



NORTH BONNEVILLE CITY COUNCIL
Tuesday, July 27, 2010
Minutes

Meeting Call to Order: 6:30 PM

Roll Call

Present: Mayor Don Stevens, Councilors Jennifer Stratton-Pies, Jim Runkles, and Tim Dudley
Staff: Clerk / Treasurer John Spencer, Attorney Teunis J. Wyers

Guests Present

Approximately 18 guests were in attendance, including:
BreAnna Porter, Cheryl Jermann, Tom Herzig, Michael Hamilton, and Randy Pies.

Public Hearing #1: Ordinance No. 966, 2010 Budget Amendment

John Spencer discussed the reasons for the ordinance.
No further discussion

Public Hearing #2: Ordinance No. 967, 2009 International Building Codes

John Spencer discussed the reasons for the ordinance.
No further discussion

Public Comment:

- Cheryl Jermann stated she will present Woodland Fairy Pumpkin Hunt funding request at next council meeting.

Consent Agenda

The Consent agenda included July 13th Council minutes, July vouchers and the July Payroll.

- **Councilor Tim Dudley moved to approve the consent agenda; 2nd by Councilor Jennifer Stratton-Pies.**
Yes: Jennifer Stratton-Pies, Tim Dudley, Jim Runkles
No: None
Passes 3 - 0

Council Member/Staff Comments

Councilor Jim Runkles questioned whether new waste water treatment plant will reduce the amount of sludge. Councilor Tim Dudley says it will reduce the frequency of the need for sludge removal.

Mayor Don Stevens thanked attorney Larry Amburgey for providing his services for free on a request for documents related to union negotiations.

Mayor Don Stevens addressed the Unfair Labor Practice (ULP) filed by union on behalf of the former employees. The city categorically denies all allegations.

Councilor Tim Dudley asked to add to the agenda under new business for approval of an attorney contract for the defense against the PERC ULP.

John Spencer read highlights of the Clerk / Treasurer's report

Announcements/Reports

None.

Unfinished Business

Mayor Stevens provided an update on the Cascade Drive speeding issue.

New Business

Consideration of applicant for Council Position #1:

BreAnna Porter read her application for Council Position # 1

- **Councilor Jim Runkles moved to appoint BreAnna Porter to Council Position #1, 2nd by Councilor Jennifer Stratton-Pies.**
Yes: Tim Dudley, Jennifer Stratton-Pies, and Jim Runkles
No: None
Passed 3 – 0

Consideration of applicant for Council Position #3:

Tom Herzig read his letter of application for Council Position # 3

- **Councilor Tim Dudley moved to appoint Tom Herzig to Council Position #3, 2nd by Councilor Jennifer Stratton-Pies.**
Yes: Tim Dudley, Jennifer Stratton-Pies, and Jim Runkles
No: None
Passed 3 – 0

Consideration of applicant for Planning Commission:

Robert Miller was recommended by Planning Commission.

Discussion ensued regarding the location of Mr. Miller's home and related zoning codes.

- **Councilor Tim Dudley moved to accept, 2nd by Councilor Jennifer Stratton-Pies.**
Yes: Tim Dudley, Jennifer Stratton-Pies,
No: Jim Runkles
Passed 2 – 1

Consideration for change of Ordinance 966

- **Councilor Tim Dudley moved to accept, 2nd by Councilor Jennifer Stratton-Pies.**
Yes: Tim Dudley, Jennifer Stratton-Pies, Jim Runkles
No: None
Passed 3 – 0

Consideration for change of Ordinance 967

John Spencer noted that the council had a newer version of the ordinance than what was previously made available.

- **Councilor Tim Dudley moved to accept, 2nd by Councilor Jennifer Stratton-Pies.**
Yes: Tim Dudley, Jennifer Stratton-Pies, Jim Runkles
No: None
Passed 3 – 0

Authorization for the city to continue working with attorneys to defend the city against the alleged unfair labor practice that has been filed with PERC

- **Councilor Tim Dudley moved to contract with Michael Garone for services regarding the Unfair Labor Practices filed with PERC, 2nd by Councilor Jennifer Stratton-Pies.**
Mayor Stevens mentions the hourly rate is higher than other attorneys they could hire, but Mr. Garone has several months involved in the background history of the entire situation.
Attorney Teunis J. Wyers clarified that this matter is an administrative action not litigation.

Yes: Jim Runkles, Jennifer Stratton-Pies, Tim Dudley
No: None
Passed 3 – 0

Legal Issues

None.

Closing Comments

Cheryl Jermann spoke regarding the ULP.

Michael Hamilton asked if the former police could start an action similar to the ULP. Attorney Teunis J. Wyers noted that anyone can file an action.

Randy Pies asked if the City could sell the old police cars to pay for a lawn mower. Mayor Stevens noted he is working on both of these issues.

Tom Jermann thanked the council for stepping up to the plate.

Adjournment

- **Councilor Tim Dudley moved to Adjourn; 2nd by Councilor Jennifer Stratton-Pies.**
Yes: Tim Dudley, Jennifer Stratton-Pies, Jim Runkles
No: None
Passed 3 – 0

Adjourned 7:15 PM

Mayor

Clerk