

Minutes of the regular City Council meeting held July 28, 1982 at 7:00 p.m. in the City Hall of Bountiful, Utah.

Present: Mayor:	Dean S. Stahle
Council Members:	H. Keith Barton, Phyllis C. Southwick, Paul B. Allen, and Bob Linnell
City Manager:	Tom Hardy
City Attorney:	Layne B. Forbes
City Engineer:	Jack P. Balling
Planning Director:	Jon Reed Boothe
Deputy Recorder:	Mark O. McRae
Recording Secretary:	Nancy T. Lawrence
Excused: Councilman:	J. Dean Hill
City Recorder:	Arden F. Jenson

The pledge of allegiance was led by Mayor Stahle following which Councilwoman Southwick offered the invocation.

Mr. Hardy verified that notice of this meeting had been given by posting a written notice of same and an agenda at the City Hall and providing copies to the following newspapers of general circulation: Davis County Clipper, Deseret News, and Salt Lake Tribune.

Minutes of the regular City Council meeting held July 14, 1982 were presented and unanimously approved as written on a motion made by Councilwoman Southwick and seconded by Councilman Linnell.

APPROVAL GIVEN FOR CLOSURE OF SHERI CIRCLE FOR NEIGHBORHOOD PARTY

Mr. Hardy presented a request from the residents of Sheri Circle (1150 East 250 South) for permission to close their street (a cul-de-sac) on August 28th from 5:00 to 11:00 p.m. for the purpose of having a neighborhood party. He explained that Council approval is required for this request and reported that the staff recommends approval of the request subject to approval of all neighbors within 100 feet, proper barricading, and access for fire and emergency vehicles. On a motion made and seconded by Councilmen Linnell and Allen, respectively, this request was unanimously approved.

FEATE ENGINEERING TO STUDY ENERGY CONSUMPTION AT REC. CUTER AND INDOOR POOL

As a result of concern regarding the large amount of energy consumption at the Recreation Center and Indoor Pool (last year the power and fuel usage exceeded \$80,000), Mr. Hardy reported that it is the recommendation of the staff that the firm of Heath Engineering be contracted to analyze the energy consumption of these two operations and to present recommendations for energy conservation which could be implemented to provide more cost-efficient programs. He said that this is not included in the budget and would have to come from the Council contingency fund. Councilman Allen made the motion that the contract be approved with the cost not to exceed \$6,000 for the Recreation Center and \$2,500 for the Indoor Pool, as specified in the contract. Councilman Barton seconded the motion which carried unanimously.

LEASE AGREEMENT FOR CIRCUIT COURT SPACE APPROVED

Mr. Hardy presented the lease agreement between the city and the State Court Administrator for court space in the old city hall. He noted that the lease is identical to the present contract with the exception of an increase of approximately \$3,000 for 515 sq. ft. used by the Court Executive. He also noted that the lease is slanted toward the State (with the rate established by the State Building Board), but recommended that it be approved subject to a study to consider the possibility of the State taking the entire facility. Councilman Linnell pointed out that the provision for a 5-year lease as well as the one-year for notice of termination are inordinate amounts of time and he suggested that they be reduced. After further discussion regarding the lease and the provisions attached by the State, Councilman Linnell made the motion that the lease be

approved subject to Item No. 3 being changed to provide for the lease to be effective for two years with an option to renew on terms agreeable at that time and that the time for notice be reduced to six months. Councilman Allen seconded this motion and voting was unanimous. The amount of the lease is \$13,622.30 per year and is calculated based on square footage (\$5.50 to 7.50 per sq. ft.), depending on specific use.

TEMPORARY BUILDING APPROVED FOR DAVIS
AREA VOCATIONAL CENTER AT LAKEVIEW HOSPITAL

Mr. Boothe presented the request from the Davis Area Vocational Center to place a temporary building on the southwest corner of the lower west parking tier at Lakeview Hospital to be used as a classroom by the Center and the hospital. He reported that the Planning Commission recommends that approval be given subject to: (1) two exits being provided, (2) restroom facilities being included, (3) the electrical plans being more explicit, and (4) a time limit of five years being imposed. He noted that inasmuch as this Center is a function of the State, approval by the City is not required; however, Jack Shell, director of the Center, is desirous of working in harmony with the City. Discussion ensued regarding the above conditions and Mr. Shell expressed a willingness to provide the two exits and more detailed plans; however, he said that he felt that inasmuch as the students are in the building no more than 1 1/2 hours at a time, they could use the restrooms at the hospital where they will be doing the majority of their training. Mr. Balling expressed displeasure that other governmental agencies, particularly schools, do not meet the requirements of the Uniform Building Code and Councilman Allen voiced concern that a temporary structure is brought into the city when there is a tremendous amount of unused space in buildings throughout the city. Mr. Shell said that it is very important for the classroom to be close to the hospital and he noted that funding for their program is dependent on the State legislature. Inasmuch as no action was required on this matter, the issue was finalized with Mr. Shell committing that two exits would be provided and Mr. Boothe requested that the Center work as closely as possible with the City in meeting its requirements.

REQUEST TO REZONE AREA AT 1100 NORTH
200 EAST FROM D-1 TO R-4 APPROVED

At 7:46 p.m. Mayor Stable opened the public hearing to consider the rezoning request of Robert Pusey for the property at 1100 North 200 West to be rezoned from dairy 1)-1 to residential R-4. Mr. Boothe located the property on the map and reviewed the plans of Mr. Pusey to upgrade the property. Mr. Pusey stated that the written protests of neighboring property owners have been overcome and Harold Hancey, 1165 North 200 West, stated that he was in harmony with the rezoning request, noting that the business office would be more desirable than the alternative presently available for multi-family dwellings. Councilwoman Southwick reported that it is the recommendation of the Planning Commission to approve this request and she made a motion to this effect. Councilman Allen stated that he felt it is poor planning to permit business offices in a residential area and that they should be in the central commercial area. Councilman Linnell seconded the motion on the floor which carried by a majority; Councilman Allen voted nay.

FOOTHILL ORDINANCE TO BE AMENDED TO REFLECT
LENGTH LIMITATION ON STAFF PORTION OF FLAG LOT

The public hearing to consider amending the Foothill Ordinance pertaining to the maximum length of the staff portion of flag lots was opened at 8:00 p.m. and Mr. Boothe reported that this matter is being considered in an effort to make this ordinance consistent with the length of driveways. It was the recommendation of the Planning Commission that driveways not exceed 750 Feet and that the maximum length of a staff be 720 feet; however, the Council over-rode the Planning Commission's recommendation and voted to leave the length of driveways open-ended. Following some discussion, Councilman Linnell made the motion that there be no length limitations, contractors will take advantage of the 10 percent allowable for flag lots, noting that it will be difficult to provide municipal services on these lots. Councilman Allen seconded the motion and voting was by a majority; Councilwoman Southwick voted nay.

COUNCILWOMAN SOUTHWICK REQUESTS FEE STUDY

Councilwoman Southwick requested that the Council study the idea of charging higher fees for those who live in areas harder to service.

PLANNING COMMISSION RECOMMENDS FIVE PIGEONS MAXIMUM PER HOUSEHOLD

Mr. Boothe reported that the Planning Commission has studied the issue of how many pigeons can be allowed per family in the city and it is their recommendation that a limit of five per family be set, based on the fact that we are an urban society and the neighbors polled are against the pigeons.

(Mayor Stable noted that the Planning Commission vote was 3 aye, 2 nay and 1 abstention). The Council discussed the Salt Lake County and City Ordinances with regard to pigeons, following which Dr. Richard Chidester spoke in favor of adopting an ordinance similar to the Salt Lake ordinances. He explained that in order to race or show the pigeons, it is necessary to have at least 75 birds, but preferably 100.

PIGEON ISSUE TABLED FOR FURTHER STUDY

A lengthy discussion followed with Norman Wells, Rulon Haacke and Darold Hancock speaking against more than five birds to be kept per household. Eldean Weight, John Townsend, Jeff Curtis, and Dr. Chidester requested that a system be adopted whereby people could have a large number of birds subject to handling them responsibly and under control. They indicated that the hobby of pigeon racing is a wholesome family activity which they would like to continue to pursue. Councilman Barton made the motion that this matter be tabled to permit the Council to further review the Salt Lake ordinances and that it be placed on the August 11th agenda for action. Councilman Linnell seconded the motion which carried unanimously.

RESOURCE RECOVERY REPORT TO BE GIVEN AT NEXT COUNCIL MEETING

Mayor Stable reported from meeting held earlier this evening on the favorable comments made by those who went to Europe to study the operations in resource recovery. He said that they would like to come to City Council meeting as soon as possible and requested that this item be placed on the next agenda.

REPORT ON GARBAGE COLLECTION STUDY TO BE GIVEN AT COMPLETION OF STUDY

Councilwoman Southwick called for a report on the garbage collection study presently underway in Bountiful. Mr. Hardy said that residents are being very cooperative; however, the final report would be made after the 3-month study period is completed as originally planned.

APPROVAL GIVEN FOR DUPLEX CONVERSION TO CONDOS AT 70/80 NO. 600 EAST

Mr. Boothe presented the request of Roger Sears to convert a duplex at 70 and 80 North 600 East to condominiums and reported that it is the recommendation of the Planning Commission that this be approved. Councilwoman Southwick made a motion for approval, Councilman Allen seconded the motion and voting was unanimous.

SIGN ORDINANCE FIELD TRIP DISCUSSED

Mayor Stable called for a field trip regarding the new sign ordinance and it was determined that this would be scheduled at the next meeting.

WATER & SEWER COMM. MTG., SET - AUG. 10

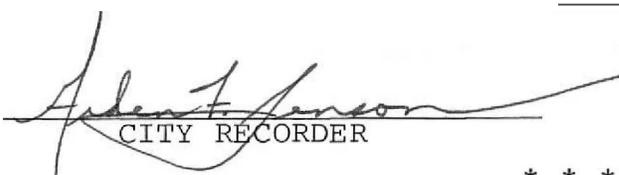
The Water and Sewer Committee meeting was rescheduled from August 3rd to August 10th.

The meeting adjourned at 9:38 p.m. on a motion made by Councilwoman Southwick and seconded by Councilman Linnell.

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MAYOR


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