

Minutes of the regular City Council meeting held December 23, 1981 at 7:00 p.m. in the City Hall of Bountiful, Utah.

Present: Mayor:	Elmer W. Barlow
Council Members:	Roger R. Winslow, Jay R. Bingham, 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
City Recorder:	Arden F. Jenson
Recording Secretary:	Nancy T. Lawrence

Councilman Allen offered the invocation, following which Mayor Barlow welcomed those in attendance, giving special recognition to Mayor-Elect Dean Stahle and Councilman-elect H. Keith Barton.

Mr. Hardy verified that official 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 December 9, 1981 were presented and unanimously approved as written on a motion made by Councilman Linnell and seconded by Councilwoman Southwick. Voting was unanimous.

Minutes of the regular City Council study session and meeting held December 16, 1981 were then presented and approved on a motion made by Councilman Allen and seconded by Councilwoman Southwick. Voting was unanimous.

NWEMBER & DECEMBER EXPENDITURES APPROVED

Mr. Jenson presented the following Expenditure and Expense Reports for Council approval:

Period Nov. 30 - Nov. 30, 1981:	\$225,713.64;
Summary of Nov., 1981:	\$999,633.85;
Period Dec. 1-18, 1981:	\$ 13,834.82.

These expenditures were unanimously approved on a motion made by Councilman Allen and seconded by Councilman Bingham.

MARC OLSEN DONATES TENNIS NET TO CITY AS EAGLE SCOUT PROJECT

Mr. Boothe introduced Marc Olsen and explained that, for his Eagle Scout project, Marc had earned money to buy a tennis net which he was donating to the city. Mayor Barlow expressed appreciation to Marc for his efforts and called on him for brief remarks. The Mayor also recognized Mr. Balling as being instrumental in having nine boys receive the Eagle award in a Court of Honor recently.

COUNCIL APPROVES FEDERAL PROPERTY ASSISTANCE PROGRAM

Mr. Hardy explained that it has been the policy of the city to participate in the surplus property program with the State by authorizing department heads to purchase surplus items as needed by their respective departments. He recommended that the Council approve participation in this program again this year and authorize the mayor to sign the Application for Eligibility of Federal Property Assistance Program. This was so done on a motion made by Councilman Linnell and seconded by Councilman Allen. Voting was unanimous.

ORD. NO. 81-22 ADOPTED PROVIDING FOR RETIREMENT AGE TO BE CHANGED FROM 60 TO 55

Mr. Forbes reviewed proposed Ord. No. 81-22 entitled "AN ORDINANCE AMENDING TITLE XI, CHAPTER 8, SECTION 7a(4)(a) AND (b), OF THE REVISED ORDINANCES OF BOUNTIFUL, UTAH 1965, AS AMENDED, BY SPECIFYING GROUP INSURANCE QUALIFICATIONS FOR RETIRED

EMPLOYEES, AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT THEREWITH," summarizing that this ordinance would provide for reduction of the retirement age, as it applies to this ordinance, from 60 to 55 years of age. Councilwoman Southwick made the motion that this ordinance be adopted and the mayor authorized to sign it; Councilman Linnell seconded the motion and voting was unanimous.

APPROPRIATION OF \$8,528 FROM CONTINGENCY FUND TO FIRE DEPARTMENT APPROVED

Mr. Hardy informed the Council that the Fire Department has experienced the problem of their air pacs containing contaminated air which has caused dizziness in some instances to those personnel using the pacs. He recommended that this problem be corrected immediately and suggested that approval be given for appropriating approximately \$8,528 from the Contingency Fund for the purpose of repairing the air supply system (\$8,128 to install new sealer units and testers and \$400 to clean the existing pac sets). Councilwoman Southwick made the motion that this expenditure be authorized and Councilman Bingham seconded the motion. Voting was unanimous.

OD

MAYOR REQUESTS MTG. WITH WFRC RE: R ESDDRCE RECOVERY

Mayor Barlow reported that he had talked with Mick Crandall of the Wasatch Front Regional Council regarding resource recovery and he recommended that the Council view a presentation on this subject at its meeting next week.

CZI

PUBLIC HEARING TO CONSIDER NON-CONFORMING USE ORDINANCE

At 7:30 p.m. Mayor Barlow opened the public hearing to consider the Non-Conforming Use ordinance. Mr. Hardy explained that, if approved, this ordinance would provide for consolidation of non-conforming uses. He reported that it was the recommendation of the Planning Commission that the Council deny approval of the ordinance on the basis that it would set a precedent for handling non-conforming uses which they did not agree with. He further noted that anything which would encourage continuation of a use which is no longer approved by statute, should not receive favorable consideration and he recommended that the council not approve this proposed ordinance. Councilman Linnell made the motion that no change be made in the existing ordinance, Councilwoman Southwick seconded the motion and voting was unanimous.

ORD. VO. 81-23 ADOPTED.; BUSINESS LICENSE TO BE _____ S SUB

Mr. Jenson reviewed proposed Ord. No. 81-23, AN ORDINANCE AMENDING TITLE V, CHAPTER 1, UTAH, 1965, AS AMENDED PROVIDING FOR THE REQUIREMENT OF A BUSINESS LICENSE AT EACH BUSINESS LOCATION AND SITE", noting that about 20 businesses would be affected if this ordinance were adopted. The amended ordinance would provide for business licenses to be required for each separate business site or location. Councilman Linnell stated that he felt a need for making changes in the amount of the license fee and he recommended that all anticipated changes to the ordinance be addressed at the same time. However, it was noted that some license fees for the coming year have already been paid and it was the recommendation from the staff that the only change that be made at this time be to require separate licenses for each location, although the owner of the business is the same. After further discussion, Councilwoman Southwick made the motion that Ord. No. 81-23 be adopted and the mayor be authorized to sign it. Councilman Allen seconded the motion which carried unanimously.

AUDIT REPORT PRESENTED BY DENNIS ROBBINS OR FOX & C.

Following a brief introduction by Mr. Hardy, Dennis Robbins from Fox & Company presented the 1980-81 Audit conducted by said firm. He noted the change in format as a result of standards established by the National Council on Governmental Accounting and pointed out that the financial statements of the Redevelopment Agency are included in the back of the report inasmuch as the individuals serving on the Board of Directors

for the RDA are the same as elective officers of the city. He summarized that, in general, the audit was very positive and the only negative items felt to be needing attention were addressed in a cover letter with the audit. Councilman Linnell challenged the date of the letter and indicated that the delay between the preparation of the letter and its delivery could reflect negligence on the part of the Council. Notwithstanding, Councilman Linnell made the motion that the audit be accepted as presented and that the auditors be instructed to put the report in final form for distribution. Councilman Bingham seconded the motion which carried unanimously.

STATUS REPORT ON CABLE TV REQUESTED.

Councilman Linnell requested that a status report on the installation of cable TV in the city be included on the January 11th agenda.

The meeting adjourned at 9:17 p.m. on a motion made by Councilman Linnell and seconded by Councilman Bingham.

John

jr

MAYOR

Robert F. Jensen

 CITY RECORDER