

Minutes of the regular meeting of the City Council held May 6, 1992 at 7:00 p.m. in the Council Chambers of the City Hall, Bountiful, Utah.

Present:	Mayor Pro Tempore:	Leslie Foy
	Council Members:	Harold Shafter, John Cushing, Barbara Holt and Leslie Foy
	City Manager:	Tom Hardy
	City Attorney:	Layne Forbes
	City Engineer:	Jack Balling
	City Recorder:	Arden Jenson
	City Treasurer:	Ira Todd
	Planning Director:	Jon Reed Boothe
	Rec. Secretary:	Nancy Lawrence
	Department Heads:	Jerry Lemon, Fire Clifford Michaelis, Power
Absent:	Mayor:	Bob Linnell
	Councilwoman	Renee Coon

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 Foy called the meeting to order, following which Chief Lemon led the pledge of allegiance to the flag. The invocation was given by Mr. Todd. The visiting Boy Scouts were recognized and Mayor Pro-tem Foy reviewed with them the information pertinent to their citizenship merit badge.

Minutes of the regular meeting of the City Council held April 22, 1992 were presented and unanimously approved as written on a motion made by Councilman Cushing and seconded by Councilman Shafter.

#### **EXPENDITURES AND EXPENSES APPROVED FOR PERIOD APRIL 17-27, 1992**

Mr. Jenson presented the Expenditure and Expense Report for the Period April 17-27, 1992 which totaled \$400,907.92. The Mayor Protem called for discussion, and there being none, this report was unanimously approved on a motion made by Councilman Shafter and seconded by Councilwoman Holt.

#### **APPROVAL FOR SPRING HOLLOW AT THE WOODS CONDOMINIUMS-- TABLED FOR ONE WEEK**

Mr. Balling reviewed that in the last City Council meeting the request for approval for Spring Hollow at the Woods condominiums (3900 South 400 East--Clark Jenkins, developer) was referred back to the Planning Commission for their review of a gate agreement. The Planning Commission has recommended acceptance of the gate agreement, subject to the following conditions:

1. The gate must never be locked;

2. Construction plans of the gate to be approved by the Fire, Public Safety, and Engineering departments;
3. There must not be any obstructions in front, behind, or by the side of the gate to allow the gate to swing open freely at all times.
4. The above conditions should be included in the gate agreement prior to it being presented to the Council for approval.

It is the recommendation of the staff that the agreement be modified as recommended by the Planning Commission and brought back for approval at the next meeting. Councilwoman Holt made a motion to table this matter to allow for the agreement to be modified as recommended. Councilman Shafter seconded the motion.

Councilman Cushing inquired as to how this agreement will be monitored and Mr. Balling explained that it will be done by the Fire Department as part of their routine inspections. Voting on the motion was unanimous.

#### **ORD. NO. 92-2 ADOPTED RE: AMENDMENT TO DANCE HALL ORDINANCE**

Mr. Forbes reviewed that an ordinance was adopted a few weeks ago which provided that 14-year-olds could attend a public dance without being accompanied by their parents. It has been recommended by the mayor, police department and staff that the following additional provision be required: the peace officer required to be present must be a Category I Police Officer in his/her peace officer uniform. Following a short discussion, Councilman Shafter made the motion that Ord. No. 92- 2 entitled "AN ORDINANCE AMENDING TITLE 5, CHAPTER 3, SECTION 103, OF THE BOUNTIFUL CITY CODE, RELATING TO THE AGE REQUIREMENTS OF DANCE HALLS" be adopted and that the mayor and city recorder be authorized to sign it. Councilman Cushing seconded the motion and voting was unanimous.

#### **TENTATIVE BUDGET FOR 1992-93 PRESENTED**

Mr. Hardy presented the Tentative Budget for the 1992-93 Fiscal Year which is balanced at \$32,938,572, including all transfers between funds (\$25,509,538.00 after transfers between funds). This budget is up 5.9% before transfers and 4.2% after transfers from the budget for the previous year. He noted that the increases are due primarily to a large capital improvement budget.

He reviewed the following budget highlights:

- (1) There is no increase in any of the general taxes of the city, including property tax, franchise tax, and sales tax.
- (2) A decrease in power rates of 2% due to a decrease in the contribution from the electrical fund to the capital improvement fund of the city (a reduction of \$230,000 in revenue).

and increase in cemetery rates (the first in five years) necessary to continue operation of the cemetery fund as an enterprise operation.

(4) An increase in golf course green fees, effective Spring, 1993 (from \$6 to \$7 for nine holes). Punch passes and other discounts for frequent and resident golfers will assure a significant reduction in the cost of golfing.

(5) The addition of two full-time personnel (one in the Fire Department and one in the Water Department)

(6) A 2 1/2% market salary adjustment for all full-time, permanent personnel, as well as reclassifications (both up and down, not to change more than 5%) of 23 employees.

(7) Major improvements to the city's electrical system, including upgrades at the 138 Kv and central substations.

(8) Reconstruction of 400 East from 500 South to 400 North (including undergrounding of all utilities and installation of concrete street surface).

(9) Construction and installation of a new water reservoir to serve the Stone Ridge Subdivision.

Mr. Hardy recommended that the tentative budget be adopted tonight and that the following schedule of hearings on the budget be approved:

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| 1. Review of all general, capital, and debt service funds               | May 13, 7:30 p.m.  |
| 2. Review of all enterprise funds                                       | May 20, 7:30 p.m.  |
| 3. Public Hearing on the 1992-93 Budget, adopt budget, and set tax rate | June 10, 7:30 p.m. |

Councilman Shafter questioned the rationale for increasing golf fees and urged that fees not be raised just because neighboring courses have done so. Mr. Hardy explained that the increase was necessary to maintain the self-supporting operation of the course and allow improvements to be made .

Mr. Hardy expressed appreciation to the department heads, Mr. Jenson and Kim Coleman, and the Council Committees for their efforts in the budget preparation. He said that an effort has truly been made in honoring the financial and management stewardship which has been given to these individuals.

### **TENTATIVE 1992-93 BUDGET ADOPTED AND PUBLIC HEARINGS ON THE BUDGET SCHEDULED**

Councilman Cushing made a motion to adopt the Tentative 1992-93 Budget and set the public hearings as recommended. Councilman Shafter seconded the motion and voting was unanimous.

### **PUBLIC HEARING SET TO REOPEN THE 1991-92 BUDGET**

Councilwoman Holt made a motion to set a public hearing on June 10, 1992 at 8:00 p.m. to re-open the 1991-92 budget and make any modifications which may be necessary.

Councilman Shafter seconded the motion which carried unanimously.

Councilwoman Holt thanked Mr. Hardy, the staff and department heads for the fine job which has been done in preparation of the budget. She referred to the proposed 2% decrease in power rates and commented that this (rate reductions) does not happen very often in governmental situations. She praised the department heads and staff for their sensitivity to the public and their desire to work in the best interest of the citizens of the city. She also expressed appreciation for the time and patience which the department heads have exhibited as she worked through the budget process. Mayor Protem Foy commented that the statement of Councilwoman Holt reflects the feelings of each council member.

### **REVIEW OF TITLE 6 OF CITY CODE**

Mr. Forbes referred to Title 6 of the City Code which is composed of 13 chapters (including water pollution, water and sewer service, non-payment of utility accounts and service to newly annexed areas or previously not served by the city, waste water system regulations, pressure irrigation, excavation on streets and public properties, existing utilities, franchises, parks and recreation, and municipal improvement district act). He said that very few changes have been made to this portion of the Code and the substance between the old and new Code is basically the same.

Discussion focused on the manner in which rates are set and the fee schedules for water and sewer service. For the benefit of those visiting the meeting, the Mayor Pro-tem explained that the city is in the process of updating the City Code. He expressed appreciation to the staff for the time and effort which is going into this project. No action was required.

### **RECOGNITION GIVEN TO KAYOR, POLICE CHIEF, FIRE CHIEF, AND CITY MANAGER BY TEMPLE GROUNDBREAKING COMMITTEE**

Mayor Pro-tem Foy reported that he met with members of the Temple Groundbreaking Committee yesterday and they requested that he recognize the city officials and staff for the fine way in which they worked and the many hours that went in to helping the groundbreaking services be so successful. As a means of expressing thanks, a plaque containing a small shovel was presented to Mayor Linnell, Mr. Hardy, Chief Lemon (Fire Department) and Chief Higgins (Police Department).

The Committee also requested that a general expression of thanks be given to each individual who helped make this event a success. Those who attended were also recognized by the reference of almost no litter left at the site and no safety or security problems.

The meeting adjourned at 7:49 p.m. on a motion made by Councilman Shafter and seconded by Councilman Cushing.