

Minutes of the regular meeting of the City Council held January 10, 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
	Asst. City Engineer:	Paul Rowland
	City Recorder:	Arden Jensen
	City Treasurer:	Galen Rasmussen
	Planning/RDA Director:	Blaine Gehring
	Recording Secretary:	Nancy Larwence
Absent:	City Engineer:	Jack Balling

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 Councilman Johnson led the pledge of allegiance to the flag. The invocation was offered by Councilwoman Holt..

Minutes of the regular meeting of the City Council held December -13, 1995 were presented and unanimously approved as written on a motion made by Councilman Shafter and seconded by Councilman Johnson. Minutes of the regular meeting of the City Council held August 16, 1995, previously approved, were amended to clarify the wording and these minutes were unanimously approved on a motion made by Councilwoman Wilcox and seconded by Councilman Shafter.

EXPENDITURES AND EXPENSES APPROVED FOR FOUR DECEMBER PERIODS

Mr. Jensen presented the following Expenditure and Expense Reports, with respective totals: December 1-14 - \$506,775.77; December 15-22 - \$357,773.56; December 23-31 \$769,196.42; and Summary for December - \$3,026,194.16. He reviewed one correction to the annotation (not affecting the total) and then responded to questions from Councilwoman Holt regarding the payments on the Main Street project and the landfill facility improvements. Neither of these projects have had a final payment made. Councilman Shafter asked about the asbestos payment for the Jaycee building and it was noted that this building will be used by the Fire Department. Following discussion, all expenditures were unanimously approved on a motion made by Councilman Fowler and seconded by Councilwoman Holt.

PRESENTATION TO FORMER COUNCIL MEMBER WILLIAM P. MOORE

Mayor Cushing recognized former councilman William P. Moore and dunked him for his faithful service to this community. He explained that Mr. Moore had been appointed from a field of 45 well-qualified citizens to fill an unexpired council term. He read a Resolution of Appreciation which cited accomplishments of the City during Councilman Moore's tenure and recognized him (Councilman Moore) for his diligent service and professional manner and expertise. The Mayor then presented him with a Certificate of appreciation. Mr. Moore expressed appreciation to the Mayor, Council, Mr. Hardy, the staff, and all employees of the City, and stated that this experience had been one of the highlights of his life.

REPORT ON SOUTH DAVIS SEWER DISTRICT- ARNELL HEAPS

Arnell Heaps, Bountiful's appointed representative on the South Davis Sewer Board, presented a

report to the Council which focused on the growth and development of the District since 1960. He presented a payment schedule of the bonds issued in 1989, 1990 and 1992, which now have a combined annual payment of \$997,000 at 3.98 percent interest. Based on an assessed valuation of \$100,000, the total monthly cost for residential sewer service in the District is \$9.76. (In Bountiful, the cost is \$9.51/month). He said there are only 23 communities in the State of Utah whose sewer costs are lower, with the average community in Utah paying \$16.50/month for sewer service. He recognized the talent and dedication of the director, Dal Wayment, and personnel at the Sewer District for the success of this operation. Councilwoman Holt asked what the annual income of the Sewer District is and Mr. Heaps said he will bring this information to the Council when he makes his next report.

JED PITCHER REAPPOINTED TO POWER
COMMISSION; CLARENCE (BUD) NESLEN APPOINTED
TO BOARD OF ADJUSTMENT

Mayor Cushing reported that Jed Pitcher has completed a four-year term as Power Commissioner and has expressed a willingness to serve another four-year term. The Mayor recommended that this appointment be made. He also recommended that Clarence (Bud) Neslen be appointed to fill the remainder of Michael Sant's term as an alternate member of the Board of Adjustment. (Mr. Sant passed away in December). Councilman Shafter made a motion to approve these two appointments, Councilwoman Wilcox seconded the motion and voting was unanimous.

MEETING SCHEDULE FOR 1996 APPROVE

Mr. Hardy reviewed the proposed meeting schedule for the City Council for 1996 and recommended that it be adopted. Regular meetings are scheduled for the first, second and fourth Wednesdays of each month, with a Redevelopment Meeting on the third Wednesday. The Council will not meet on the fifth Wednesday of any month, nor will it meet on July 24, November 27, or December 25. Any exceptions to this schedule will be advertised by legal notice to the public in accordance with UCA 52-4-6. Councilman Johnson made a motion to approve the meeting schedule as presented. Councilwoman Holt seconded the motion and voting was unanimous.

CONSIDER PRELIMINARY AND FINAL APPROVAL
FOR ORCHARD CREST ESTATES SUBDIVISION -
SMITH-BRUBAKER, DEVELOPERS

This item tabled at the request of the developer.

PUBLIC HEARING SCHEDULED TO CONSIDER
REZONING OF PROPERTY AT 2084 SO ORCHARD DR.,
MARK ARNOLD, APPLICANT

Mr. Gehring reported that the Planning Commission has reviewed the request of Mark Arnold to rezone the property at 2084 South Orchard Drive from C-G to R-3-16 and unanimously recommends that a public hearing be scheduled to consider this matter on February 7, 1996 at 7:30 p.m. Councilman Fowler made a motion to set the hearing as recommended, Councilman Shafter seconded the motion and voting was unanimous.

REVIEW OF PROPOSED STATE LEGISLATION

Mr. Hardy explained that specific legislation which will be considered by the State Legislature is not yet available in written form; however, an overview of items which will impact municipalities was discussed today by Senator Beattie in a meeting scheduled by the League of Cities and Towns. Of major significance is a proposal to cut taxes, although the specific form of the cut is not known. Another proposal is being made by the Taxpayers Association which would limit the authority of all cities to levy business licenses or business license fees. Since all cities are different and should be treated differently, this proposal is not favored by the League. The League is recommending that a Blue Ribbon Task Force be organized to study local funding and that the revenue stream not be changed until that study is completed.

Mr..Hardy reviewed that there are a number of retirement plan bills and some put the city in a position

of opposing our own employees. He reviewed the proposed retirement benefits for fire and police personnel and the position being recommended by the League. He said that as the bills are prepared, he will make them available to the Council as requested.

Mayor Cushing thanked Mr. Hardy for his dedication and expertise in the legislative process and recognized him as a leader in the State in this regard. He said that the Council is invited to meet weekly with the League to discuss current legislation. Meetings are in the Senate Office Building, Room 110, on Mondays at 12 noon. Councilman Shafter asked why a tax cut is planned when funding is needed for road construction and maintenance. Mr. Hardy explained that even though there is a proposed tax cut, the budget will increase. The tax cut is necessary because the revenues are increasing more rapidly than required for the proposed budget.

Councilwoman Wilcox reported that the Bountiful Youth Council will be supporting a bill sponsored by Senator Montgomery to increase the tax on cigarettes. This revenue would then be used to educate youth on the ill effects of tobacco.

**MULT-JURISDICTIONAL MUTUAL AID FIRE
AND EMERGENCY MEDICAL PROTECTION
AGREEMENT RENEWED**

Mr. Hardy reviewed that Bountiful has participated in a Multi-jurisdictional Mutual Aid Fire and Emergency Medical Protection Agreement with Salt Lake City, West Valley City, Midvale, Murray, Sandy, Draper, South Jordan, Riverton, South Salt Lake, Orem, Bluffdale, Alta, Park city Fire Service District, South Davis Fire District, and West Jordan for the past five years. The Agreement has expired and he recommended that an identical agreement be renewed for the next ten years. He reviewed that this Agreement provides for the participants to assist each other in times of emergency, by request, and that when a jurisdiction responds, they pay all their own costs (salary, workers compensation, etc.) In response to a question from Councilwoman Holt, Mr. Mahan stated that he has reviewed the Agreement and recommends approval. Councilman Shafter made a motion to approve the Multi-jurisdictional Mutual Aid Agreement as presented, with authorization for the Mayor and City Recorder to sign it. Councilwoman Holt seconded the motion and voting was unanimous.

Councilman Johnson commended the Boy Scouts for their excellent demeanor and their patience.

The meeting adjourned at 8:07 p.m. on a motion made by Councilman Shafter and seconded by Councilwoman Wilcox.