

1 Minutes of the
2 Bountiful City Council Meeting
3 City Council Chambers
4 November 10, 2009 - 7:00 p.m.
5

6 Present: Mayor: Joe L. Johnson
7 Council Members: Beth Holbrook, John Marc Knight, and
8 Thomas Tolman
9 City Manager: Tom Hardy
10 City Attorney Russell Mahan
11 City Engineer: Paul Rowland
12 City Recorder: Kim J. Coleman
13 Planning Director: Aric Jensen
14 Department Reps: Allen Johnson, Power
15 Tom Ross, Police
16 Alan West, Information Systems
17 Jerry Wilson, Parks/Recreation
18 Recording Secretary Nancy Lawrence
19
20 Excused: Councilmen: R. Fred Moss
21 Scott Myers
22

23 Official Notice of this meeting had been given by posting a written notice of same and an
24 Agenda at the City Hall and providing copies to the following newspapers of general circulation:
25 Davis County Clipper, Deseret News, and Salt Lake Tribune and on the Utah Public Notice
26 Website.
27

28 Mayor Johnson called the meeting to order at 7:00 p.m, following which Nathan Rich,
29 visiting Boy Scout, led the pledge of allegiance to the flag. Councilman Tolman offered a
30 thought about Veterans Day. A complete copy of the Veteran's Day thought is attached at the
31 end of these minutes.
32

33 **APPROVAL OF MINUTES**

34 Minutes of the City Council meeting held October 13, 2009 were presented and
35 unanimously approved as amended. Councilman Knight motioned for approval, Councilwoman
36 Holbrook seconded the motion and voting was unanimous in the affirmative. Councilpersons
37 Holbrook, Knight and Tolman voted "aye".
38

39 **EXPENDITURES AND EXPENSES APPROVED**

40 Mayor Johnson presented the Report of Expenditures and Expenses Greater than \$1,000
41 for the following periods, with respective totals: September 26, 2009 - October 7, 2009
42 (\$1,738,246.86); October 8 - 14, 2009 (\$703,628.36); October 15 - 21, 2009 (\$759,553.63);
43 October 22 - 28, 2009 (\$1,303,795.06); and the Summary of Expenditures for the Month of
44 September, 2009 totaling \$4,688,471.42. The staff responded to questions and to the request that
45 the font size be increased for future reports, following which Councilwoman Holbrook made a
46 motion to approve the two reports, as presented. Councilman Knight seconded the motion which
47 carried unanimously. Councilpersons Knight, Holbrook and Tolman voted "aye".

1 **YOUTH COUNCIL REPORT**

2 Jaslyn Brinkerhoff (Youth Web Master) and Megan Fowers (Youth Historian) were in
3 attendance and reported on the Pumpkin Patch fund raiser. This event was considered a great
4 success. The Mayor suggested that the Youth Council coordinate with other events to avoid
5 attendance conflicts (in this case specifically, a Recreation Center event at the same time as the
6 Pumpkin Patch). The Youth Council will assist with the following upcoming events: the Bar J
7 Wrangler concert on December 2nd, the Christmas Light Parade on December 4th, and the
8 Breakfast with Santa on December 5th.

9
10 **JERRY BROWN (PARKS DEPT) RECOGNIZED AT RETIREMENT**

11 Jerry Brown, Parks Department, will retire following 29 years with the City. Mr. Wilson
12 reported that Mr. Brown has done a great job and he noted, particularly, that Mr. Brown has a
13 tremendous attitude. Mr. Hardy stated that whenever you crossed paths with Jerry, you always
14 walked away with a smile on your face and that this positive attitude has disseminated its way
15 throughout the City with all who work with him.

16
17 Mayor Johnson thanked Jerry for all that he had done and presented him with a gift
18 certificate on behalf of the City. Jerry and his wife expressed appreciation for their time with the
19 City.

20
21 **PUBLIC HEARING RE: SALES TAX REVENUE REFUNDING BONDS**

22 Mr. Hardy reviewed that a parameters resolution was adopted on October 13, 2009 (Res.
23 No. 2009-11) to provide for refinancing the bonds currently issued for the Special Improvement
24 District No. 2002-1 (the Renaissance Town Center) for the purpose of achieving a lower interest
25 rate and resulting in a debt service savings. The new bonds will be referred to as “the Series
26 2009 Bonds”. One of the stipulations of taking this action was that a public hearing be held to
27 provide opportunity for input from the community.

28
29 At 7:25 p.m. Mayor Johnson opened the public hearing to receive input. There was none
30 and the hearing was closed. No further action was necessary for this matter.

31
32 **APPROVAL GIVEN FOR PURCHASE OF ANNUAL SOFTWARE**
33 **MAINTENANCE AGREEMENT - NEW WORLD SYSTEMS**

34 Mr. West reviewed that Bountiful City currently has a contract with New World Systems
35 for annual maintenance for the software used for City Hall (Financial Management, Payroll,
36 Utility Billing, Public Works, Business Licensing, etc.). This contract provides for regular
37 software updates and enhancements. He said that this company has provided Bountiful City with
38 a valuable product and excellent support over the years and he recommended payment of the
39 invoice for \$54,269.00. Councilman Knight made a motion to this effect, Councilman Tolman
40 seconded the motion and voting was unanimous. Councilpersons Holbrook, Knight and Tolman
41 voted “aye”.

42
43 **APPROVAL GIVEN TO POWER DEPARTMENT ITEMS**

44 **Notice of Intent for Power Plant Update.** Allen Johnson reviewed that factors
45 considered in providing power resources for the City include (1) long-term energy needs, (2)
46 maintaining low rates, (3) the correct balance between high and low load resources, and (4)

1 power resources which can be used as they are produced. He narrated a PowerPoint, reviewing
2 current resources and explaining how they fit in the four parameters noted above._
3

4 _____ After reviewing the resources available, it is the recommendation of staff and the Power
5 Commission to upgrade the Power Plant on 200 West. A preliminary Air Modeling study has
6 been completed (with the assistance of JBR Environmental Consultants, Inc.) in preparation to
7 submit an official Notice of Intent (NOI) to the Utah Division of air Quality (UDAQ) for the
8 installation of two Solar Titan units with a name plate rating of 12.5 megawatts each. A New
9 Source Review and Title V permit modifications are being requested. Once approved and an
10 Approval Order is issued, construction and ordering of equipment can begin.
11

12 It is the recommendation of the Power Commission and staff that we submit the Notice of
13 Intent to UDAQ for the installation of the cleaner new equipment which will permit greater
14 control over our load resources. Discussion followed regarding the different resources, as
15 compared with upgrading the Plant to provide greater independence for the City. Councilman
16 Knight made a motion to approve submission of the Notice of Intent to the Utah Division of
17 Air Quality, as presented. Councilwoman Holbrook seconded the motion and voting was
18 unanimous. Councilpersons Holbrook, Knight and Tolman voted “aye”.
19

20 **“Cool Cash” and “See Ya Later Refrigerator” Conservation Rebate Programs.**

21 Allen Johnson reviewed that UAMPS has established an air conditioning incentive policy
22 patterned after Rocky Mountain Power’s program, which includes giving a rebate when
23 qualifying new air conditioning systems are purchased and installed. The net result is a
24 reduction in our high load requirements, but also less resources sold. However, it generates
25 savings of up to \$375/customer. If Bountiful Power customers participate at the same level as
26 Rocky Mountain has experienced, this will cost the City approximately \$13,000 per year.
27

28 UAMPS has also established an arrangement with Jayco to give customers an incentive to
29 get rid of older, less efficient refrigerators and replace them with newer, more efficient ones.
30 Participation in this program could cost about \$55,000. The current budget includes \$200,000 to
31 fund this program. It is the recommendation of the Power Commission and staff to approve
32 these two rebate programs. Councilman Tolman motioned to support the given recommendation
33 (for both programs). Councilwoman Holbrook seconded the motion and voting was unanimous.
34 Councilpersons Holbrook, Knight and Tolman voted “aye”.
35

36 **Engineering Services for Pine View and Echo Flow Control Upgrades.** Mr. Johnson
37 reviewed that the downstream water need at Pine View has grown and the need to control and
38 manage water through the power plant has become more and more tightly managed. This has
39 resulted in a request from the Water Users to make upgrades to our facilities. In addition, the
40 original flow meters in the Echo penstocks have ceased to operate and need to be replaced.
41

42 Bingham Engineering (original designers of the hydro projects) has been contacted and
43 provided a quote for engineering services not to exceed \$15,250.00 for the two hydros. It is the
44 recommendation of staff and the Power Commission to accept the quote from Bingham.
45 Following a brief discussion, Councilwoman Holbrook made a motion to approve the quote
46 provided by Bingham, at a not-to-exceed cost of \$15,250.00. Councilman Tolman seconded the

1 motion which carried unanimously with Councilpersons Holbrook, Knight and Tolman voting
2 “aye”.

3
4 **Transformer Pad and Basin Replacement at Southeast Substation.** Mr. Allen

5 Johnson reported that the final step in replacing the #1 transformer in the Southeast Substation is
6 to resize the transformer pad and basin to accommodate the larger transformer which will be
7 installed. Bids were received from five contractors and it is the recommendation of staff and the
8 Power Commission to accept the low bid from CK Construction in the amount of \$37,905.
9 Councilman Tolman made a motion to award the bid as recommended. Councilwoman
10 Holbrook seconded the motion and voting was unanimous. Councilpersons Holbrook, Knight
11 and Tolman voted “aye”.

12
13 **CANVASS AND APPROVAL OF ELECTION RESULTS**

14 Mr. Coleman reviewed the final and OFFICIAL 2009 Summary of General Election
15 returns for approval by the Council. The report included the tabulation of all votes, including
16 provisional ballots. Based on the final summary and positive acceptance of the canvass, the
17 following individuals will take office on the first Monday in January: Joe L. Johnson (Mayor);
18 Fred Moss (Councilman); Thomas B. Tolman (Councilman). Mayor Johnson expressed
19 appreciation to those who had helped with the election, as well as to those who voted.
20 Councilman Tolman made a motion to accept the Election Canvass, as presented.
21 Councilwoman Holbrook seconded the motion and voting was unanimous. Councilpersons
22 Holbrook, Knight and Tolman voted “aye”.

23
24 **MAYOR JOHNSON RE-APPOINTED TO SO. DAVIS RECREATION**
25 **DISTRICT ADMINISTRATIVE CONTROL BOARD**

26 Mr. Hardy reviewed that Mayor Johnson was appointed to serve on the South Davis
27 Recreation District Administrative Control Board for one term which expires on December 31,
28 2009. A letter has been received from the Recreation District inviting the City to either re-
29 appoint Mayor Johnson or appoint a new board member in accordance with appointment
30 procedures required by law. Councilman Knight made a motion to re-appoint Mayor Johnson to
31 the Recreation District Board. Councilman Tolman seconded the motion and voting was
32 unanimous. Councilpersons Holbrook, Knight and Tolman voted “aye”.

33
34 **BEER LICENSE APPROVED FOR WALGREENS, 515 SOUTH 500 WEST**

35 Mr. Jensen reviewed that a request has been received from Walgreens, 515 South 500
36 West, for a Class A beer license (this does NOT include consumption on the premises). He said
37 there is nothing that would block them from being approved. It is the staff recommendation that
38 the request be approved, subject to the applicant meeting all of the minimum requirements
39 associated with the license. Councilman Knight motioned for approval of the beer license
40 request, as recommended. Councilwoman Holbrook seconded the motion and voting was
41 unanimous. Councilpersons Holbrook, Knight and Tolman voted “aye”.

42
43 **BEER LICENSE APPROVED FOR ASSOCIATED FRESH MARKETS, INC.**

44 Mr. Jensen explained that the Albertsons store at 535 South 200 West has had a Class
45 “A” beer license (license to sell, NOT consume). This store has been sold to Associated Fresh

1 Markets, Inc. and the license does not transfer to the new ownership. Associated Fresh Markets
2 has subsequently submitted an application for a Class A beer license. It is the recommendation
3 of staff that this application be approved. Councilman Tolman made a motion to approve the
4 beer license for Associated Fresh Markets, Inc., as recommended and with the condition that the
5 applicant meet all of the requirements associated with the license. Councilwoman Holbrook
6 seconded the motion which carried unanimously. Councilpersons Holbrook, Knight and Tolman
7 voted "aye".
8

9 **COUNCIL COMMITTEE REPORTS**

10 Councilwoman Holbrook reminded the group that the Bar J Wranglers will perform at
11 Woods Cross High School on December 2, 2009.
12

13 Councilman Tolman reviewed that the Light Parade will be on December 4 and the
14 Breakfast with Santa will be December 5, 2009. The Youth Council will be helping with these
15 two events.
16

17 Mr. Jensen reminded the Council that the Planning Commission will be reviewing the
18 proposed General Plan one week from tonight.
19

20 At 8:26 p.m. the meeting adjourned to Executive Session for the purpose of discussing
21 property acquisition. Councilman Knight made the motion to adjourn and Councilwoman
22 Holbrook seconded the motion.
23

24 **Attendance at Executive Session**

25 Mayor Johnson
26 Councilpersons Holbrook, Knight and Tolman
27 Mr. Hardy
28 Mr. Mahan
29 Mr. Rowland
30 Mr. Jensen
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35 _____
JOE L. JOHNSON, Mayor
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40 _____
KIM J. COLEMAN, City Recorder
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46

Keep Their Stories Alive

We often speak of a young person's life as "full of promise"—marriage and children, friendships, productive work, contributions to church and community—a rich harvest. When a young life ends on the battlefield, the harvest is cut tragically short.

But a moment's reflection reveals a bigger picture. Those who fall in the cause of justice, secure the blessings of freedom and liberty for their countrymen long after they themselves are gone. No greater harvest can be imagined. We who enjoy the fruits of their sacrifices have an opportunity to express ongoing gratitude for their great gift—to keep alive the stories of those who have fought on our behalf.

We keep their stories alive by knowing the names of the valiant within our families and communities. This past March I was in Washington, D. C. and took time to visit the monument honoring the fallen of Vietnam, it is a wall of names. Many small towns have similar monuments, proudly heralding the names of those who went forth, never to return. In our families, we can frame and display pictures of our own veterans—with their names clearly indicated. We can tell and retell their stories at reunions. We can cherish mementos and the anecdotes that go with them. We can write and preserve their personal histories. Most of all, we can speak of them—of their examples, their virtues, their hopes and dreams. In these ways, their harvest grows, their legacy lives on. It's never too late to remember.

With the events of the past few days at Ft. Hood Texas fresh on our minds, it brought back a flood of memories of my time in the US Army stationed in Viet Nam. The year was 1968; I had only been in the country for about a month when the Chinese New Year Celebration, Tet was happening which provided an excuse for the enemy to stage an all out conflict...It became known as "*The Tet Offensive*" and went down in history as one of the most intense fighting's of the Viet Nam War. Our Battalion Headquarters was located about 40 miles south/east of downtown Saigon. We received about 12 122mm rockets into our camp that night...the closest rocket landed about 100 yards from where I was bunked for the night. One of our companies was building a base camp not far from our headquarters and took on some small arms fire. The Company Commander of our C Company received a fatal wound and was killed during the encounter. I was the Battalion Photographer and reporter, and wrote a story about the incident and took the photos below during a memorial ceremony dedicating the Support Base in honor of Major B. A. Bunting, killed in action 12 Feb. 1968. He was only 32 years old.

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November 11, 2001

The Spoken Word Lloyd D. Newell "Their Stories Keep Alive"

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