

Minutes of the regular meeting of the City Council held October 26, 1994 at 7:00 p.m. in the Council Chambers of the City Hall, Bountiful, Utah.

Present:	Mayor:	John Cushing
	Council Members:	Samuel R. Fowler, Barbara Holt, William P. Moore, C. Harold Shafter and Ann Wilcox
	City Manager:	Tom Hardy
	City Prosecutor:	Russell Mahan
	City Engineer:	Jack Balling
	City Recorder:	Arden Jenson
	City Treasurer:	Galen Rasmussen
	Planning/RDA Dir.:	Blaine Gehring
	Police Chief:	Larry Higgins
	Recording Secretary:	Nancy Lawrence
Absent:	City Attorney:	Russell Mahan

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 Cushing called the meeting to order, following which Councilwoman Holt led the pledge of allegiance to the flag. The invocation was given by Councilman Moore.

Minutes of the regular meeting of the City Council held October 12, 1994 were presented and unanimously approved as corrected on a motion made by Councilman Shafter and seconded by Councilwoman Wilcox.

Minutes of the regular meeting of the joint meeting of the City Council and Planning Commission held October 19, 1994 were presented and unanimously approved as corrected on a motion made by Councilwoman Holt and seconded by Councilman Fowler.

EXPENDITURES AND EXPENSES APPROVED
FOR TWO OCTOBER PERIODS

Mr. Jenson presented the Expenditure and Expense Report for the Period October 1-13, 1994 in the amount of \$348,261.26 and the staff responded to questions regarding the equipment which was stolen from the Water Department. He then presented the October 14-20 Expenditure Report which totaled \$567,213.90 as corrected. Councilman Moore motioned for approval of the two expenditure reports, Councilman Shafter seconded the motion and voting was unanimous.

HEARING ON ORDER TO SHOW CAUSE - FRED MEYER

At 7:10 p.m. Mayor Cushing opened the hearing to consider the Order to Show Cause regarding the illegal sale of alcoholic beverages to minors by the Fred Meyer business. Mr. Barneck reviewed that the Police Department conducts quarterly compliance checks on all businesses that have a license to sell beer. The purpose of the check is to determine if beer is being sold to minors. The policy of the council has been to consider suspension or revocation of the beer license if a business fails two of three consecutive checks. Fred Meyer failed the checks on March 21, 1994 and September 22, 1994. The product purchased on September 22, 1994 was "Zima", which the clerk did not know was alcoholic.

Mr. Barneck explained that there are a number of alcoholic beverages whose packaging is similar to non-alcoholic drinks and several failed compliance checks have involved these beverages. Therefore, on June

23, 1994 Chief Higgins and Detective Tim Ross provided all license holders with a written notice that they should educate their employees in this regard.

Mr. Barneck also reviewed that the Fred Meyer business had previously failed two compliance checks, and subsequently had their beer license suspended by the City Council on April 28, 1993.

Martin Christensen, Fred Meyer manager, expressed concern that the illegal sales had been made and reviewed the training procedures which are followed for all checkers. He also noted that he did not see the purpose of suspending their beer license inasmuch as the volume of sales from alcoholic beverages is a very small part of the Fred Meyer business.

Following discussion by the Council and with no further input from those in attendance, Councilman Shafter made a motion that the beer license of Fred Meyer be suspended commencing October 29, 1994 at 00:01 a.m. and continuing for a 60-day period. He said that the rationale for a 60-day suspension was based on the fact that this is the second appearance before the Council in two years and the extended period of time (60 days) might be more effective in delivering the message that the sale of alcoholic beverages to minors is not to be tolerated.

RECOMMENDATIONS FROM TRAFFIC SAFETY COMMITTEE CONSIDERED

Code Enforcement Ordinance for (a) Parking on street over-night in winter; (b) Snow removal from sidewalk; (c) Trees obstructing signs or traffic.

At the request of Mr. Mahan, this item was tabled to a future meeting.

Crossing Guard and Traffic Signs at Oakhills Elementary School. Mr. Balling reported that it is the recommendation of the Traffic Safety Committee that a crossing guard be approved for the intersection of Lakeview Drive at Canyon Crest Drive immediately. He explained that the warrant has been met and the proper school crossing advance signs have been placed. Since it is a 4-way stop, the stop signs should have a message sign, "All Ways" posted under the stop sign. Councilwoman Wilcox motioned for approval of the recommendation as presented. Councilman Shafter seconded the motion and voting was unanimous.

Mr. Balling noted that the next three items are all related to traffic concerns in conjunction with the upcoming open house and dedication of the LDS temple and each matter has also been reviewed by the Open House Transportation and Parking Committee, headed by Gordon Jensen who is in attendance this evening.

Pedestrian Crossing at Entrance to the Temple at 500 South Bountiful Boulevard. Mr. Balling explained that during the Temple Open House there will be about six busses stopping at the north entrance to the temple for loading and unloading of visitors. The Temple Committee has requested a pedestrian crossing at this location. It is the recommendation of the Traffic Safety Committee and staff that the pedestrian crossing be approved on a temporary basis. Following the open house, other changes might be considered. Councilwoman Wilcox made a motion to support this recommendation. Councilman Moore seconded the motion and voting was unanimous.

Place "Left Turn Only" Sign and "Do Not Enter" Sign on Temple View Drive. Mr. Balling reviewed that during the temple open house the traffic is proposed to move clockwise around the temple on Temple View Drive. This will allow for parking entrance and exit to the underground parking garage at the temple without a conflict of traffic. The temple Traffic Committee requests that traffic move one way during the open house and

dedication of the temple and the signs be posted on Bountiful Boulevard at the north end of Temple view Drive to facilitate this traffic movement.

Councilwoman Wilcox motioned for approval of the signs as recommended and the oneway traffic on Temple View Drive during the open house and dedication. Councilman Fowler seconded the motion and voting was unanimous.

Mayor Cushing suggested that everyone, including residents on the street, be required to follow this traffic pattern during the open house and he requested that the citizens in this area be properly notified of the traffic plan. Mr. Jensen stated that he would coordinate with Chief Higgins to make sure the local residents are properly informed. Mr. Balling expressed concern that street parking might result in local driveways being blocked. Mr. Jensen stated that four volunteers will be on duty during all hours of tours to patrol Temple View Drive in an effort to avoid such problems.

Place "No Parking" Signs on Temple View Drive on the Temple Side of the Street. Mr. Balling reported that it was the recommendation of the Traffic Safety Committee to place "No Parking" signs on Temple View Drive to prevent the conflict of traffic on a minor residential street. However, the church Traffic Committee has requested that parking be permitted in front of the temple on Temple View Drive **during the open house and dedication.** Inasmuch as this street will have one-way traffic, it is the recommendation of the staff to support the church Traffic Committee during the open house and then to re-evaluate the situation after the open house and dedication when normal traffic patterns can be monitored.

Councilwoman Holt noted that when the Planning Commission considered this matter, the observation was made that if the street is posted "No Parking", this condition would apply to local residents also and could be very inconvenient for them. Councilwoman Wilcox made a motion that parking restrictions not be imposed at this time and that the street be monitored after the open house and dedication to determine if there is a problem with parking Councilman Shafter seconded the motion and voting was unanimous.

Mr. Balling reviewed that the Council recently recommended that stop signs be placed on 1300 East to allow the free movement of traffic along 400 North up Bountiful Boulevard. A number of residents in the area have called regarding the traffic hazard that is created by this traffic pattern because of the poor sight distance to the west on 400 North. Therefore, after further study, it is the staff recommendation that **stop signs be installed on 400 North** (instead of 1300 East) to allow 1300 East traffic free movement through the intersection. In the future if the traffic volume increases to the point that Bountiful Boulevard needs to be assigned the through movement, a traffic study will be made to re-construct the intersection.

Mr. Balling stated that a four-way stop has also been suggested by local residents because of their concern to control speed. However, he emphasized that the function of stop signs is not speed control and if the 4-way stop is placed, it should be the outcome of meeting the warrant and assigning the traffic. Councilwoman Wilcox motioned that the stop signs be installed on 400 North Street as recommended during the open house and dedication and that after that time the street be closely monitored for the possibility of a 4-way stop. Councilman Shafter seconded the motion and voting was unanimous.

Mr. Jensen complimented the city officials and staff for the assistance, guidance, and cooperation 'as it relates to the upcoming open house. He said that the recommendations and cooperation will be very meaningful to those who visit the temple during the open house and dedication.

COUNCIL COMMITTEE REPORTS

Councilman Moore related an experience he had with regard to the 25 mph speed limit on 400 North Street and he asked if it would be possible to enforce this speed. Chief Higgins affirmed that the 25 mph speed is requisite to the safety of the local community with the anticipated increase in traffic. He said that a strong effort will be made by the Police Department to enforce this speed.

Councilwoman Holt requested an update on the Main Street redevelopment program. Specifically she asked that the following questions be addressed: Where are we with the project? Where have the funds been used? Is the project still active? Is the \$182,000 for signs still available? She also asked for an update on the possible acquisition of the old post office to be used by the art center. Mr. Hardy suggested that the RDA-related items be addressed on the upcoming third Wednesday (November 16). Fred Montmorency will soon be ready to present a report to the city regarding the feasibility of a new public safety building and the art center location can be discussed at that time.

Councilman Fowler complimented Mr. Hardy on his recent letter regarding foothill development, noting that his coverage of the subject was very extensive.

Councilwoman Wilcox extended an invitation to the Council and staff to attend the Pumpkin Patch being sponsored by the Youth City Council this coming Saturday night (October 29th). The event will last from 6-10 p.m.

Councilwoman Holt commented on the recent success the city had in collecting hazardous waste from residents and the Mayor thanked the Clipper representative for the additional press which was given for the fall clean-up.

The meeting adjourned at 8:09 p.m. on a motion made by Councilman Fowler and seconded by Councilman Shafter.