford, Excused
Councilperson Cristy Simons
Councilperson Aaron Cloward
Councilperson Soren Christensen
Councilperson Sterling Rees
Councilperson Craig Warren

STAFF PRESENT:

Jeffrey Nielson, Finance/Recorder
Junior Baker, City Attorney
Chief Brad James, Police Chief
Clark Crook, Power
Matt Marziale, PW/Recreation
David Johnson, Building Dept.
Allison Taylor

OTHERS PRESENT

Sean Compton, Rod Christensen, Greg Christensen, Alison Chuntz, Howard Chuntz, Reta Tischner, Leo Sharp, BriAnna Marsh, Evan Ashby, Gary Warner, Heather Youd, Tim DeGraw, Dacota Shelley, Craig Christensen, Evan Ward, James Simons, Cynthia Rees, Tyler Averette, Acacia Averette, Taylor Tolbert, Emma Butler, Cam Jack, Alyssa Jorgensen, Ryan Kay, Spencer Peterson, Curtis Stastay, Lesley Rodriguez, McKenna Parr, Janey Ethington, Micah Button, Spencer Burgan, Jennie Strong, Ryan Wilder, Treg Wilder, Kerry Burnham, Jenna Moulton, Amanda Moulton, Jane Brockbank, Berlyn, Briggs, Cecily Yates, Sydney Sorensen, Justin Hofheins, Conner Kemp, Megan Bench, Micah Christensen, Royden

Christian, Evelyn Christian, Kelly Peterson, Allan Hales, Sheila Hales, Mindy Lemon, Sid Carden, Linda Evans, Lee Evans, Carylee Baker, Dar Christensen, Kurt Christensen, Janie Christensen, Seth Sorensen, Bryce Carson, Jaden Villar, Brad L. Graham, Zack Beck, Tammy Beck, Brent Hanks, Kurt Davis, Sabrina Davis, Spencer Davis

1. VOLUNTEER MOTIVATIONAL/INSPIRATIONAL MESSAGE

Councilperson Sterling Rees asked if anyone would like to give a motivational or inspirational message. Matt Marziale stated he would like to offer a motivational message in the form of a prayer.

2. INVITATION TO SAY PLEDGE OF ALLEGIANCE

Allan Hales 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. CITY COUNCIL APPLICANTS INTERVIEW- FILL VACANCY

Attorney Junior Baker explained the process to fill a position on the council as per state law. First you need to advertise to residents that there will be an open position. Then you accept applications for the position. Next you do an interview in an open meeting. After the interviews there will be a vote, by secret ballot. Jeff Neilson will then collect the votes and announce the winner. If there is a tie, there will be a second vote. Once a winner is picked Jeff will swear them in. Councilperson Rees stated that the process for tonight will be randomly picking a name of an applicant. Then they will have 2 ½ minutes to introduce themselves, followed by questions from the council.

Seth Sorenson thanked the council for the opportunity. He, his wife Rachelle and their 3 daughters love Salem and that is why he would like to be on the council. He stated that he has served on the planning commission for the last few years and understands the direction we are going with the growth we have here. We can't stop the growth but we can control what happens where. He has worked with UMPA and understands how the power works and what a benefit it is for us to own it so we can keep prices low. He is passionate about our youth and has loved coaching. Councilperson Soren Christensen thanked Seth and all the candidates for coming forward and being ready to serve. He asked Seth what his motivation for running was. Seth stated that he loves Salem and thinks we are headed in a good direction. He stated that his family loves it, they like the home town feeling we have here. He feels good about raising his family in this environment. Councilperson Christensen asked Seth what he saw as the city's strengths and weaknesses. Seth stated that by owning our utilities we are able to do things that other cities can't. We have a good recreation department. We have a good library. We take care of our youth. Seth stated that he had worked with the chamber of commerce so he understands economics. At this point Salem doesn't have much commerce and we need to have more. We need to look down by the interchange, those undeveloped areas have tremendous opportunities. Bringing in some

business will help with our sales tax. Councilperson Cristy Simons asked Seth since he was registered as a write in candidate would he stay in the race or would he withdraw. Seth stated he would probably withdraw. Seth stated he likes to do service in his community, he had served on the Spanish Fork city council and was the president of the rotary club. He likes to be of service. Councilperson Craig Warren asked Seth if after the 2 years that this council seat has left, if he would think about running again. Seth stated that he would. Councilperson Christensen asked Seth if he had any issues with the city, or an ax to grind. Seth stated no, he likes Salem and has no issues. Councilperson Warren asked if Seth was aware of the time commitment that being a council member required. Seth stated he did. He is aware of the time commitments and has a good wife and support system, and is willing to put in the time required.

Howard Chuntz stated that he has been a resident of Salem for 11 years. He is retired. He stated that he isn't the smartest and doesn't know everything, he is however overeducated. He has a doctrine from UCLA and a law degree from BYU. He understands people and budgets. He has been a manager at a major respiratory hospital, he has worked as a teacher and his work as an attorney has taught him to view issues and problems from different perspectives. He stated he is good at gathering and analyzing relevant facts. He is level headed and has learned compromising takes care of most problems. He has no agenda for being here. He wants to listen to the residents and do what they want him to do. Councilperson Simons asked Howard if he had lived and worked in L.A. what had brought him to Salem. He stated that he had come to Utah for law school and never went back. He and his wife like to cycle and they came down here to do that. They had lived in Lindon where the slogan was a little bit of country and they thought it was very little so they moved to Salem for the more country feel. He loves Salem now and is never leaving. Councilperson Warren asked what he thought Salem's strengths and weaknesses were. Howard stated that the great people of Salem create a good foundation. We have a safe community with good people. We have a lot of recreation opportunities here. That is what he would like to see continue to attract good people. As for weakness, he hadn't thought about that and doesn't just want to throw out an answer. Councilperson Christensen asked him what activity or interest would he be an asset for. Howard stated he listens, he could work with water, roads, or the library, he stated he hasn't given that much thought but he is a quick learner. He stated that as an attorney he had to learn about things he knew nothing about and deal with those issues. Councilperson Christensen stated that as he was an attorney, could he explain why he had sued the city before. Howard stated that the circumstances that led to the lawsuit was that after the junior high was built there was a lot more water running into the little pond by him and his neighbors. He met with Bruce Ward and Bruce suggested that he meet with the mayor and Mr. Cloward. At the meeting they could not agree on an amount for the use of the pond. He wasn't sure if the council was involved or not but they came back and said the city didn't have to pay. That happened, and then he went on a mission, when he came back he talked to Attorney Baker and the city wasn't interested in doing anything or in going to mediation to resolve the issue. That was when he went to litigation to resolve the issue. The litigation went to mediation and they came to a compromise. Howard stated he wished it could have been resolved before the lawsuit. He stated that compromise is where things get done. He thinks that if the council had been involved maybe it wouldn't have come to that. Councilperson Christensen asked if Howard resented the city or had an ax to grind with them. Howard stated no, he is not politically motivated. When he had to go

through the steps of a subdivision to sell a house that is on his property, he just did the things he needed to complete the process. Government has rules and you must follow those rules. He talked to the mayor before and wants to use the house for disadvantage kids, to help them have the opportunities that some of their peers have that they might not have access to. Howard stated he has no ax to grind. Councilperson Rees asked since he is an attorney, does he realize the city already has an attorney. Howard stated that he was aware of that and he couldn't help with the attorney things. He would always default to Attorney Baker, he has never done any kind of city work. Councilperson Rees stated that he needed to say it's tough to look at this, he feels like when you sue the city, you are really suing the residents. There is still something there.

Leo Sharp stated that he is a newcomer to Salem, he has lived here for 2 years in a week. He moved from just south of here after living there for 30 plus years. He lived in Payson, out by West Mountain, and his wife just thought it was too far out there. Then they found a place here. He has worked for a local bank, and knows about finances. He has been the facilities manager and is still working doing this. He is over 10 buildings. He has 3 married children and 1 child living with them that is planning to go to school soon. He has a great desire to be of service. It is important to him to volunteer his service. To serve on the council is appealing to him. After we had the 100 year rain storm, he was affected by the flooding. He had people come to help him and some of them he didn't even know. He has served on the Kiwanis club, and the chamber of commerce in Payson. He likes to see things get done, he is a helper. Councilperson Rees asked if he would be able to put in the time required while still working. Leo stated that his job is flexible, and right now he has no plan to retire. He stated that he does work locally. Councilperson Christensen said welcome to Salem, we are glad to have you. He asked Leo if he had any expertise or interest that he could offer. Leo stated that he did not, he just likes to serve and would do any assignment. He is a people person. Councilperson Warren asked if Leo would be willing to run again after the 2 years that this seat has left. Leo stated that he didn't know right now, but if things went well it would be appealing. Councilperson Rees asked how Leo feels Salem is taken care of now. Leo stated that he has known Randy for a lot of years and he sees the love and concern that he has for the people in this community. Councilperson Christensen asked if he could see any areas for improvement. Leo stated none came to mind. Councilperson Simons thanked Leo for being willing to serve, and putting in his application. Councilperson Christensen stated that if Leo were not chosen tonight to be ready, they will be coming to him to serve on something.

Evan Ward thanked the council for allowing him to be here. He and his family have lived in Salem for 3 years. He is a teacher at BYU and he has several reasons for wanting to serve. He has enjoyed being a member of the library board and attending Salem Days. He feels it is critical, like in the survey we had, to keep the zoning programs that have been set up and that we continue with our policies. He stated that these are important factors. He would like to keep the spirit of Salem and going through the survey it looks like most residents would like to keep it small and quiet. Growth is a concern, we need to maintain it in conservative qualities. He has enjoyed working with the library and would also love to work with the recreation department. Councilperson Rees asked about his concern with the growth and what that meant. Evan stated that while you can't control the growth you can manage it. He stated that the policies we have in place now are good and need to be maintained. This will help manage the growth effectively. He stated that the people that are put into office need to

maintain the master plan and rezoning is a real issue, we need to get public opinion on that and make sure it is for the good of the city as a whole. Councilperson Christensen asked what Evan's motivation for applying was. Evan stated that his chief motivation was the joy he had found while serving on the library board. He wants to be proactive in helping our city grow. Councilperson Christensen asked how he felt about the amount of recreation activity we offer from the city. He stated that ultimately, we are providing opportunities for younger children and social benefits. Councilperson Christensen asked if he had an interest or area of expertise. He stated that he has water knowledge and experience with the library but he didn't think there would be any reshuffling and he was excited for an opportunity to work with the recreation department. Councilperson Christensen asked if he would have timing issues, being a busy professor. He stated that he works 8 am to 5 pm but has some flexibility. He understands the time demands and would be willing to meet them.

Kurt Davis thanked the council for the opportunity to be here. He stated that he had grown up across the street and his family had been here for many generations. His parents instilled in him to serve. He has always been involved in service, he is in the national guard as a full time tech. He sees the opportunity to serve as an honor to be part of something bigger than himself. He looks at his opportunity to serve here, as his military career winds down, to benefit him and Salem City. He commutes to Salt Lake City every day because he wants to raise his family here. There are good people here. The base where he works is like a little town of 1400 guardsmen, in his position he is like the deputy mayor of the town. They have an annual budget of 43 million dollars and he feels like that is pretty significant. Councilperson Warren asked if he felt like he would have the time for the council if he is still working full time and commuting. Kurt stated that he works Monday through Thursday and does have some flexibility. Councilperson Warren asked if he would consider running again after the 2 years. He stated that if he thinks what he offers is of value then he would continue the work and serve again. Councilperson Rees asked what the areas of experience he could bring to the council. He stated that he is a military team builder, he develops leaders to work for generals. Councilperson Simons asked what are the ways Kurt has seen Salem grow. He stated that he saw 3 priorities based on the survey, we need well planned growth, anticipating future growth and being smart in managing that, and looking for creative ways for innovation. He likes community engagement and thinks the survey is a perfect example of that. He thinks our volunteerism is awesome and we need to look to our citizens for solutions, and empower them to come up with ideas. Councilperson Christensen asked why he had not put in an application for the general election. Kurt stated that he had always had the desire to run and had tossed the idea around, but just didn't pull the trigger and do it. When he saw this opportunity not knowing if he would have it again, his motivation is to have good people on the council. Councilperson Warren asked if Kurt could see any weakness in the city. Kurt stated that after looking through some of the minutes of the council meeting for the last few months he saw a lot of cohesion. They like the way they are going. And have a lot of unity. He doesn't see this as weakness, but as good leadership.

Brent Hanks stated that he had been born and raised here. He can remember when he knew who every dog belonged to and now he doesn't know a lot of the people. He loves Salem. He served on the council for years. He was here when they got the civic center built, Mayor Henderson wanted it done by Salem Days and it was March, but they got it done. They moved the city shops. He thought up Pond Town Christmas and talked Randy into doing it.

His concerns are the new sewer plant, the roads, and water. He knows where the springs are and the wells, but wonders if we have enough water for all the people moving in. He is in town all day and 90% of the roads are in good shape, but there is still some work to be done. The sewer plant property was donated and has been coming for a long time, he wants it to be done right and keep it financially feasible. Councilperson Christensen asked him what else bothers him. He stated that his neighbor filled up the ditch and when the storm came it flooded his garage, he thinks we need to get a storm drain system. Councilperson Rees stated that he appreciates Brent's service and that he is willing to come back and serve. Brent stated those are his 3 main concerns. He stated traffic is a problem, but there isn't anything we can do about that. Maybe get more stop lights to break it up. Councilperson Simons stated that she loves Pond Town Christmas, and thanked him for spearheading that. She asked how he felt about the library and recreation programs. Brent stated that he was on the council when they hired Matt and he has done a tremendous job. Councilperson Christensen asked what his motivation for applying was. He stated that he was worried about the sewer plant and roads, even though his wife thought he was nuts. He loves Salem. He was born here and stayed here, he spent 25 years on the fire department, 7 as the chief. He wants to make sure that what is good for the guy on the right, is good for the guy on the left. Councilperson Rees asked him how he thought things had been going for the last few years. He answered good, he has seen more businesses come, he worked to get the grocery store here and that is a real asset. But they knew when a few businesses came more would follow. Councilperson Warren asked if he would consider another term after the 2 years. Brent stated that he was 67 and would have to see how he feels. Just being honest.

The council thanked all the applicants. They appreciate their time, effort and concern for the city. They had a lot of good people file for this position to serve the city. Everyone here has proven they want what is best for the city.

They will now take a few minutes to go over notes and then they will vote.

a. Vote for New Council Member

Jeff Nielson handed out the ballots. The council turned their ballots back to Jeff. He then asked Police Chief Brad James to verify the ballots and who the winner is. Jeff stated that the council votes were 3 for Seth Sorensen and 1 vote for Evan Ward. The council thanked all the candidates. They congratulated Seth Sorensen.

b. Appoint New Council Member

Jeff swore Seth Sorensen in as a council member.

4. APPROVE CURB & GUTTER ORDINANCE

Bruce stated that as we discussed in work session this ordinance has been brought to the council a couple times before. It has been simplified so that we do not discourage people from fixing up their homes. He went over the ordinance for the public, all subdivisions

anywhere would be required to do curb, gutter and sidewalk. A subdivision is any property that is divided into 2 or more parcels. Any home doing a remodel of \$65,000.00, with the expansion of living space, would be required to put in sidewalk along their frontage. Any unimproved lot, anywhere in town would have to do all improvements. Commercial businesses doing a remodel of \$100,000.00 or changing the use of the building would be required to do curb, gutter, sidewalk, and asphalt. There still were questions on the curb and gutter putting the water onto neighbors, the person doing the work would be responsible for making sure that didn't happen, with a sump or something. Bruce stated that the EPA has mandated to the state and the state has mandated to the city to have the water infiltrate as close to where it lands. They are moving away from collecting the storm water. If we don't require anything then when the city has to take care of it, it is a major expense.

Councilperson Rees asked if we this would have helped with the July 19, 2017 storm that we had. Bruce answered that systems are not designed for that type of water. That was 100 year storm and in some places 150 year storm. This is determined by the amount of water that falls in a certain amount of time. Most systems are designed for a 25 year storm.

Councilperson Christensen stated that maybe in subdivisions we should require a system to handle a 50 year storm. Allan Hales stated that they should not require it per house, but wait until the entire street is ready to be done, if it is just one lot it puts the water on to the next guy. Councilperson Christensen stated that is why they would need a sump or a swell on the lot with the curb and gutter. Kurt Christensen that with the curb and gutter out on the highway he still gets the water in his field when the drains get full. He stated that the drains require a lot of maintenance, they are all full and need to be cleaned. Councilperson Christensen stated that the requirement of sidewalk is for safety reasons. Councilperson Warren stated that curb and gutter keep the roads from crumbling. Rod Christensen stated that in the older part of town where there is 100 foot right of way, if you start doing curb and gutter you are also going to need a lot of asphalt. He stated that it doesn't work in the old part of town, they were built to contain everything in their yard. Councilperson Warren stated we have been discussing this issue for 30 years. If you do a whole section of town together you have to do a special district, he asked if that had to be a unanimous vote to create a special district. Attorney Baker stated no, it just requires a majority vote.

Councilperson Christensen asked what people want the old part of town to look like, they were thinking that curb, gutter, sidewalk and planters would beautify the city. Rod stated that maybe they could poll the citizens that live in the older part of town. Craig Christensen stated that we need to mention irrigation and ditches. Now that the canal is covered it is creating big problems because it no longer takes some of the storm water. He asked if there was something we could do about that. Councilperson Christensen stated that we cannot force Salem Irrigation and Canal Company to take our storm water. Bruce stated what we really need is a storm water master plan to make better decisions. Councilperson Christensen stated that we should table the ordinance.

MOTION BY: Councilperson Craig Warren to table the ordinance on curb & gutter.

SECONDED BY: Councilperson Soren Christensen.

VOTE: All Affirmative (5-0).

5. APPROVE PURCHASE OF SNOW PLOW / DUMP TRUCK

Matt stated that when discussing the budget, they had talked about the need for a new snow plow, but it was not put into the budget for this year. We do need to get a new snow plow before the snow gets here this year. Last year the single axle truck we now have got stuck and the axle was snapped, which made for costly repairs. The year before that this truck had brake issues. Matt asked James Thomas, the roads director to get some bids on a new snow plow. The 3 bids he received were: 2017 Freightliner 114SD 6X4 Chassis - Legacy Equipment - \$200,361.00 (2 year warranty), 2017 Peterbilt6X2 Chassis - HES Equipment Solutions - \$208,336.00 (7 year warranty), 2017 Kenworth 6X2 Chassis - Kenworth Sales - \$235,774.00 (2 year Warranty). The first payment for any of these trucks would not be due until the next budget year so we will put it in for the 2018/2019 budget. The staff recommends going with the Peterbilt, it is the middle price but has the 7 year warranty, which means we would not have to pay for any repairs until the truck is paid off. The company that we would purchase this truck from is a Spanish Fork business, so it would be easy to get into for any repair work it may need in those 7 years. Councilperson Christensen asked how many trucks we have to push snow now. Matt answered that we have 3 full size semis and 2 one ton trucks and a 4-wheeler to push the sidewalks. Councilperson Rees asked how many miles of road we have to remove the snow from. Bruce stated we have 55 to 60 miles of road. Matt stated that sometimes you have to push the roads 2 or 3 times depending on the storm, and that would be about 150 miles. Jen Watson asked if we had looked at purchasing a used truck. Matt stated that we have usually went with hand me down items, but they have no warranty and usually come with some issues. By the time you figure in how much we spend on repairs, it would have been better to go with the new a lot of times. The Peterbilt he is asking the council to approve would have the promise of no repair cost to us for 7 years. Sid Cardon stated that looking at the 3 bids the Freightliner seems to be a different kind of truck, would that be 4 wheel drive and should that be considered. Matt stated that he is not sure what that means. Councilperson Christensen stated that he had wondered the same thing, he advised to make a motion to purchase the Peterbilt subject to finding out the difference between the trucks. Councilperson Warren stated that both other bids only have a 2 year warranty though, and that means a lot in not having to pay for repairs. Sid asked if the trucks we used are required to be 4 wheel drive. Robert Palfreyman stated that they do not make these trucks in 4 wheel drive, they just have single or dual axle.

MOTION BY: Councilperson Soren Christensen to approve the purchase of the 2017 Peterbilt6X2 Chassis from HES Equipment Solutions with the 7-year warranty for \$208,336.00 subject to the Freightliner not being a 4-wheel drive and if it is then Matt will bring this back before the council for reconsideration.

SECONDED BY: Councilperson Cristy Simons.

VOTE: All Affirmative (5-0).

6. APPROVE MINUTES OF SEPTEMBER 20, 2017

MOTION BY: Councilperson Craig Warren to approve the minutes of September 20, 2017.

SECONDED BY: Councilperson Cristy Simons.

VOTE: All Affirmative (5-0).

7. APPROVE BILLS FOR PAYMENT

AMOUNT: \$617,220.94

MOTION BY: Councilperson Soren Christensen to approve the bills for payment.

SECONDED BY: Councilperson Cristy Simons.

VOTE: All Affirmative (4-0) Seth Sorensen abstained from voting since he had not seen the bills.

8. YOUTH COUNCIL

Alyssa Jorgensen and Chris Gerald stated that they were excited to be helping with the Goosebump Gala. They will be providing booths and games for the kids.

9. CHIEF BRAD JAMES, PUBLIC SAFETY DIRECTOR

Chief Brad James wanted to make the council aware that Fredonia Arizona had purchased our K9 vehicle that we had been placed on surplus. They are a two man department and were very appreciative to get this vehicle. They paid the asking price.

Chief James stated that he is the public safety director and one of his responsibilities is overseeing the fire department. The Salem Fire Department has a volunteer fire chief, assistant fire chief and four captains. Chief James has been meeting with them on a regular basis and providing leadership training to the fire administration. The following are some of the topics being taught: traits of a good leader, firefighter code of ethics, employee relations, discipline and review of city discipline policy, incident command, and conflict resolution. He stated the fire and ambulance departments had been busy with calls from citizens. We are fortunate to have a lot of dedicated and good volunteers in our city.

He stated that we have received the Safe Wise report for the year and Salem City has moved from the 10th safest city in the state last year, to the 8th safest city in the state this year. He stated the police departments goal is to become the safest city in the State of Utah. It is possible because of our community, our residents, and a little bit of luck. He stated that channel 2 news reported that violent crime is up 5% in the state this year, but he is happy to report that we are one of only six cities in the state who reported no violent crimes during the reporting period. (homicide, rape, robbery & aggravated assault) We live in a remarkable city. Councilperson Simons stated that we have remarkable officers. Councilperson Rees thanked the chief for making that possible.

10. DAVE JOHNSON, BUILDING OFFICIAL DIRECTOR

Dave Johnson did not have anything to report tonight.

11. ATTORNEY JUNIOR BAKER

Attorney Baker did not have anything to report tonight.

12. JEFFREY NIELSON, CITY FINANCE DIRECTOR/CITY RECORDER

Jeff stated that we will need to approve the lease for the purchase of the snow plow truck at the next meeting. Councilperson Christensen asked about the status of the audit. Jeff stated that the auditors are waiting on the solid waste district numbers. When Jeff checked with Terry, he was told that with the sale of Bayview they were still working on their numbers. As soon as they get those to us, which they said should be by October 25, 2017, we will get them to our auditors. Our audit needs to be finished by the end of December.

13. MATT MARZIALE, RECREATION/PUBLIC WORKS DIRECTOR

Matt stated that that the crews have started putting up Pond Town Christmas, he knows it seems early but it does take that long to get up. They have already completed the lights on the city office and civic center and are now working on the trees on the pond. He asked that residents keep an eye on the decorations at the pond, they have had some issues of kids messing with them.

He reported that they have a few weeks left with outdoor recreation activities and then they will be moving on to the indoors.

Matt reported that the city office had started receiving calls on the green waste. We no longer go around the city and collect yard waste, but Matt would like to open the green waste down by the fairgrounds. He recommends opening it on October 16, 2017 and closing it on November 1, 2017. It would be open from 3-6 p.m. on weekdays, and 12-6 p.m. on the weekends, and it would be manned. Residents will need to bring their city bills. Matt stated that we do now have a locking outside gate so that we do not have problem with people dumping their waste after we close. Councilperson Christensen asked if this would be for green waste only. Matt stated yes. He stated that we can only take tree limbs 4 inches or smaller and no stumps. Councilperson Simons asked how we would notify residents. Matt answered we would get it on the webpage tomorrow if the council was ok with doing it. Councilperson Sorensen stated that he was happy with that, he has a lot of yard waste. Councilperson Rees asked if we needed a motion.

MOTION BY: Councilperson Soren Christensen to open the green waste from October 16 to November 1, 2017 for Salem City residents.

SECONDED BY: Councilperson Seth Sorensen.

VOTE: All Affirmative (5-0).

Matt explained the High Line canal had ended its service to our irrigation ponds on September 29, 2017. We had filled the ponds as full as we could before this date, and they are now depleted. Councilperson Christensen stated that the PI usage is down to 1 to 2 acre feet, most people have backed off of the watering with the cooler temperatures. The city is supplementing the PI water with our wells and we will continue to do that until October 16, 2017 when the PI will be shut off. Matt reminded residents to make sure they turn off their systems so they won't have any problems in the spring when the PI is turned back on. Chief James asked Matt to report on 100 East, the road from Elk Ridge that had become problematic. Matt stated that we have had a lot of complaints about this road and after he and the police department had monitored it they can see why. They have now closed the backside of 100 East. He stated he doesn't see that we will have any complaints from the

residents living there, but we may get some from the people that like to use the road to get to Elk Ridge. Gary Warner asked if this is a city road. Matt stated that once the subdivision is complete it will be, for now it is for construction access.

14. CLARK CROOK, ELECTRICAL DIRECTOR

Clark Crook reported that they are still trimming trees. They want to clear the lines in case of an early storm. Clark stated that this is Public Power Week. We are members of the American Public Power Association. We are the owners of our own utilities and we decide where our power goes. He stated we are a part of South Utah Valley Power Systems and Utah Municipal Power Agency. UMPA is Salem and 6 other cities that work together to decide the direction we go with our wholesale power. We offer mutual aid to them and they do the same for us. This gives us a workforce that can react quickly if we do encounter a problem. The power department has been helping with Pond Town Christmas. They help at the wastewater/treatment plant. Our crew does a great job. The benefits of being a public power is you always have access to that crew and they help accomplish things throughout the city. The organizations we belong to help with training as the systems become more complex. Clark stated that he has worked preciously for a utility company and lived in a city where they did not have their own power. He stated that you pay for everything. If it is out of the regular scope of work, you pay a lot. It is always a benefit to control your own power and have your own employees. Councilperson Christensen asked if they are keeping up with the growth we are experiencing. Clark stated that it is a benefit to work with the contractors. He stated that the contractor is responsible for the equipment and we work with them to pull wire and make connections. Clark stated that we work a lot with SESD and Spanish Fork and if we need help we can always call them, and they can also call us. This means we have 300 linemen we could grab to help us if we needed to

15. BRUCE WARD, ENGINEERING

Bruce stated that the new development agreement for Orchard Farms will be done in the next 30 to 60 days. In the first phase they will complete the 100 East and make this a public road. Councilperson Christensen asked why there was a new development agreement, he thought they were assuming the old one. Bruce stated that they agreed to all the conditions in the original but a new agreement needed to be signed with the new owners. Councilperson Christensen asked if they were well funded. Bruce replied it was Arive Homes and he wasn't sure but they could ask them when they come in about Mount Loafer Meadows Plat C. He stated that Robert Neilson will be beginning construction on Mount Loafer View. Bruce stated that Utah County is ready to tie in Elk Ridge Drive to 8000 South. This had been permitted. It has taken a decade for the Corps of Engineers to sign off on it. If all goes well they plan to start construction next year, and it will take the minimum of 1 year to complete. Bruce mentioned we will be talking with Utah County about putting in utilities.

16. WADE REYNOLDS, STORM DRAIN/SAFETY COORDINATOR

Wade Reynolds was excused tonight.

COUNCIL REPORTS

17. MAYOR RANDY BRAILSFORD

Mayor Brailsford was excused tonight.

18. COUNCILPERSON STERLING REES

Councilperson Rees stated that they had held their first meeting in the new UMPA building, and it is really nice. They will be talking more about the new program that UMPA has adopted for commercial solar use. At this time, we don't have any businesses in Salem that would meet these requirements right now. He will let the council know more as they get more information. Someone asked what UMPA was. Councilperson Rees stated that it stands for Utah Municipal Power Agency, and we are a member along with Provo, Spanish Fork, Nephi, Levan and Manti.

19. COUNCILPERSON CRISTY SIMONS

Councilperson Cristy Simons introduced Heather Youd from the Chamber of Commerce. Heather stated that the chamber will be holding its board elections, she asked the council if there were any interested businesses in Salem to encourage them to run. She stated that Cowboy Donuts was the business of the month. They are doing trick or treating along Main Street in Spanish Fork on Saturday October 28 from 1 p.m. to 3 p.m. Councilperson Simons stated that Kerry from the library had received a grant for \$1000. She stated that Kerry and her staff do a terrific job. She thanked them for all their hard work. She stated that they are looking into setting aside some funding to get more space for the library.

20. COUNCILPERSON SOREN CHRISTENSEN

Councilperson Christensen stated that the wells are doing very good. He told the council that he had been contacted by a group for clean air in Utah and asked the council if they would be alright with the group coming in to present their ideas. They would like to talk about having diesel trucks in Utah County needing to pass emissions. The council was ok with that.

21. COUNCILPERSON AARON CLOWARD

22. COUNCILPERSON CRAIG WARREN

Councilperson Craig Warren stated that he would have more to report on solid waste at the next council meeting.

23. CLOSED SESSION - LITIGATION

MOTION BY: Councilperson Craig Warren to move to a closed session.

SECONDED BY: Councilperson Soren Christensen.

VOTE: All Affirmative (5-0).

ADJOURN CITY COUNCIL MEETING

MOTION BY: Councilperson Soren Christensen to adjourn council meeting.

SECONDED BY: Councilperson Cristy Simons.

VOTE: All Affirmative (5-0).

MEETING ADJOURNED AT: 9:45 p.m.

Jeffrey Nielson, City Recorder