

Minutes of the regular meeting of the City Council held August 23, 1995 at 7:00 p.m. in the Council Chambers of the City Hall, Bountiful, Utah.

Present:	Mayor:	John Cushing
	Council Members:	Samuel Fowler, Barbara Holt, William Moore, Harold Shafter and Ann Wilcox
	City Manager:	Tom Hardy
	City Attorney:	Russell Mahan
	City Prosecutor:	Matthew Barneck
	City Engineer:	Jack Balling
	City Recorder:	Arden Jenson
	City Treasurer:	Galen Rasmussen
	Planning/RDA Director:	Blaine Gehring
	Dept. Heads:	Dick Duncan, Streets/Sant. Paul Rapp, Police Clifford Michaelis, Power
	Recording Secretary:	Nancy 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 Cushing called the meeting to order, following which Mr. Barneck led the pledge of allegiance to the flag. The invocation was offered by Mr. Jenson.

Minutes of the regular meeting of the City Council held August 16, 1995 were presented and unanimously approved as written on a motion made by Councilman Moore and seconded by Councilman Shafter.

EXPENDITURE AND EXPENSE REPORT APPROVED FOR PERIOD AUGUST 11-17,1995 APPROVED

Mr. Jenson presented the Expenditure and Expense Report for the Period August 11 17, 1995 in the amount of \$151,185.12. He responded to questions from the Council, following which Councilman Shafter made a motion to approve the expenditures. Councilwoman Wilcox seconded the motion and voting was unanimous.

APPROVAL GIVEN TO PURCHASE 4-WHEEL DRIVE VEHICLES FOR POLICE AND ENGINEERING DEIFTS.

Chief Rapp reported that two 4-wheel drive vehicles were included in the budget (at \$22,500 each) to replace two vehicles. Invitations to bid were sent to eight dealers and two bids were received. The low bid was from Ken Garff Ford, Murray, in the amount of \$20,548.90/each. However, due to maintenance and performance problems with the Ford products currently being used by the Police Department, it is recommended by staff to accept the bid from Dan Eastman (Bountiful) for two Jeep Cherokee's at \$21,115.00 (including tradein). He noted that in the past the Council has allowed a 5 % variance for local dealerships in an effort to support them.

Mr. Balling stated that the Engineering Department had also budgeted to purchase a replacement 4-wheel drive vehicle and inasmuch as this bid is lower than the State bid, he requested that a third vehicle be approved at the same price. In response to a question from Councilwoman Holt, Mr. Balling said that the difference between budget and the expenditure could be taken from the summer intern budget. Councilman Moore motioned to approve the purchase of three (3) 4-wheel drive Jeep Cherokees from Dan Eastman in the amount of \$63,345 (\$21,115/ea.). Councilman Shafter seconded the motion and voting was unanimous.

PUBLIC HEARING TO CONSIDER AMENDMENTSJM SECTIONS OF ZONING ORDINANCE - SIDE & REAR YARD REMREMENTS AND SWIMMING POOLS

At 7:55 p.m. Mayor Cushing opened the public hearing to consider amending the zoning ordinance regarding

side and rear yard requirements for accessory buildings and swimming pools. Mr. Gehring explained that there is a conflict between the Uniform Building Code and the City ordinance as it relates to side and rear yard requirements for accessory buildings. The proposed change would resolve this conflict and allow the sideyards as designated in the UBC. He noted that the definition of a swimming pool needs to be refined to provide for above-ground pools and swimming spas to help us better protect residents from accidental drownings. He reviewed the proposed changes and reported that they come with a positive recommendation from the staff and Planning Commission.

Mayor Cushing called for input from those in attendance; there was none. Councilwoman Holt made a motion to adopt Ordinance No. 95-19 entitled AN ORDINANCE AMENDING SECTIONS 14-4-109E., 14-5-109 E., 14-6-109 E., 14-4-109 H, 14-5-109 H. AND 14-6-109 H. OF THE BOUNTIFUL CITY CODE AND AMENDING SECTIONS 147-105 AND 14-8-105 D. OF THE BOUNTIFUL CITY CODE BY CHANGING THE SIDE YARD REQUIREMENTS FOR ACCESSORY BUILDINGS IN ALL RESIDENTIAL ZONES, AMENDING THE DEFINITION OF SWIMMING POOL IN SECTION 14-3-102 OF THE BOUNTIFUL CITY CODE, AND ADDING A NEW SECTION 14-14-117 TO THE BOUNTIFUL CITY CODE PROVIDING FOR SEMI-PRIVATE SWIMMING CLUBS AND RECREATION FACILITIES, and authorize the Mayor and City Recorder to sign it. Councilman Moore seconded the motion and voting was unanimous.

CONSIDER BID AWARD FOR CONCRETE WORK XT CENTRAL SUBSTATION

Mr. Michaelis reported that three contractors submitted bids for the block wall, curb, gutter, and miscellaneous concrete work for the rebuilding of the Central Substation and the addition of a handicap ramp in the front of the Power Department office building. It is the recommendation of staff and the Power Commission that the low bid from Beck Street Construction in the amount of 471,847.00 be approved. There is \$200,000 budgeted for this project and the control room. Councilman Shafter made a motion to award the bid as recommended. Councilman Fowler seconded the motion and voting was unanimous.

CONSIDER APPROVAL OF UAMPS AMENDED AND RESTATED AGREEMENT

Mr. Michaelis stated that the City Council had been advised of the merger of the Intermountain Consumer Power Association (ICPA) and Utah Associated Municipal Power systems (UAMPS). Toward that end, over the last several months, the "ByLaws" Committee of UAMPS has been reviewing the "Restated Agreement for Joint and Cooperative Action (JAA) and ByLaws." Pursuant to that review, the By Laws Committee recommended to the Board of Directors that the JAA and ByLaws be amended. Subsequently the Board of Directors approved the amendments. UAMPS is now seeking approval of such amendments by each individual City that is a member of the organization. He reviewed the Executive summary of these proposed changes and stated that the Power Commission and staff recommend approval by the Council.

In response to a question from the Council, Mr. Michaelis stated that participation in UAMPS is on a cafeteria approach--each entity may choose the projects they wish to participate in and there is no liability or risk in projects they are not a part of. Following discussion, Councilman Shafter made a motion to accept Resolution No. 95-3, entitled A RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF THE UTAH ASSOCIATED MUNICIPAL POWER SYSTEMS AMENDED AND RESTATED AGREEMENT FOR JOINT AND COOPERATIVE ACTION; AND RELATED MATTERS. Councilman Moore seconded the motion and voting was unanimous.

BIDS AWARDED FOR VARIOUS STREET DEPARTMENT PURCHASES

Mr. Duncan reported that bids were opened this week for the purchase of several -pieces of equipment, and he recommended that the following low bids be approved:

Two 1-ton Cabs and Chamis. Low bid from Young Chevrolet in the amount of \$46,766.00 (State bid). The budgeted amount was \$42,000.00. Councilwoman Wilcox motioned approval as recommended. Councilwoman Holt seconded the motion and voting was unanimous.

Two 8-foot 3.53 Cubic Yard Sandera. Low bid from A & G Truck Equipment Company in the amount of \$7,500. The budgeted amount was \$8,400.00. Councilwoman Wilcox motioned that the bid be awarded as recommended, Councilman Moore seconded the motion and voting was unaniamous.

One 10-foot, 6-Cubic Yard Sander. Low bid from Holland Equipment in the amount of \$5,636.00. Budgeted amount was \$6,900.00. Councilwoman Wilcox made a motion to approve the bid as recommend. Councilman Shafter seconded the motion and voting was unanimous.

Three 12-foot Snow Plows. Low bid from Holland Equipment Company in the amount of \$9,477-00. Budgeted amount was \$3,750.00 each. Councilwoman Wilcox motioned to approve this bid. Councilman Shafter seconded the motion and voting was unanimous.

APPROVAL GIVEN FOR RECLASSIFICATION AND NEW JOB DESCRIPTIONS

Mr. Hardy reported that the Mayor and Council have met with the respective committees and it is recommended that the following job reclassifications be made:

Payroll Administrator, to Junior Accountant~~Payroll Administrator,~~ with a corresponding grade increase from Grade 9 to Grade 12.

Assistant Sulgrintendent/Administration, to Shop/Fleet Supervisq_r, with a decrease in grade from Grade 16 to 15.

Executive Secretary 1, at the Street Department, to Office Manager at the Street Department, with a corresponding grade increase from 6 to 8.

Effination of the mechanic Leadman position, and creation of an additional Mechanic position, with a corresponding decrease in grade from Grade 13 to Grade 11

The last three reclassifications are as a result of the retirement of Bob Bruhn. It is the recommendation of Mr. Duncan that a restructuring would more efficiently cover the job duties which Bob previously performed. All combined, there would be a slight decrease in the payroll as a result of all of these reclassifications in the Street Department.

Councilman Moore made a motion to approve the reclassifications as presented. Councilwoman Wilcox seconded the motion and voting was unaniinuous.

PRESENTATION OF YEAR-END FINANCIAL REPORT- RON HARKER, ADMINISTRATIVE INTERN

Mr. Harker presented the year-end "Soft Close" for the 1995 fiscal year and explained that it is considered "soft" because the books will be subject to minor changes following the external audit. He said that it reflected payment of all expenditures; however, there are a couple estimated revenues yet to be received. He noted a large variance in the General Fund (10), largely due to a transfer of \$250,000 from the "Sales and Use Tax-General" account to the capital improvement fund so as to reduce the general fund Fund Balance (to comply with the 18 % limit on fund balance). These funds will be used for projects in the Five-Year Capital Improvement Plan, which includes the new public safety building. Mr. Hardy noted that the "Soft Close" report will be very close to the final accounting and gives the Council an early view of the year-end results. He complimented Mr. Harker for the fine job he did on the report and thanked him. Councilwoman Holt also expressed appreciation for the report and Mayor Cushing thanked Mr. Jensen, Mr. Rasmussen, and Mr. Coleman for their assistance with this project.

EXECUTIVE SESSION APPROVED

At the request of the Mayor, Councilman Moore made a motion to approve an executive session for the purpose of discussing the acquisition of real property. Councilman Shafter seconded the motion and voting was unanimous.

The meeting adjourned at 8:32 p.m.