

Minutes of the regular meeting of the City Council held May 22, 1991 at 7:00 p.m. in the Council Chambers of the City Hall, Bountiful, Utah.

Present:	Mayor Pro Tempore:	Renee Coon
	Council Members:	C. Harold Shafter, Barbara Holt, and Leslie Foy
	City Manager:	Tom Hardy
	City Prosecutor:	Russell Mahan
	City Engineer:	Jack P. Balling
	City Treasurer:	Ira H. Todd
	Planning Director:	Jon Reed Boothe
	Dep. Recorder:	Kim Coleman
	Rec. Secretary:	Nancy T. Lawrence
	Dept. Heads:	Dick Duncan, Streets/Sanita. Neal Jenkins, Parks/Rec. Jerry Lemon, Fire Clifford Michaelis, Power David Wilding, Water/Sewer
	Absent:	Mayor: Bob Linnell
	Councilman:	Bob Gramoll
	City Attorney:	Layne B. Forbes
	City Recorder:	Arden F. Jenson

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 Pro-tem Coon called the meeting to order, following which Councilwoman Holt led the pledge of allegiance to the flag. The invocation was given by Councilman Shafter.

Minutes of the regular meeting of the City Council held May 15, 1991 were presented and unanimously approved as amended on a motion made by Councilman Foy and seconded by Councilman Shafter.

EXPENDITURES AND EXPENSES APPROVED FOR PERIOD MAY 10-15, 1991

Mr. Coleman presented the Expenditure and Expense Report for the Period May 10-15, 1991 in the amount of \$46,862.24 and responded to questions from the Council. These expenditures were unanimously approved on a motion made by Councilman Foy and seconded by Councilman Shafter.

CONSIDER FINAL APPROVAL OF BRIDLEWOOD SBDVN., PLAT 6-- 4050 SOUTH 140 WEST-CLARK JENKINS, DEVELOPER

Mr. Balling reported that there are several corrections which need to be made on this plat and that this item will be placed on the Agenda of the next regular City Council meeting.

FINAL ACCEPTANCE GRANTED TO BRIDLEWOOD SBDVN, PHASE 4

Mr. Balling reported that Bridlewood Subdivision, Phase 4 (6 lots on Monarch Drive located at the intersection of Monarch Drive and Bridlewood Drive) has been completed and inspected and meets the City specifications. He recommended that final acceptance be given, that the bond be released, and that the City take over the normal responsibilities of maintenance and upkeep. Councilman Foy made a motion to this effect, Councilman Shafter seconded the motion and voting was unanimous.

BID FOR POOL BLANKET AWARDED TO C.E.M. MAINTENANCE

Mr. Balling reported that bids were opened for a 'pool blanket for the swimming pool with three bidders responding. It is staff recommendation that the bid be awarded to low bidder, C.E.M. Maintenance, in the amount of \$18,571.50. Although this item exceeds the budget estimate as determined in the agreement with the Utah Energy Commission, there will be a deduction for the cost of upgrading the lighting and the total project will be close to budget. Councilwoman Holt made a motion for approval, Councilman Shafter seconded the motion and voting was unanimous.

CONSIDER RECLASSIFICATION REQUEST- POWER DEPARTMENT

Mr. Hardy reviewed that departments within the City annually compare the positions within their departments with like positions in other cities to determine if salary adjustments need to be made. As part of this process, Mr. Michaelis did a study this year and has found some adjustments which need to be done in the Power Department this year. (Although a number of positions would be affected, none of the changes would be in excess of 5 percent). Mr. Michaelis stated that the proposed reclassifications were discussed at length by the Power Commission and it is their recommendation that the reclassification request be approved.

Councilwoman Holt asked why this information did not come forth earlier in the budget process. Mr. Michaelis indicated that he had chosen to complete the study himself and time constraints prevented it from being done sooner. Although some changes were anticipated and accounted for in the Contingency Fund, the extent of proposed changes were not anticipated and had he realized the impact of the study, Mr. Michaelis stated that he would have prioritized this effort. Councilwoman Coon asked what the dollar amount of the reclassification would be and Mr. Michaelis indicated \$46,673.00. It is the recommendation of the Power Commission and staff that the Contingency Fund (balance of \$49,180.00) be used to cover this change. Councilwoman Coon asked if the contingency was put at that figure in anticipation of the reclassification request and Mr. Michaelis stated "no".

Councilman Shafter noted that in addition to performing his duties at the Power Department, Mr. Michaelis sits on three power boards (ICPA, IPA and UAMPS) which give great benefit to the City, recognizing justification for the delay in completion of the study. He also noted that the recommendation from the Power Commission was unanimous and he reasoned that if reclassification is not accomplished with the 1991-92 budget, it will have to go another year and would not be in the best interest of the employees who are affected.

Councilman Foy made a motion to approve the reclassification request as recommended by the Power Commission, and Councilman Shafter seconded the motion. The motion failed for lack of a majority with Councilwomen Coon and Holt voting "nay". Councilwoman Holt stated that her negative vote was based on the rationale that it would not be fair to other city employees to make changes within one department this late in the process.

CONSIDER 1991-92 BUDGET - ENTERPRISE FUNDS

Mr. Hardy stated that the enterprise funds comprise more than 60 percent of the 1991-92' budget. Ninety-two percent of the revenue for this budget is derived from user fees, with impact fees, reserves, interest income and a transfer from the general fund providing the remaining revenue. All the funds are self-supporting with the exception of the recreation fund (ice skating rink and swimming pools) which receives an 18 percent subsidy.

The enterprise funds operate on an accrual basis and an effort is made to just break even--no profit or loss--with the exception of the Light and Power Department, where a 20 percent transfer to the General Fund and Capital Improvement funds is anticipated annually. Further discussion was tabled until after the public hearing scheduled at 7:30 p.m.

PUBLIC HEARING TO CONSIDER ORDINANCE AMENDMENT-- AUTOMOTIVE SERVICE FACILITIES

Mr. Boothe reviewed that a request has come from Mr. Bob Thurgood to build an automotive service facility on a corner lot at 200 North 500 South and since the existing ordinance requires that automotive service bays "not front on a public street", he has petitioned to have the ordinance amended. He reviewed Ordinance No. 91-4 entitled "AN ORDINANCE AMENDING TITLE IV, CHAPTER 12.1, SECTION 207 B4, OF THE REVISED ORDINANCES OF BOUNTIFUL, UTAH, 1965, AS AMENDED, RELATING TO WALLS AND SCREENING DEVICES, BY DELETING THE REQUIREMENT THAT SERVICE BAYS IN AUTOMOTIVE SERVICE FACILITIES SHALL NOT FRONT ON ANY PUBLIC STREET", and reported that it is the recommendation of the Planning Commission (four to one majority vote) that this ordinance be adopted.

Cathy Izatt, a member of the Planning Commission, stated that she felt the amendment should be approved only if other regulations are put in place which would protect the beauty of the city. Councilwoman Holt expressed concern that over-regulation might discourage businesses from locating in Bountiful. Councilman Foy pointed out that the ordinance prohibiting service bay frontage on public streets has only been in place a short time and the majority of these types of businesses are non-conforming. He also noted that this might be an instance when the ordinance (as presently exists) might not be in the best interest of the community. Mayor Pro-tem Coon stated that she would prefer to approve the proposed amendment after other protections are put in place. Councilman Foy made the motion that Ord. No. 91-4 be adopted and that the Mayor and City Recorder be authorized to sign it. Councilwoman Holt seconded the motion which carried by a majority; Mayor Pro-tem Coon voted nay.

ORDER TO SHOW CAUSE ON BEER LICENSE - CIRCLE K AND HARDY'S ENTERPRISES ON 500 SOUTH

Mr. Mahan reported that some of the information which had been given to the representatives of Circle K and Hardy's Enterprises relative to the public hearing scheduled this evening was mixed up and he requested that the public hearing be continued to the next regular meeting (June 5th) , with Circle K scheduled at 7:30 p.m. and Hardy's Enterprises at 7:45 p.m. He noted that the underlying factors in the cases are correct. He also verified that representatives from both businesses were in attendance this evening. Councilman Shafter made the motion that the hearings be continued as recommended, Councilwoman Holt seconded the motion and voting was unanimous.

CONSIDERATION OF 1991-92 BUDGET CONTINUED

Mr. Hardy asked for input or questions regarding the Enterprise Fund budgets which he introduced earlier in the meeting and noted that Mr. Wilding, Mr. Michaelis, Mr. Duncan, and Mr. Jenkins were in attendance to field questions. Mr. Hardy also noted that there have been some calls from the commercial garbage haulers who are desirous of continuing to provide this service in Bountiful and they will be in attendance at the budget hearing on June 12th. Councilwoman Holt asked several questions regarding the proposed commercial garbage collection service that the City is considering. It was clarified that hazardous materials will be sorted from the garbage prior to collection and it is anticipated that the City will assist in disposal of these materials. If the Council decides to implement the collection of commercial garbage, the budget anticipates this service to be in added in January, 1992.

Councilman Shafter commented on the fence at the golf course which has been placed as a buffer between the course and a residence. He requested that Mr. Mahan research the record to see if there is a precedent on this matter.

David Piggott, citizen, made several comments on the proposed budgets and Mr. Hardy responded. The total budget for the City will be presented at the public hearing on June 12th for final input.

MISCELLANEOUS

Councilman Foy asked for clarification on the action regarding the proposed reclassification request by the Power Department. Mr. Hardy stated that the motion failed for lack of a majority and if further consideration were to be given, it would be appropriate to do this at the June 12th hearing.

Councilman Foy also reported that the Utah Heritage Foundation had a successful home tour in Bountiful and he expressed appreciation for the exposure which Bountiful received through this effort.

The meeting adjourned at 8:36 p.m. on a motion made by Councilwoman Holt and seconded by Councilman Shafter.