Mayor
James Behunin

City Council
James Bruhn
Debbie McKean
Kenneth Romney
Cheryl Searle
Valerie Shaw

West Bountiful City

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West Bountiful, Utah 84087

Phone (801) 292-4486
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City Administrator
Craig Howe

City Recorder
Beverly Haslam

Chief of Police
Randy W. Lloyd

CITY COUNCIL AGENDA

NOTICE IS HERBY GIVEN THAT WEST BOUNTIFUL CITY WILL HOLD THE REGULARLY SCHEDULED CITY COUNCIL MEETING ON TUESDAY FEBRUARY 17, 2009 AT 7:30 P.M. – 550 NORTH 800 WEST, WEST BOUNTIFUL, UTAH.

AGENDA AS FOLLOWS

Invocation/Thought (Limit 2 minutes please)

Pledge of Allegiance – Mayor Behunin

1. Accept Agenda
2. Public Comment (Two minutes per person) or if a spokesperson who has been asked by a group to summarize their comments, five minutes will be allowed).
3. Appoint Cheryl Searle as Mayor Pro-Tem.
4. Recognition of Employee of the Month.
5. Consideration of vehicle allowance for City Administrator.
6. Consider Ordinance #308-08 – An Ordinance amending **Titles 17.16,17.20,17.24** of Municipal Code, addressing set back requirements.
7. Planning Commission Report.
8. Administrative Report – New Hire – Well Report – Budget Schedule - Code Enforcement
9. Approval of minutes of previous meeting.
10. Closed session to:
    a. Discuss the character, professional competence, or physical or mental health of an individual.
    b. Strategy session to discuss pending or reasonably imminent litigation.
11. Discussion – Legal Services
12. Training on Open Meeting Act.
13. Adjournment

According to the American's with Disabilities Act, individuals needing special accommodations (including auxiliary communicative aids and services) during the meeting should contact Beverly Haslam (City Recorder) – 292-4486.

Any resident or property owner in West Bountiful City may request to offer a prayer or thought at the City Council meetings. Please notify Beverly Haslam, City Recorder of West Bountiful City of this desire, twenty four (24) hours before the meeting .

**I certify that this agenda has been posted, delivered to the City Council and sent to Clipper Publishing Company on 2/13/09

Minutes of the regular session of the City Council of West Bountiful City held on Tuesday February 17, at West Bountiful City Hall, Davis County, Utah

Those in Attendance

MEMBERS PRESENT: Mayor James Behunin, James Bruhn, Debbie McKean, Kenneth Romney, Cheryl Searle, Valerie Shaw

STAFF PRESENT: Craig Howe (City Administrator), Beverly Haslam (City Recorder), Randy W. Lloyd (Chief of Police), Nathalie Ellingson (secretary)

VISITORS: Alan Malan (Chair of Historic Commission), Jason Meservy (Trails Committee), Kelly Enquist, Ron Bangerter, Carol Bangerter, Bryce Bangerter, Nathan Taylor, Tristina Bown and Natalie Hogge (Cub Scout Leaders), and Cub Scouts: Logan Caldwell, Braydon Wall, Spencer Jorgensen, Gunner Martin, Cole Salmon, Anthony Wuthrich, and Bubba Hogge.

Called to Order:

Mayor James Behunin of West Bountiful City called this session to order at 7:34 pm.

Invocation by Council Member Debbie McKean, and Pledge of Allegiance led by Boy Scout Nathan Taylor.

1.
Accept Agenda

Mayor Behunin read thru the printed agenda, suggested eliminating Item 4.

MOTION: Debbie McKean of Council moved to keep Item 4 on the agenda.

SECOND: Cheryl Searle of Council seconded the motion

PASSES: voting was unanimous in favor

2.
Public Comment:

Mayor Behunin opened the floor for those wishing to participate in the public comment forum.

West Bountiful resident Ronald Bangerter commented on poor condition of sidewalks on 800 West between 400 North and 1000 North. Mayor stated area was a historic zone for which the Historic Committee is working on designs. Sidewalks would be included in the design, and putting them in now may require them to be torn up later. Mr. Bangerter felt they need immediate attention. Mayor stated broken sidewalks are technically responsibility of homeowners. Mayor asked Historic Committee to move forward with planning.

3.
7:45pm
Appoint Cheryl Searle as
Mayor Pro-Tem

Mayor presented Cheryl Searle for position of Mayor Pro-Tem

MOTION: Council member Ken Romney moved to approve appointment of Cheryl Searle as Mayor Pro-Tem.

SECOND: Council member Debbie McKean seconded the motion.

PASSES: Motion passes unanimously in favor.

4.
7:50pm
Recognition of Employee
of the Month

Chief of Police RandyLloyd nominated Detective Corie Hamilton for Employee of the Month for January for police work leading to closing of several drug-related cases in West Bountiful and Centerville. She was unavailable for this meeting, so will be presented for award at next meeting, along with Employee of the Month for February.

5.
7:55pm
Consideration of vehicle allowance for
City Administrator

City Administrator Craig Howe requested that the vehicle allowance that has been budgeted be authorized for his use since he prefers to use his own vehicle rather than the city vehicles when conducting business. Amount budgeted is currently $425/month.

Discussion was held as to practicality of keeping city vehicles in use as opposed to selling them, and using city vehicles as opposed to providing allowance for use of personal vehicle.

It was proposed that Craig Howe keep a record of mileage used, to be made available at a future meeting when the issue can be revisited.

MOTION: Council member Ken Romney made motion to table issue and revisit it in month or two.

SECONDED: Council member James Bruhn seconded the motion.

PASSES: Motion passes unanimously in favor.

6.
8:10
Consider Ordinance #308-08.
An Ordinance amending Titles
17.16, 17.20, 17.24 of Municipal Code,
addressing set back requirements.

AN ORDINANCE AMENDING CHAPTERS 17.16, 17.20, AND 17.24 OF THE WEST BOUNTIFUL MUNICIPAL CODE ADDRESSING THE SETBACK REQUIREMENTS FOR BUILDINGS CONSTRUCTED WITHIN THE RESIDENTIAL ZONES OF WEST BOUNTIFUL CITY.

City Administrator Craig Howe provided copies of above-mentioned Titles showing proposed amendments.

Council member Ken Romney questioned the deletion of "agricultural buildings" language.

Craig Howe answered that agricultural buildings are understood to be included with references to "accessory buildings"
Housing of animals is included under a different code.

MOTION: Valerie Shaw made motion to accept changes amending Titles 17.16, 17.20, and 17.24 of Municipal Code.

SECOND: Council member James Bruhn seconded the motion

PASSES: Voting was unanimous in favor

7.
8:20pm
Planning Commission Report

Mayor James Behunin invited the visiting Cub Scouts to tell Council the best thing about living in West Bountiful.

Leader Tristina Bown likes the closeness of the community. Natalie Hogge likes the diversity, including farms and horses.

Cub Scouts Logan Caldwell, Braydon Wall, Spencer Jorgensen, Gunner Martin, Cole Salmon, Anthony Wuthrich, and Bubba Hogge gave favorable comments regarding police force, community, schools, baseball fields, and parks.

It was mentioned that Dell Butterfield had applied for amendment to the building moratorium in order to finish the home in Millcreek Meadows. This issue was resolved in last planning commission meeting.

Craig Howe said Planning Commission is looking at southwest side of city and possibility of involving citizens with large properties, the goal being to maintain agricultural flavor of West Bountiful. He is encouraged with plans that are being discussed.

8.
8:30pm
Administrative Report

New Hire - Accountant I - Craig Howe reviewed candidates who applied. Heidi Vordeckers was selected, and starts March 2nd.

Well Report - samples for iron bacteria came up negative

Code Enforcement - requests future discussion of visits to homeowners regarding beautification and code enforcement, specifically liability issues involved. Debbie McKean stated there are steps involved which are working well, and does not feel discussion is necessary. Mayor Behunin does not foresee any confrontational issues. Craig Howe would like to update employee ID badges.

Budget Schedule - Craig Howe is still working in the budget and is waiting to get the department heads together.
-Repairs on heavy equipment could be significant expense
-Water Bond is in. First project is water line on Porter Lane.
Water lines on 1000 North and 400 North will be worked on, also. Jason Burningham has been lobbing in Washington to possibly receive more funds to help with these projects.
-Jason Meservy of Trails Commission is approaching state for additional funding for Rails to Trails. Mayor Behunin asked status of Denver Rio Grande trail. Mr. Meservy referred to a recent meeting held by the Trails Commission, in which it was decided to remove equestrian part of trail as it would bring horses too close to bikers, etc. Not enough funds to pave entire trail yet. Another meeting will be held. Fifth South is under UDOT. Porter Lane being bid out.
-1100 West resurfacing bids: $185,000 bid came in $157,000. About half of funds available for what is needed. There is the potential of using Capital Improvement funds until the B & C road funds come in.
-County renewed contract for animal control, which is $1100 per month for this year. Amount for year is approximately $300 less than amount for last year. Amount allowed is based on two-year average expenditures.

8:40pm
Mayor/Council Reports

Valerie Shaw - potholes on 400 North between 800 West and 1100 West.

Debbie McKean - valve cover to water line missing by the crossing at 1100 West and 400 North, creating hazard for children.

Debbie McKean - Update on courts: John Petroff has legal people drawing up paperwork. There may be issue with having enough prosecutors. Advantage of moving courts to Farmington is they are in session every day, as opposed to Wednesdays only. Procedures would be basically the same; appointments would still be made for court dates. West Bountiful can keep Youth Court

Mayor Behunin requested update on Engineering Services.
-Ken Romney asked Craig Howe to provide expenditures on CRS as of current time. Mayor asked for figures on cost of an in-house engineer. Ken Romney and James Bruhn will work on update for Mayor Behunin this week.

Craig Howe - changes in bookkeeping procedures he has implemented will impact line items in budget.

9.
9:10pm
Approval of minutes of previous meeting

No minutes.

10.
9:15pm
Closed Session

Discuss the character, professional competence, or physical or mental health of an individual - Discuss pending or reasonably imminent litigation.

MOTION: Council member Debbie McKean made motion to move to Closed Session

SECOND: Motion was seconded by Council member Cheryl Searle

PASSES: Voting was unanimous in favor

10:00 pm Closed session adjourned

MOTION: Council member Debbie McKean moved to extend meeting until 10:20pm.

SECOND: Motion was seconded by James Bruhn.

PASSES: Voting was unanimous in favor.

11.
10:05
Discussion of Legal Services

Mayor Behunin stated an option is to go with a legal firm, which is expensive, in order to get better legal services.

Debbie McKean stated for record we do not necessarily need better legal services, just more specialized.

Mayor Behunin stated City will engage attorneys as needed, spending up to what was previously approved. Administration will be presented with amended budget for the second Council meeting in March.

MOTION: Council member Valerie Shaw moved to adjourn meeting

SECOND: Motion was seconded by James Bruhn.

PASSES: Voting was unanimous in favor.

10:20 Meeting Adjourned

MAYOR JAMES BEHUNIN

BEVERLY HASLAM (CITY RECORDER)

NATHALIE ELLINGSON (SECRETARY)