

Minutes of the regular meeting of the City Council held January 3, 1990 at 7:10 p.m. in the Council Chambers of the City Hall, Bountiful, Utah, following a meeting of the Redevelopment Agency.

Present:	Mayor:	Bob Linnell
Council Members:	C. Harold Shafter, Rene Coon, Bob Gramoll, Barbara Holt, and Leslie T. Foy	
	City Manager:	Tom Hardy
	City Attorney:	Layne B. Forbes
	City Engineer:	Jack P. Balling
	City Recorder:	Arden F. Jenson
	Dep. Recorder:	Lois Hoskins
	Planning Director:	Jon Reed Boothe.
	Rec. Secretary:	Nancy T. Lawrence

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.

Mayor Linnell called the meeting to order, following which Councilman Shafter led the pledge of allegiance to the flag. The invocation was given by Councilman Gramoll.

Minutes of the regular meeting of the City Council held December 20, 1989 and the special meeting of the Council held January 1, 1990 were presented and unanimously approved as amended on a motion made by Councilman Shafter and seconded by Councilman Foy.

EXPENDITURE AND EXPENSE REPORTS APPROVED FOR THREE PERIODS

Mr. Jenson presented the Expenditure and Expense Reports for the following periods, with respective totals: December 1-14, 1989--\$64,676.87; December 15-21, 1989--\$436,232.14; and December 22-28, 1989--\$40,561.90. Mr. Jenson and Mr. Hardy responded to questions from the Council, following which the three reports were unanimously approved on a motion made by Councilman Gramoll and seconded by Councilman Shafter.

APPROVAL GIVEN TO PUBLIC MEETING NOTICE SCHEDULE - 1990 CALENDAR YEAR

Mr. Hardy reviewed that the City is required to annually provide a calendar of the Public Notice for City Council and RDA meetings. He went over the schedule which has been followed in the past (work/action meeting on the first Wednesday of each month, action meetings on the second and fourth Wednesdays, RDA meeting on the third Wednesday, and no meeting on fifth Wednesdays or Thanksgiving eve) and suggested that this same schedule be adopted for 1990. Councilman Shafter made a motion to this effect, Councilwoman Holt seconded the motion and voting was unanimous.

REQUEST FOR HORSE AND CARRIAGE OPERATION IN BOUNTIFUL - LOREN MILLER

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Mr. Hardy reported that a request has been made for a horse and carriage operation within the city limits, a business for which the city has no provisions for regulation. He said that Salt Lake City and Farmington have adopted rules and regulations regarding this type of business and the staff has recommended that if approval were given to this operation, that it should be restricted from 400 North, 500 South, Orchard Drive, 200 South 500 West, and other major collector streets.

Loren Miller, proprietor of Carriage Horse Livery, said that this business is operating in Salt Lake City and Farmington, and that he participated in development of the ordinance regarding the business in Salt Lake City. The purpose of the business is to provide an avenue for individuals to certify as a coachman. He reviewed basic criteria which is contained in the Salt Lake City ordinance and said that he favors using Main Street and 100 West for this operation. Councilman Foy suggested that the portion of 200 West between Center Street and 300 North Street are rich in Bountiful history and that this area would be appropriate for a part of the route. Mr. Miller said that the business would provide three main services: (1) a historical tour; (2) a unique setting for a special date or proposal; and (3) a social activity.

Councilwoman Holt made the motion that this request be reviewed by the Traffic Safety Committee, Councilman Gramoll seconded the motion and voting was unanimous. It was the consensus of the Council to approve the general idea of the business; however, Councilmen Gramoll and Shafter opposed the suggestion from Mr. Miller that a 5-year exclusive license be granted.

COUNCIL AFFIRMS POSITION ON KERN RIVER/WYCAL PIPELINE; NOTICE TO BE INCLUDED ON UTILITY BILLS

Dave Brown, Director of the Bountiful Hills Residents and Concerned Citizens Association, Inc. (BHRCCA, Inc.), approached the newly formed Council for affirmation of the City's position regarding the Kern River/Wycal pipeline which is proposed to be located along the foothill area east of the City. He reviewed that this group is presently working on a project to acquire signatures of opposition to the pipeline, as well as other avenues of opposition and requested the assistance of and affirmation from the Council and Mayor.

On behalf of the City Council, Mayor Linnell reaffirmed that the City has taken a position of opposition to the location of the pipeline. Councilwoman Holt suggested that the utility bill could be used as a means of informing citizens where petitions are available for signature and she made a motion to that effect. It was noted that citizens should also be informed that if they have already signed one petition, they should not sign again. Councilman Foy seconded the motion and voting was unanimous.

COUNCIL APPROVES AMENDMENTS TO INTERLOCAL COOPERATION AGREEMENT WITH WEST BOUNTIFUL--SHOPKO PROJECT AREA

Mayor Linnell referred to the amendments to the Interlocal Cooperation Agreement with West Bountiful (ShopKo Project Area) which were discussed and recommended for approval by 3 (C.C. minutes January 3, 1990)

the Redevelopment Agency and he called for a motion from the Council to ratify this action. Councilman Shafter made a motion for approval with authorization for the Mayor and City Recorder to sign, Councilman Gramoll seconded the motion and voting was unanimous.

STUDY SESSION TO REVIEW ORGANIZATION OF CITY, BUDGETING & FINANCING OF CITY, RELATIONSHIP OF CITY TO STATE LAW, AND HOLDING OF MEETINGS (OPEN MEETING LAW/EXEC. SESSIONS)

Mr. Hardy reviewed the Organizational Chart of the city, which is headed by the citizens. It was noted by Councilman Foy that the Historical Commission should be included in line with the Power and Planning Commissions, and Councilman Gramoll suggested that the Engineering Department be shown as a leg under the Public Works Director.

Mr. Hardy explained that the budgeting system used by the City is set up by the State and he briefly presented the organization of the budget and major revenue sources, the accounting process, and the reports which are prepared each month. Purchasing is done within each department, with Council approval being required for expenditures greater than \$10,000.00. Independent auditors are hired to perform annual audits, as required by state law.

Mr. Forbes reviewed the relationship of the city to state law, noting that the city has no inherent powers, but exists only as recognized by the state. Title X of the State statute contains the powers of the city, which relate to the peace, health, welfare and safety of its citizens. He explained that ordinances are a local law for which a penalty can be prescribed if there is a violation, and resolutions generally express the opinion and mind of the City Council in such matters as setting rates, fees, and personnel policies and guidelines.

Mr. Forbes said that most of the Council's meetings will be open and require a quorum of 3 or more. Closed or executive sessions are held, as per the open meeting law, to discuss the acquisition of real property, litigation, and personnel.

APPROVAL GIVEN TO COUNCIL COMMITTEE ASSIGNMENTS

Mayor Linnell explained that he analyzed the Council committees assigned by Mayor Stahle, and is making recommendations for committee assignments to provide as much continuity as possible. The following assignments were recommended, with the individual listed first to serve as chair for that committee:

Public Safety & Finance	Bob Linnell, Bob Gramoll and Harold Shafter
Water & Sewer	Rene Coon, Barbara Holt, and Bob Linnell
Traffic Safety, Streets, and Sanitation	Bob Gramoll, Leslie Foy, and Rene Coon
Planning, Zoning,	Leslie Foy, Harold Shafter, and Bob Gramoll
Parks, Recreation, Fine Arts	Barbara Holt, Rene Coon, Leslie Foy
Power	Harold Shafter, Barbara Holt, and Bob Linnell

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Councilman Gramoll made a motion that these committee assignments be approved,

Councilman Shafter seconded the motion and voting was unanimous.

It was brought up that Councilman Shafter has previously served on the Economic Development Committee for the South Davis area and Mayor Linnell requested that he continue to serve in that capacity. It was also noted that two members of the Council are asked to serve on the Historical Preservation Commission and at the request of the Mayor, Councilman Foy and Councilwoman Holt agreed to accept this responsibility.

TERMS OF POWER AND PLANNING COMMISSIONS TO BE CONSIDERED NEXT WEEK

Mayor Linnell said that he is in the process of visiting with the existing Power Commissioners and (some of whom have served for a number of terms, and whose appointments have not been kept current) and he will bring this matter back to the Council next week with recommendations. Length of terms for the Planning Commission and the current status of the membership of the Planning Commission will also be discussed next week. He stated that his philosophy for service by appointment in the City is that there are many people with talents and abilities who would like to serve and he would like to give opportunity for service to many, with a general criteria of 8 years (or two terms) of service being the maximum.

MISCELLANEOUS FROM MAYOR

Mayor Linnell mentioned that the small Council conference room (located east of Mr. Forbes' office) will be available as a study/work area for the Council.

A Council retreat was scheduled for the Council and staff on Saturday, February 3, 1990, from 8:30 a.m. to 3:00 p.m. for the purpose of determining goals and getting a feeling of Council and staff attitudes.

The meeting adjourned at 9:18 p.m. on a motion made by Councilman Gramoll and seconded by Councilwoman Holt.