

Minutes of the regular meeting of the City Council held Wednesday, June 7, 1995 at 7:00 p.m. in the Council Chambers of the City Hall, Bountiful, Utah.

Present:	Mayor	John Cushing
	Council Members	Samuel Fowler, William Moore, Barbara Holt, Ann Wilcox
	City Manager	Tom Hardy
	City Engineer	Jack Balling
	City Recorder	Arden Jaenson
	Deputy City Recorder	Kim Coleman
	Planning Director	Blaine Gehring
	Police Chief	Paul Rapp
	Water Dept. Supt.	David Wilding
	Recording Secretary	Ellen Call
Excused:	Council Member	Harold Shafter
	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, recognizing the visiting Boy Scouts, following which Blaine Gehring led the pledge of allegiance to the flag. The invocation was given by Tom Hardy.

Minutes of the regular meeting of the City Council held May 24, 1995 and special meeting held May 31, 1995 were presented and unanimously approved as written on a motion made by Councilman Sam Fowler and seconded by Councilman Bill Moore.

EXPENDITURES AND EXPENSES APPROVED
FOR PERIODS MAY 19-25 AND MAY 26-28,1995

Mr. Jenson presented the Expenditure and Expense Reports for the period May 19-25, 1995 in the amount of \$63,659.38 and for the period May 26-28, 1995 in the amount of \$58,299.90. After a brief discussion by the Council, these expenditures were approved by unanimous vote on a motion made by Bill Moore, seconded by Ann Wilcox.

INSURANCE POLICY RENEWALS APPROVED

Tom Hardy reported that the City received a proposal to renew the excess insurance coverage, as well as the property and casualty insurance and worker's compensation. He reviewed the coverages and premiums as proposed by Olympus Insurance, copies of which had been sent to the Council members for review. Premiums as proposed are:

Excess General Liability	\$120,092
Public Officials E & O	19,150
Law Enforcement	23,406
Workers Compensation (above \$250,000)	18,517

Mr. Hardy reported that during the time the City has been self-insured, there has not been a claim go beyond the self-retention limit. However, the premiums are to purchase coverage for the City in the event of a catastrophic loss, inasmuch as the City operates a number of enterprises that have potential risk and liability. Staff recommends approval of the above renewals, as well as renewal of the property insurance. The carriers are all highly-rated companies, and have been recommended by Olympus Insurance.

In response to a question by Councilman Moore, Mr. Hardy responded that Bountiful City's \$500,000 retention amount is considerably higher than many municipalities, some of which go as low as \$25,000. However, it is rare for a city

under 50,000 population to have more than \$250,000 of selfinsured retention. Bountiful City is actually paying less premium-wise than most cities for this excess coverage, as to lower the coverage from \$500,000 to \$250,000 would result in a 40% increase in premium. Comparing what we would pay for premium versus what the City has suffered in losses, it has been wise to carry the high limits of risk.

In answer to Councilmember Holt's question regarding increasing the limit from \$5 million to statutory on workers compensation, Mr. Hardy explained that statutory is basically unlimited, or whatever the Industrial Commission assigns as a settlement.

Councilmember Moore made a motion to approve the 1995-96 insurance proposal renewals as explained, seconded by Councilmember Holt, and the voting was unanimous.

ORDINANCE ADOPTED PROHIBITING SKATEBOARDING AND ROLLERBLADING IN PUBLIC PARKS

Tom Hardy reported that there has been considerable damage done in the new North Canyon Park by skateboarders to picnic tables, planter boxes, and other facilities. Also, citizens from the surrounding neighborhood have called to City Hall with comments and complaints that they and their children do not feel comfortable at the park because of the aggressiveness of the skateboarders and rollerbladers. The police have attempted to patrol the park periodically, but as soon as they leave the skateboarders return. Therefore, the staff recommends passing an ordinance to prohibit skateboarding and rollerblading in all public parks.

Councilmember Fowler stated that he had been to the park with his family and observed first-hand the damage that had occurred and the aggressive behavior of the skateboarders. Mayor Cushing, too, had visited the park and was equally as concerned with the safety issue as with the property damage, and suggested that in enforcing the ordinance our police officers should use good judgment as they consider the over all safety of everybody and monitor not only the skateboarders and rollerbladers, but bicyclists as well. Councilmember Moore also reported on his visit to the park and his observations with regard to skateboarders.

Sam Fowler made a motion that Ordinance 95-10, AN ORDINANCE PROHIBITING SKATEBOARDING, ROLLER SKATING AND ROLLER BLADING IN CITY PARKS, be adopted. Barbara Holt seconded the motion and the voting was unanimous in favor of the ordinance.

Councilmember Holt asked if the City has a policy regarding bicyclists. She had also visited the park and watched youth riding bikes along the paths and on the areas that had recently been planted. Mr. Hardy assured her that signs would be posted in the parks, specifically stating which activities are prohibited. At present, the City has no prohibition against riding bicycles in a city park; however, if it becomes a problem that, too, will be outlawed.

In answer to Councilmember Moores question regarding enforcement of Ordinance 95 -10, Chief Rapp stated that it would depend somewhat on allocations of time and manpower availability. The Police Department is currently receiving two to three complaints a day on the park. Councilmember Wilcox asked if perhaps Officer Julie Wilcox could initiate a neighborhood watch group in the area, and Chief Rapp reported that Officer Wilcox is presently preparing a series of reports for the Clipper in the hopes that a newspaper format would be successful in curbing the damage in our public parks.

PURCHASE OF BACKHOE APPROVED FOR WATER DEPARTMENT

Dave Wilding reported that it is necessary for the Water Department to replace one of their backhoes. Bids have been received and it is recommended that approval be given to purchase a new backhoe from the low bidder, Scott Machinery, for \$63,560. The old backhoe will either be sold or used as a trade-in. Councilmember Moore made a motion to accept the bid as submitted by Scott Machinery, seconded by Councilmember Wilcox, and the voting was unanimous in favor.

APPOINTMENTS MADE TO PLANNING

COMMISSION AND BOARD OF ADJUSTMENT

The terms of two members on the Planning Commission expire July 1, and Mayor Cushing recommended that Dick Drescher and Mark Green be re-appointed to serve for another term, running from July 1, 1995 to July 1, 1999. Also, he made the recommendation that Sydnie Shurtliff be moved up from her service as an alternate member of the Board of Adjustment to be a full member of that board, replacing K. D. Simpson, for a term of five years, from July 1, 1995 to July 1, 2000. He also recommended that Kevin Murray be appointed to serve as an alternate member on the Board of Adjustment to complete the unexpired term of Syd, from July 1, 1995 to July 1, 1999. Barbara Holt made a motion to accept the Mayor's recommendation as presented, Ann Wilcox seconded, and the voting was unanimous.

ORDINANCE 95-11 ADOPTED TO REVISE ZONING ORDINANCE RE: FLAG LOTS

Mayor Cushing opened the Public Hearing at 7:34 p.m. to consider a revision to the Zoning Ordinance. Blaine Gehring explained that flag lots were permitted in the recent change to the Zoning Ordinance to replace the Planned Dwelling Group in the old ordinance. Because of problems in transfer of ownership on those lots, the flag lot provision was adopted in August of 1993. Recently a problem developed when the owner of an approved flag lot presented his plan to place two duplexes on the property. This raised the concern of accessibility for that many units down a small road, so the proposed amendment is to clarify that flag lots are to be for single-family residential purposes only. The Planning Commission has reviewed this change and makes a favorable recommendation to the Council. There were no comments from the audience, and Mayor Cushing closed the public hearing.

Councilmember Holt made a motion to grant the revision to the Zoning Ordinance by adopting Ordinance 95-11, AN ORDINANCE AMENDING SECTION 14-14-106 OF THE BOUNTIFUL CITY CODE TO ALLOW THE CREATION OF FLAG LOTS FOR SINGLE-FAMILY RESIDENCES ONLY. Council member Moore seconded the motion and the voting was unanimous.

CIL COMMITTEE REPORTS

Mayor Cushing reported that he had furnished the Council members a copy of a letter he received from Steve McNees, President of the National Association of Letter Carriers, thanking the City for their support of the recent carriers food drive. It was very successful.

The Mayor reminded the Council that there will be a ribbon-cutting at 10 o'clock Friday morning at Redcon, I st North and Main. They recently renovated the Lakewoods Furniture building with the assistance of a loan obtained through the revolving loan fund of the RDA. Tom Hori, through the Mayor, expressed his thanks for the cooperation and help he received from the RDA board and the Planning Department in helping with their expansion.

There are some activities coming up in connection with the Olympic Bid announcement, and Bill Moore has been assisting, as well as Ann Wilcox and the Youth Council. Ann reported that the celebration will begin with a Mountain Fuel truck picking up flags from each city, to be taken to Salt Lake for a ceremony that will be conducted at 5:45 p.m. on Thursday, June 15. Bountiful's ceremony will take place on Wednesday, June 14, beginning with a 5K run starting at the Bountiful Tabernacle at 8:45 a.m. Registration for this race, which is open to the public, will be at 8:15 a.m. Mayor Cushing and Police Chief Rapp will be among those participating. At 9:30 a.m., there will be a brief ceremony on the Tabernacle steps where our Bountiful City flag will be picked up. On Thursday, June 15, two of our Youth Council members will represent the City by parading the flag and displaying it with the other Utah city flags.

Ann Wilcox reported on activities of the Youth Council. They conducted a track meet for the 5th and 6th graders at Washington Elementary School which was highly successful. They also planted flowers, which were supplied by our Parks Department, at the Meadows Convalescent Center.

Sam Fowler reported that the monument to be placed in front of the post office could possibly arrive in Bountiful on Saturday or Monday, and will be put in place and covered, to be ready for the unveiling on Saturday, June 17.

Councilman Fowler also reported on discussions at the recent meeting of the Parks and Recreation Committee. (1) A proposed land lease arrangement of surplus cemetery property by resident Loren East will be placed on next week's City Council agenda for consideration. (2) The Committee had discussed the idea of lowering the age of seniors for use of

the golf course from 60 to 55, but decided to leave it at 60.

The meeting adjourned at 7:47 p.m. by unanimous vote on a motion made by Barbara Holt, seconded by Bill Moore.