

Minutes of the regular meeting of the City Council held May 8, 1996 at 7:00 p.m. in the Council Chambers of the City Hall, Bountiful, Utah following a meeting of the Redevelopment Agency.

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 Prosecutor:		Mike Nielsen
City Engineer:		Jack Balling
City Recorder:		Arden Jenson
City Treasurer:		Galen Rasmussen
Dep. City Recorder:		Kim Colman
Planning/RDA Director:		Blaine Gehring
Department Heads:		Dick Duncan, Street/Sanitation Neal Jenkins, Parks/Recreation Jerry Lemon, Fire Paul Rapp, Police
	Recording Secretary:	Nancy T. 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. Balling 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 April 24, 1996 were presented and unanimously approved as written on a motion made by Councilman Johnson and seconded by Councilman Shafter.

Minutes of the regular meeting of the City Council held May 1, 1996 were presented and unanimously approved as corrected on a motion made by Councilwoman Wilcox and seconded by Councilman Fowler.

**EXPENDITURES AND EXPENSES APPROVED
FOR PERIOD APRIL 26-30 AND SUMMARY FOR-APRIL**

Mr. Jenson presented the Expenditure and Expense Report for the Period April 26-30, 1996 in the amount of \$226,032.33 and the Summary of Expenditures for the Month of April in the amount of \$2,368,608.21. Following discussion, both reports were unanimously approved on a motion made by Councilman Shafter and seconded by Councilwoman Holt.

**BEER LICENSE OF MAVERIK COUNTRY
STORE SUSPENDED FOR 30 DAYS - 150 S. 200 W**

Mike Nielsen reported that Maverik Country Store, 150 South 200 West, has failed the last three quarterly compliance checks to determine if beer is being sold to minors. As a result, they are before the Council this evening in compliance with an Order to Show Cause regarding the status of their license. He noted that Ron Barker was in attendance to represent Maverik. He said he has researched the records back to 1989 and Maverik had not been cited during that time for failure to comply. Therefore, this incident should be considered as the first offense. Mr. Barker explained that the Maverik store at 150 South 200 West has a very low volume of business and so it has been designated as a training store. Once employees are trained, then they are transferred to other sites. For this reason there is a high turnover of personnel and it becomes a difficult store to manage. Management is very serious in educating employees regarding tobacco and alcohol sales. However, because of the high turn-over rate, citing employees for making illegal sales does not seem to effectively control illegal sales.

Terry Pippen and Denny Clark, area and region managers, were also in attendance. Mr. Pippen reviewed the

training programs and procedure that is followed when a violation occurs. Mr. Barker pointed out that Maverik corporate headquarters was not aware of the first two of the three illegal sales. Mr. Mahan explained that in each case the clerk was cited and the store manager was notified. Apparently there was a breakdown in communication between the manager and corporate directors. Because of the low volume of business at this store, Mr. Barker asked if a penalty could be cited, but then have those proceedings taken under advisement for a period of time and the penalty not enforced if there were no further violations.

Councilwoman Wilcox expressed appreciation for the circumstances at this store that make training difficult. However, she said the City would be amiss to not reprimand the store. She made a motion that the beer license of Maverik Country Store be suspended for 30 days, beginning at 12:01 a.m. Sunday, May 12 and automatically reinstating 30 days later. Councilman Shafter seconded the motion and voting was unanimous.

**CLAUDE NIX CONSTRUCTION AWARDED
BID FOR INSTALLATION OF WATER SYSTEMS, 1996**

Mr. Balling presented an abstract of the bids that were submitted for installation of the water systems in the City during the 1996 calendar year. It is the recommendation of staff that the bid be awarded to low bidder, Claude Nix Construction. He said that this company has done work for the city in the past and is very reputable, as well as the fact that they do superior work. Councilman Johnson made a motion to approve the bid from Claude Nix Construction in the amount of \$362,759.15. Councilman Shafter seconded the motion and voting was unanimous.

**PROPOSED 1996-97 GENERAL FUND & CAPITAL
IMPROVEMENT FUND BUDGETS REVISED**

Mr. Hardy presented the proposed 1996-97 General Fund and Capital Improvement Fund Budgets. He summarized that the General Fund is up approximately 4 percent from this year. Part of the reason for this increase is a change in the accounting procedure for telephone, utilities, and maintenance expenses. These items will be distributed to each department based on utilization. Departments with the largest increases are the police, fire, street, and recreation subsidy. (The subsidy for the recreation budget would be the same as last year if the janitorial expenses were not included this year). The major increases in the capital improvements budget are \$5 million for the new police/court building, and \$2 million for the Street Department.

Mayor Cushing asked if there were any questions. He mentioned that the budget has been thoroughly reviewed by the staff and in Council Committees. Councilwoman Wilcox asked about the allocation for public relations in the legislative budget and Mr. Hardy explained that it is for the quarterly newsletter and a video of the City. The police resource program was also discussed. Mr. Hardy explained that the police has a grant application which has not yet been approved and is not in the budget. The grant is for four officers parttime for the junior high schools. This comes as the result of a request from four junior high schools and the program would be funded equally by the school district and the City and would not require adding additional employees. Following further discussion, Councilwoman Wilcox made a motion to approve submission of the grant as explained. Councilwoman Holt seconded the motion and voting was unanimous.

No action was required for the budget discussion.

COUNCIL CONIN11TTEE-REPORTS

Mayor Cushing reported that Mr. Hardy received an award from the Utah Taxpayers Association recognizing his efforts as City Manager. He was the only City Manager in the State to receive this honor.

The meeting adjourned at 8: 11 p.m. on a motion made by Councilwoman Holt and seconded by Councilman Shafter.