

1 Minutes of the regular meeting of the City Council held at
2 7:00 p.m. on May 7, 1986 in the City Hall of Bountiful, Utah.

3
4 Present: Mayor: Dean S. Stahle
5 Council Members: C. Harold Shafter, Richard
6 G. Sharp, Phyllis C.
7 Southwick, and H. Keith
8 Barton
9 City Manager: Tom Hardy
10 City Attorney: Layne B. Forbes
11 City Engineer: Jack P. Balling
12 City Recorder: Arden F. Jenson
13 Planning Director: Jon Reed Boothe
14 City Treasurer: Ira H. Todd
15 Rec. Secretary: Nancy T. Lawrence
16 Absent: Councilman: Jerry K. Lawrence
17

18 Mayor Stahle welcomed those in attendance and led the
19 pledge of allegiance to the flag, following which Councilman
20 Barton offered the invocation.
21

22 Official notice of this meeting had been given by posting
23 a written notice of same and an agenda at the City Hall and
24 providing copies to the following newspapers of general
25 circulation: Davis County Clipper, Deseret News, and Salt Lake
26 Tribune.
27

28 Minutes of the regular meetings of the City Council held
29 April 23, 1986 and April 30, 1986 were presented. Councilman
30 Shafter made the motion that the minutes of April 23rd be
31 **approved as** written, Councilman Sharp seconded the motion and
32 voting was unanimous. Councilman Barton made a motion of
33 approval of the minutes of April 30th, and Councilwoman
34 Southwick seconded the motion which carried unanimously.
35

36 **EXPENDITURES APPROVED FOR PERIOD APRIL 24-29**

37 Mr. Jenson presented the Expenditure and Expense Report
38 **for** the Period April 24-29, 1986 totaling \$455,154.06.
39 Councilman Shafter made a motion for approval of these **expendi-**
40 **tures**, Councilman Barton seconded the motion and voting was
41 unanimous. The Mayor then reviewed the major expenditures
42 listed.
43

44 **HISTORICAL COMMITTEE APPOINTED**

45 Mayor Stahle reviewed that the ordinance which was
46 recently adopted relating to historical preservation provides
47 **for** the formation of a Historical Committee. He recommended
48 that the following persons be appointed to serve on that
49 committee: Leslie Foy, Ezra Clark, Breck England, Mark
50 Shaffer, George Tripp, Councilwoman Southwick, and Councilman
51 Barton. Councilman Sharp made a motion for approval as
52 recommended, Councilman Shafter seconded the motion and voting
53 was unanimous.
54

55 **REQUEST TO ELIMINATE SIDEWALK IN** 56 **NEWPORT HEIGHTS SUBDVN. TABLED**

57 Mr. Balling presented the plat for Newport Heights
58 Subdivision, Plat A, and explained that a request has come from

1 the developer, Leon Peterson, to eliminate the sidewalk on two
2 cul-de-sacs in that subdivision. He said that it is the
3 recommendation of the staff that the request be denied. Alan
4 Cottle, representing the developer, explained that due to the
5 steepness of this property, they are desirous of qualifying for
6 a 15-ft. setback and constructing sidewalks on one side of the
7 street in the majority of the subdivision and no sidewalks in
8 the cul-de-sacs. He said that this would be more pleasing
9 aesthetically and since a cul-de-sac does not generate much
10 pedestrian traffic, it would seem a logical thing to do.
11 Following discussion of the request, Councilman Sharp made the
12 motion that the Council make a site visit to the subject
13 property prior to making a decision. Councilwoman Southwick
14 seconded the motion and voting was unanimous. A site trip was
15 scheduled for Wednesday, May 17th, at 6:00 p.m.

16
17 **FURTHER STUDY REQUESTED BEFORE**
18 **RAISING RATES FOR AMBULANCE**

19 Mr. Hardy reported that ambulance rates have not been
20 increased in three years and it is the recommendation of the
21 staff that they be increased from \$82.00 to \$100.00 commensurate
22 with the prevailing rates charged by other ambulance
23 services. He noted that the 1986-87 budget includes a new
24 ambulance and the rate increase (included in the tentative
25 budget) would help to offset this cost. Discussion focused on
26 whether or not the increase was merited, following which
27 Councilman Sharp made a motion that the increase be approved as
28 presented. Councilwoman Southwick seconded the motion.
29 Councilman Barton indicated that he would like more time to
30 study the revenues and expenses of the ambulance service.
31 Councilman Sharp then withdrew his motion and made a new motion
32 to table a decision on this matter to provide for further
33 study. Councilman Barton seconded the motion which carried
34 unanimously.

35
36 **PUBLIC HEARING TO CONSIDER CHANGE IN**
37 **SIGN REGULATIONS FOR DISTRICT 4-5**

38 At 7:42 p.m. Mayor Stahle opened the public hearing to
39 consider amending Neighborhood 4 District 5 of the zoning
40 ordinance by deleting the Residential/Institutional sign
41 regulations and adding thereto the Commercial/Industrial sign
42 regulations. Mr. Boothe explained that the zoning regulations
43 for this area are the same in the new ordinance as they were in
44 the old one and he reviewed the differences allowed in signage
45 between Residential/Institutional and Commercial/Industrial.
46 Steve Vanderlinden, representing the owners of the office
47 building on the corner of 200 West and 400 North, explained
48 that they are desirous of having a sign similar to the one on
49 the Shipley building (400 North Main). After discussion of
50 this matter, it was determined that Mr. Vanderlinden's client
51 would probably be able to work within the existing sign
52 regulations in that district and achieve their desired
53 results. Therefore, Councilman Sharp made a motion that the
54 request to amend the ordinance be denied. Councilman Shafter
55 seconded the motion and voting was unanimous.
56

1 **PUBLIC HEARING TO CONSIDER DELETING**
2 **CERTAIN LAND USES & CHANGING OTHER LAND**
3 **USES FROM PERMITTED TO CONDITIONAL IN DISTRICT 4-4**

4 At 7:55 p.m. Mayor Stable opened the public hearing to
5 consider amending Neighborhood 4 District 4 (the downtown area)
6 by deleting certain land uses and changing certain other land
7 uses from permitted to conditional. Mr. Boothe reviewed that
8 this matter has been studied by the Downtown Advisory Commit-
9 tee, the Planning Commission, and the City Council Planning
10 Committee, and it is their recommendation that the following
11 uses be deleted from this district: Planned dwelling group,
12 health care center, mental health center, automotive repair
13 establishment, automotive self service, automotive service
14 station, dry cleaning establishment, laundry, surplus second
15 hand, and agriculture. They also recommend that the following
16 uses be changed from permitted to conditional: convenience
17 goods and services, laundromat, and outdoor recreation and
18 park.

19
20 **CITIZENS OPPOSE PROPOSED ORDINANCE**
21 **CHANGES; MATTER TABLED FOR FURTHER STUDY**

22 Ken Newman, proprietor of the Antique Shop at 44 East 400
23 North, presented a letter of opposition to the Council regard-
24 ing the proposed changes. He explained that his business is
25 doing very well and he does not want to be defined as
26 non-conforming and be denied the option of enlarging the size
27 of his business. Jack Billings, John Egan, Ron Bradshaw, Maun
28 Hirschi, Daryl Okubo, John and Marsha Hiatt, Dell Holbrook,
29 and Mr. Holbrook, expressed similar concern, with Mr. Egan and
30 the Hiatts responding as the change would affect their automo-
31 tive repair businesses. It was also pointed out that inasmuch
32 as these businesses are successfully contributing to the
33 economy of Bountiful, they should not be stifled. Following a
34 lengthy discussion, it was felt that further study was merited
35 with the consideration that some of the uses presented for
36 "deletion" be changed to "conditional" uses. Councilman Sharp
37 made the motion that this matter be tabled for further study.
38 Councilman Barton seconded the motion and voting was unanimous.
39 Mr. Hardy invited those persons in attendance tonight to attend
40 future meetings when this will be discussed and he noted that
41 it will be on the agenda next week for study session and on May
42 28th at 7:30 p.m. for a decision.

43
44 **CEMETERY RATES INCREASED**

45 Mr. Hardy reported that it is proposed that the cemetery
46 rates be increased this year to provide for the cemetery to be
47 a self-sustaining fund. He explained that it is important to
48 continue to contribute to the perpetual care fund so that this
49 fund will be able to support the expenses of the cemetery when
50 there is no longer revenue from the sale of burial spaces.
51 Hugh Wigham reviewed the proposed rates (an increase of \$10 per
52 space, \$5 for grave opening fees, and \$5 for baby plots and urn
53 burial space). Mr. Wigham pointed out that these increases
54 will meet the increasing costs of cemetery goods and services,
55 offset inflation, and offset the decrease in interest from the
56 perpetual care fund (inasmuch as interest rates are down). He

1 said that Bountiful is "about the only municipal cemetery that
2 operates without tax money". Councilman Barton made a motion
3 for approval of the increase in cemetery rates, Councilman
4 Shafter seconded the motion and voting was unanimous.
5

6 **AGREEMENT WITH COUNTY RE: HOOPER CANYON**
7 **DRAINAGE BASIN APPROVED**

8 Mr. Balling reviewed that the Council approved an agree-
9 ment in March between the City and the County regarding the
10 Hooper Canyon Drainage Basin. The County requested that
11 certain changes be made in the Agreement prior to their
12 approving it, and Mr. Balling reviewed those changes.
13 Mr. Forbes affirmed that he has reviewed the document and sees
14 no problem in approving it. Councilman Shafter made a motion
15 for approval of the Agreement between the City of Bountiful and
16 Davis County regarding the Hooper Canyon Drainage Basin and for
17 authorization for the Mayor to sign it. Councilman Sharp
18 seconded the motion which carried unanimously.
19

20 **FINAL APPROVAL GRANTED TO**
21 **FALLBROOK AT ORCHARD**

22 Mr. Boothe presented the plat for the first phase of
23 Fallbrook at Orchard, a planned unit development at 2400 South
24 Orchard, and he said it is the recommendation of the Planning
25 Commission that final approval be granted to this development
26 subject to the following conditions: (1) storm drain correc-
27 tions as outlined on the drawings; (2) the improvement drawings
28 to be corrected as outlined by the City Engineer; (3) correc-
29 tions on the Dedication Plat as requested by the City Engineer;
30 (4) submission of a current accurate title report at the time
31 of signing of the plat; (5) posting of a bond to guarantee the
32 construction of the on-site improvements; (6) payment of the
33 required fees as required by the City; and (7) approval of the
34 landscape and sprinkling plan. Tom Mabey, developer, was
35 praised for the quality of the landscape plans which were
36 submitted. Based on the recommendation of the Planning
37 Commission, Councilman Sharp made a motion of approval for
38 Fallbrook at Orchard, subject to the above conditions.
39 Councilwoman Southwick seconded the motion and voting was
40 unanimous.
41

42 **TENTATIVE BUDGET APPROVED FOR**
43 **1986-87 FISCAL YEAR AND PUBLIC**
44 **HEARINGS SCHEDULED FOR FINAL ADOPTION**

45 Mr. Hardy referred to the copy of the revised budget which
46 was sent to the Council members following last week's meeting
47 and noted that the tentative budget is balanced in all funds,
48 with total expenditures and offsetting revenues being
49 \$28,097,771.00. He recommended that this tentative budget for
50 the 1986-87 year be adopted and that a public hearing be set
51 for June 11, 1986 at 7:30 p.m. for the purpose of final
52 adoption of the budget. He also recommended that another
53 public hearing be set that same night at 8:00 p.m. for the
54 purpose of re-opening the 1985-86 budget. He said that a study
55 session with the department heads is set next week for further
56 consideration of the budget. Councilman Barton made the motion

1 that the public hearings be scheduled as recommended, Council-
2 woman Southwick seconded the motion and voting was unanimous.
3 Councilman Shafter then made the motion that the Tentative
4 Budget for 1986-87 be adopted as presented. Councilman Barton
5 seconded the motion which carried unanimously. It was noted
6 that the proposed budget does not include a tax increase.

7
8 **MR. HARDY REPORTS FROM LEGISLATIVE**
9 **COMMITTEE MEETING RE: PROBLEM WITH**
10 **GREAT SALT LAKE**

11 Mr. Hardy reported on his attendance at the legislative
12 committee meeting on energy and natural resources and proposals
13 made on handling the problem of the rise of Great Salt Lake; no
14 consensus has been reached for action on this matter. He
15 noted that the sales tax which should have been returned to the
16 municipalities has been allocated for financing the solution to
17 this problem. He also said that an increase in gas tax is
18 seriously being considered.

19
20 Councilman Shafter reported that Bob Carlson is prepared
21 to escort the Council on a field trip next Thursday (5:30
22 p.m.) and Friday, (4:00 p.m.) for the purpose of touring the
23 water facilities and going to the treatment plant.

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25 The meeting adjourned at 10:26 p.m.

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30 **MAYOR**

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34 **CITY RECORDER**
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