

Minutes of the regular meeting of the City Council held May 15, 1996 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, Alan Johnson, Harold Shafter and Ann Wilcox
	City Manager:	Tom Hardy
	City Attorney:	Russell Mahan
	City Engineer:	Jack Balling
	City Recorder:	Arden Jenson
	City Treasurer:	Galen Rasmusson
	Dep. City Recorder:	Kim Colman
	Department Heads:	Dick Duncan, Streets/Sanitation Neal Jenkins, Parks/Recreation Clifford Michaelis, Power David Wilding. Water/Sewer
	Recording Secretary:	Nancy Lawrence

Official Notice of this meeting had been given by posting a written notice of sa 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 Councilman Shafter led the pledge of allegiance to the flag. The invocation was offered by Councilman Johnson.

Minutes of the regular meeting of the City Council held May 8, 1996 will be presented for approval at the next regular meeting.

**EXPENDITURES AND EXPENSES- APPROVED
FOR PERIOD MAY 1-9, 1996**

Mr. Jenson presented the Expenditure and Expense Report in the amount of \$532,092.86. He explained one correction, following which the report was unanimously approved on a motion made by Councilman Fowler and seconded by Councilwoman Wilcox.

**PRELIMINARY AND FINAL APPROVAL GRANTED TO
REQUEST FOR LOT SPLIT, 3218 SOUTH 675 WEST**

Mr. Balling reviewed the request of Alan Packard (who was in attendance) to split Lot 23, Block 6, Irfred Park Subdivision, 3218 South 675 West, in order to create a new building lot. He said that the Planning Commission has reviewed this lot split and recommends preliminary and final subdivision approval subject to the following conditions:

1. Submit a final corrected plat along with a current title report for review by the City Engineer and City Attorney.
2. Payment of a County storm detention fee of \$337.46 (\$2,100/acre x .1607 acres).
3. Payment of the water and sewer connection fees at the time the building permit is issued.
4. Payment of a \$60.00 checking fee (\$30.00 per lot).
5. Payment of all recording fees.

Following a brief discussion. Councilman Fowler made a motion to approve the lot split as requested and recommended. Councilman Shafter seconded the motion and voting was unanimous.

FINAL APPROVAL GRANTED TO CEMETERY SUBDIVISION, PLAT H

Mr. Balling explained that the City cemetery superintendent has requested the platting of the cemetery into burial lots to finish off the west section of the cemetery. The plat contains 96 burial spaces. It is the recommendation of

staff to approve this subdivision. Councilman Fowler made a motion to approve Cemetery Subdivision, Plat H, Councilman Johnson seconded the motion and voting was unanimous.

**APPROVAL GIVEN TO AMEND PERSONNEL POLICY
TO PERMIT ACCRUAL OF VACATION FOR
FULL-TIME EMPLOYEES**

Mr. Mahan reported that in the past new employees have not been awarded any vacation time until they have worked for one full year. It is recommended that the Personnel Policies and Procedures be amended to provide that new employees accrue vacation time as they earn it each month, beginning with the first day of their employment. Mr. Mahan responded to questions from the Council. Councilman Shafter made a motion to amend the personnel policy as explained, and that this be done by adopting Resolution No. 96-2 entitled A RESOLUTION AMENDING THE PERSONNEL POLICIES AND PROCEDURES OF THE CITY OF BOUNTIFUL TO PERMIT ACCRUAL OF VACATION LEAVE FROM THE FIRST DAY OF EMPLOYMENT. Councilwoman Holt seconded the motion and voting was unanimous.

INSURANCE POLICIES RENEWED FOR 1996-97

Mayor Cushing said that Mr. Mahan and Mr. Rasmussen were asked to review the City's self-insurance program to determine the adequacy of the City's coverage. Mr. Mahan reported that a number of entities which offer insurance were contacted to compare rates and policies. He said they found rates have come down substantially and that it would be a good time to increase the amount of coverage which the City has, if the Council chose to do so. He also explained that in addition to being self-insured with a reserve fund of \$3 million, the City has a general liability excess policy for risks between \$500,000 and \$5,000,000. The largest suit filed against the City in the past has been \$2.5 million. Because of the favorable rates, Mr. Mahan noted that the City might change the limits of this coverage to \$10 million for an additional cost of \$20,576. However, he said that he and Mr. Rasmussen both believe the City is adequately covered with the coverage of \$500,000 to \$5 million. The choice is whether to stay with the present coverage and save \$20,000= a year; or increase coverage to \$10 million and pay the \$20,576.00.

Based on the study of the policies, Mr. Mahan presented the f4 recommendations for coverage for 1996-97, commencing July 1, 1996:

(1) The regular commercial insurance be continued with Royal Insurance Company for \$37,710, and that the excess DIC policies for earthquake and flood be placed with Hartford Specialty Insurance Company for \$15,000.

(2) The Workers Compensation insurance be continued with Employer's Reinsurance Corporation for \$17,000.

(3) The excess liability insurance be continued with States Insurance, but that coverage be expanded to \$250,000 to \$10,000,000 (with a retention level of \$100,000 on law enforcement and errors and omissions), for a total premium of \$124,501. Also, it is recommended that the City of Bountiful become actively involved in the management and direction of States Insurance by regular participation in management and decision-making opportunities.

Discussion followed regarding the kinds of claims which might be filed against the City. Mr. Mahan summarized that the decision is a matter of philosophy as to the level of protection which the City should have. The upper limits for excess liability insurance of other Utah cities was discussed. Councilwoman Wilcox made a motion to accept the recommendation as presented by Mr. Mahan, with the exception that excess liability insurance be continued at \$5 million, which will result in a total premium of \$103,925.00 for excess liability. Councilman Shafter seconded the motion and voting was unanimous.

PROPOSED 1996-97 ENTERPRISE FUND BUDGETS REVIEWED

Mr. Hardy reviewed that the Enterprise funds are those that are supported by those who use the service. They include Water, Sewer, Power, Golf Course, Recreation, Landfill, Sanitation, and Cemetery. These budgets account for a major portion of the total City budget (proposed at \$24,753,000 for the coming year). In contrast to the General Fund, these funds are more capital intensive. They also have a smaller number of full-time employees than does the general

fund.

Mr. Hardy recognized the department heads who were in attendance and thanked them for the work which goes into preparation of the budget. He then asked for questions. Councilman Johnson asked about the large increase in the Power Department budget for the Echo plant. Mr. Michaelis explained that the dam spillway is being re-surfaced this year and as a user of the water, Bountiful participates in this expense.

COUNCIL COMMITTEE-REPORT

Mayor Cushing thanked the reporter from the Clipper for the recognition which was recently given to the City Manager.

Councilman Fowler reported that the open house hosted by the South Davis Sewer Improvement District was a very fine event and that he got an educational walk-through of both sewer plants. He complimented Arnell Heaps, Bountiful's representative on the Board, and Dal Wayment, the general manager, on the work they are doing.

Mr. Hardy recognized Councilwoman Wilcox for her efforts on the Olympic Torch event. Mayor Cushing noted that the program at the 400 North Park was one of the former things the City has done and he thanked those who had taken part. Councilwoman Wilcox thanked the City staff who worked with her, mentioning specifically Neal Jenkins and Brent Thomas.

The meeting adjourned at 7:54 p.m. on a motion made by Councilman Shafter and seconded by Councilwoman Holt.