



NORTH BONNEVILLE CITY COUNCIL
Tuesday, March 22, 2011
Minutes

6:31 Workshop Council Do's and Don'ts Training

Low Leigh, WCIA president, gave a review of:

- WCIA's services
- The city's risk profile
- Council's role in administration
- Council's role in land-use
- Liability exposures concerning individual acts
- Other general liability exposures
- Loss trends
- Vignettes on liability

Meeting Call to Order: 7:15 PM

Roll Call

Present: Mayor Don Stevens, Councilors BreAnna Porter, Jim Runkles, Tim Dudley, Jennifer Stratton-Pies
Absent: Councilor Tom Herzig
Staff Present: Clerk / Treasurer John Spencer

Guests Present

Approximately 8 guests were present.

Agenda Changes and Additions

Jim Runkles asked for information on the agenda item regarding a change in a hotel/motel tax request. John explained that the Hot Springs would be presenting information.

Public Hearings

Ordinance 985 – Cable TV Rates

No comments.

Ordinance 981 – IBC Revisions

No comments.

Consent Agenda

The consent agenda included 3/5/11 Council Retreat Minutes, 3/8/11 Council Minutes, 3/16/11 Council Minutes and March 22 Vouchers.

- **Councilor Porter moved to approve the consent agenda items; 2nd by Councilor Stratton-Pies.**

Yes: Councilors Porter, Stratton-Pies, Dudley, and Runkles.

No:

Passed 4 – 0

Guest Presentations

None.

Public Comment

None.

Council Member Comments

Councilor Porter – commented that cable TV rates should cover the utility's expenses.

Mayor Stevens – read an email from Councilor Herzig regarding the practice of excusing absent council members. Councilors Porter, Stratton-Pies and Runkles expressed their feeling that the practice is a good one.

Clerk/Treasurer's Report

Submitted. John noted he needs to review Sewer Plant expenses and asked Council's thoughts on LOCAL vs. EDC loan.

- **Consensus to go with the loan that provides the best interest rate.**

Attorney Report

Attorney Ken Woodrich is on vacation and his attempt to attend via a Skype phone call was unsuccessful. Councilor Runkles asked if Ken has anyone else in his office to cover for him, Mayor Stevens stated he does not.

Unfinished Business

Approval of Collective Bargaining Agreement

- **Councilor Dudley moved to approve the collective bargaining agreement; 2nd by Councilor Stratton-Pies.**

Yes: Councilors Porter, Stratton-Pies, Dudley, and Runkles.

No:

Passed 4 – 0

Councilor Jim Runkles suggested:

Front Page – Change date to December 31, 2011 or 2012

Section 2.1 – Add “as mutually agreed to by employer and union” to the end.

Section 2.2 – strike last sentence. Don recommended adding to the end, “The current City Clerk/Treasurer/Administrator is not part of the union.”

Section 3.1(D) – Asked for the definition of “COPE”?

Section 4.1 – Asked if there is a limit to the leave, and how it is paid?

Section 8.3, Step 2 – Change “and” to “or” and add the words, “whichever is later.”

Section 9.2 – Add definitions for “discipline” and for “just cause.”

Section 11.1 – Change “Workday” to “Workweek.”

Section 13.6 – Noted that 200.4 hours is over 5 weeks of pay. Don pointed out that this can save the city money because the accrual stops – they cash out earlier, at an assumedly lower pay. Discussion ensued.

Section 19.2(B)(3) – change “service” to “serve.”

Section 19.2(b)(5) – Asked whether the 30 days notice is at the end of the year? Don will look into it.

Section 23.4(E) – should read “time and one-half” and “1 ½”

Section 25.2 – Add an “s” on to “consequence” in first line of Tax Implications.

Article 28 – Make sure date matches front.

Schedule A – Bottom line should read, “All law enforcement services are currently contracted with the County” or something similar.

- **Consensus to ask the union to move the date to 12/31/2012 and to make all the above corrections to the Agreement.**

Mayor Don Stevens noted that our labor attorney said we shouldn’t use the word “gift” in section 14.10. He recommended that we remove the words “a gift of” out in the first line, and “gift” out of the second line.

- **Consensus to make this change.**
- **Councilor Stratton-pies removed her 2nd, and Councilor Dudley removed his motion to approve the collective bargaining agreement.**
- **Councilor Runkles moved to table discussion regarding the collective bargaining agreement; 2nd by Councilor Dudley.**

Yes: Councilors Porter, Stratton-Pies, Dudley, and Runkles.

No:

Passed 4 – 0

Change to Hotel Springs Hotel/Motel Request

Natasha and Marfa Scheratski of the Bonneville Hot Springs asked to spend their hotel/motel appropriation on billboards. They hope to secure a rotating advertisement on various billboards.

- **Councilor Dudley moved to allow hotel/motel funds to be used as requested; 2nd by Councilor Stratton-Pies.**

Yes: Councilors Porter, Stratton-Pies, Dudley, and Runkles.

No:

Passed 4 – 0

Engineering Change Order, redux

John provided background.

Councilor Porter stated that it's difficult to approve a change order to a contract with a subcontractor. Ron clarified that this is an amendment to a verbal contract.

Discussion ensued.

Dudley expressed the concern that we should formalize the contract in a basic manner, discussing hourly rate and Ron's authority. Ron noted that the contract with the State lists the fees and works as the contract. Discussion ensued.

- **Consensus to direct staff to negotiate a contract with Ron Bush.**
- **Councilor Runkles moved to approve the subcontract fee amendment; 2nd by Councilor Stratton-Pies.**

Yes: Councilors Porter, Stratton-Pies, Dudley, and Runkles.

No:

Passed 4 – 0

Baseball Fields License, redux

John provided background.

- **Councilor Dudley moved to approve the Baseball Fields License; 2nd by Councilor Stratton-Pies.**

Councilor Runkles asked for a few clarifications on the contract.

Yes: Councilors Porter, Stratton-Pies, Dudley, and Runkles.

No:

Passed 4 – 0

New Business

Contract for Engineering Services

Already discussed under old business.

Change Order – Pump Station #1 Generator Alarm

Ron Bush provided background.

- **Councilor Runkles moved to approve the change order; 2nd by Councilor Stratton-Pies.**

Dudley noted that the change order should include a note that it's from McClure.

Ron will update it before the city signs the change order.

Yes: Councilors Stratton-Pies, Dudley, and Runkles.

No: Councilor Porter

Passed 3 – 1

Resolution 418 – Grievance Procedures for CBD

John provided background.

- **Councilor Runkles moved to approve the CDBG Grievance Procedures; 2nd by Councilor Stratton-Pies.**
Yes: Councilors Porter, Stratton-Pies, Dudley, and Runkles.
No:
Passed 4 – 0

Prosecutor Services Contract

John provided background

- **Councilor Dudley moved to approve the Prosecutor Services Contract; 2nd by Councilor Stratton-Pies.**

Councilor Runkles and Dudley noted that the math in section 2 was incorrect and that the payments should be \$334 per month.

On contract as corrected:

- Yes: Councilors Porter, Stratton-Pies, Dudley, and Runkles.**
No:
Passed 4 – 0

Vista Program Cash Match

John provided background.

Councilor Porter said Gorge Co-Op people are interested in helping with this project and also noted that this project will probably require a zoning change.

- **Consensus to table this discussion and invite Co-Op representatives to the next meeting.**

Addition of Backdrop to Tennis Courts

Mayor Don Stevens provided background.

Discussion ensued about the idea of adding a backdrop to the tennis courts.

- **Consensus to continue reviewing this idea and to get advice from the city engineer.**

Ordinance 985 – Cable TV Rates

- **Councilor Dudley moved to approve ordinance 985; 2nd by Councilor Stratton-Pies.**

Discussion ensued. It was noted that since no one showed up to the public hearing on this matter, citizens have not indicated significant concern about raising cable TV rates.

- Yes: Councilors Porter, Stratton-Pies, Dudley, and Runkles.**
No:
Passed 4 – 0

Ordinance 981 – IBC Revisions

John provided background.

- **Councilor Runkles moved to approve the CDBG Grievance Procedures; 2nd by Councilor Stratton-Pies.**
Yes: Councilors Porter, Stratton-Pies, Dudley, and Runkles.
No:
Passed 4 – 0

Closing Comments

None

Executive Session

Council adjourned to executive session at approximately 8:57 PM.

Council returned to regular session at approximately 9:16 PM, having made no decisions.

Adjournment

- **Councilor Dudley moved to Adjourn; 2nd by Councilor Stratton-Pies.
Yes: Councilors BreAnna Porter, Jim Runkles, Jennifer Stratton-Pies, Tim Dudley
No: None
Adjourned 9:17 PM**

Mayor

Clerk