

1 Minutes of the  
2 Bountiful City Council Meeting  
3 City Council Chambers  
4 December 8, 2009 - 7:00 p.m.  
5

6 Present: Mayor: Joe L. Johnson  
7 Council Members: Beth Holbrook, John Marc Knight, R. Fred  
8 Moss, Scott Myers and 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 David Wilding, Water/Sewer  
17 Recording Secretary: Nancy Lawrence  
18

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

24 Mayor Johnson called the meeting to order at 7:00 p.m, following which Cody Pierce  
25 (grandson of the Mayor and visiting Boy Scout), led the pledge of allegiance to the flag. Mr.  
26 Jensen offered the prayer/thought.  
27

28 **APPROVAL OF MINUTES**

29 Minutes of the City Council meeting held November 24, 2009 were presented and  
30 approved as written. Councilman Moss motioned for approval, Councilman Knight seconded the  
31 motion and voting was unanimous in the affirmative. Councilpersons Holbrook, Knight, Moss,  
32 Myers and Tolman voted "aye".  
33

34 **EXPENDITURES AND EXPENSES APPROVED**

35 Mayor Johnson presented the Report of Expenditures and Expenses Greater than \$1,000  
36 for the period November 12 - 18, 2009 in the amount of \$525,869.92. Following a brief review,  
37 they were unanimously approved on a motion made by Councilman Tolman and seconded by  
38 Councilman Myers. Councilpersons Holbrook, Knight, Moss, Myers and Tolman voted "aye".  
39

40 **YOUTH COUNCIL REPORT**

41 Jessica Blackhurst (City Council Liaison) and Annie Leishman (Volunteer Service  
42 Coordinator) were in attendance to report Youth Council activities. Annie reported that the  
43 Youth Council provided security and usher services at the recent Bar J Wrangler concert,  
44 sponsored by the City and Clipper Publishing. Jessica reviewed that the Youth Council  
45 participated in the Light Parade by entering a float and passing out candy along the parade route.  
46 Annie noted that the group also participated with the Community Service Council at the  
47 Breakfast with Santa doing face painting, clearing/cleaning tables and assisting with crafts.

1 Councilman Tolman thanked the Youth Council representatives, stating that “Bountiful  
2 has the best Youth Council in the State”. Without the help of the Youth Council, he said that the  
3 Breakfast with Santa event (in connection with the Family Connection Center) could not have  
4 been done. This fund raiser generated nearly \$3,000.00.  
5

6 Annie also stated that the Youth Council will be participating in the “Day with the  
7 Legislature” in January. Councilman Knight reported that he is trying to set up a meeting with  
8 the group and Representative Allen and Senator Liljenquist prior to the “Day with the  
9 Legislature”.

10  
11 **ORD. NO. 2009-09 RE: BOUNTIFUL CITY GENERAL PLAN ADOPTED**

12 Mayor Johnson reviewed that the proposed changes to the Bountiful City General Plan  
13 were presented and discussed in the last meeting and, as required by law, Ordinance No. 2009-09  
14 is being presented tonight for adoption of the revised General Plan. Members of the committee  
15 that worked on the plan were in attendance (Kim Woodbury, Von Hill, Tom Smith, Dave Taylor,  
16 Jan James, Dave Badham and Ralph Mabey) and recognized for their time, effort and expertise in  
17 this project. Mayor Johnson also recognized and thanked Mr. Jensen for his vision, time and  
18 effort.  
19

20 Councilwoman Holbrook made a motion to adopt Ord. No. 2009-09 entitled AN  
21 ORDINANCE ADOPTING THE BOUNTIFUL CITY GENERAL PLAN, WHICH INCLUDES THE 2009 LAND  
22 USE MASTER PLAN, THE 2009 TRANSPORTATION MASTER PLAN, THE 2009 DOWNTOWN MASTER  
23 PLAN, THE 2009 RECREATION AND TRAILS MASTER PLAN, AND APPENDING THE EXISTING 2007  
24 MODERATE INCOME HOUSING PLAN TO THE GENERAL PLAN. Councilman Moss seconded the  
25 motion which carried unanimously. Councilpersons Holbrook, Knight, Moss, Myers and Tolman  
26 voted “aye”.  
27

28 **APPROVAL GIVEN TO PURCHASE POWER POLES**

29 Allen Johnson reported that the Power Department is running low on Class 1 and Class 3  
30 wood poles and quotes were requested from vendors. It is the recommendation of staff and the  
31 Power Commission that 46 Class 1 and Class 3 poles be purchased from McFarland Cascade in  
32 Tacoma, Washington at a total cost of \$28,469.00. This was the second low bid (by a margin of  
33 \$248), but is recommended due to the quicker delivery time. The poles will be placed into  
34 inventory. Councilman Moss made a motion to accept the quote from McFarland, as  
35 recommended. Councilwoman Holbrook seconded the motion and voting was unanimous.  
36 Councilpersons Holbrook, Knight, Moss, Myers and Tolman voted “aye”.  
37

38 **PRESENTATION BY UDOT ON POSSIBLE**  
39 **OPTIONS FOR INTERSECTION IMPROVEMENTS -**  
40 **500 SOUTH FROM I-15 TO 200 WEST**

41 Cory Pope, UDOT Region I Director, gave a presentation on options for improving the  
42 intersections at 500 South as it transitions from I-15 to 200 West. A study of this area started  
43 about one year ago with South Davis leaders focusing on long-term and short-term goals to  
44 mediate the congestion at 500 South. He reviewed the goals established by the study group and  
45 noted that the “grade” for this section of road is a “D” and “F” (with “A” being the best). He  
46 explained intersection designs which are being proposed to the Wasatch Front Regional Council

1 by January 10, 2010 . Senator Liljenquist and Representative Allen have been very supportive of  
2 the project. It is anticipated that the project will be funded by next year. Mr. Rowland  
3 commented on the diverging diamond traffic pattern incorporated into the proposed design. He  
4 also reported that the merchants are concerned about balancing transportation needs with  
5 merchant locations. Mr. Hardy stated that the matter will come back to the Council after Mr.  
6 Payne gets the preliminary design done, and he suggested that the merchants be invited to be a  
7 part of the final design process.  
8

9 **COMPREHENSIVE ANNUAL FINANCIAL REPORT PRESENTED**  
10 **AND APPROVED - JENSEN & KEDDINGTON, AUDITORS**

11 Gary Keddington, principle in the audit firm of Jensen & Keddington, presented the  
12 Comprehensive Annual Financial Report for the fiscal year ended June 30, 2009. He reviewed  
13 the audit process and noted that there were no material weaknesses. There were a few  
14 corrections that were recommended and he noted that the working relationship with the Bountiful  
15 City financial staff and management was a pleasure. He said it was one of the cleanest audits his  
16 firm has done and that the competency of the Bountiful City staff is excellent.  
17

18 Mr. Keddington reported that sample transactions were analyzed for cash disbursements,  
19 cash receipts, and payroll, possible fraud situations were researched, and compliance procedures  
20 were reviewed. The audit revealed that proper controls were used. Mayor Johnson expressed  
21 appreciation for the great job that the financial staff does. Mr. Hardy echoed these comments.  
22 Councilman Tolman made a motion to accept the Comprehensive Annual Financial Report and  
23 the supplemental reports. Councilwoman Holbrook seconded the motion and voting was  
24 unanimous. Councilpersons Holbrook, Knight, Moss, Myers, and Tolman voted “aye”.  
25

26 **RES. 2009-12 ADOPTED RE: ISSUANCE AND SALE OF BONDS**

27 Mr. Hardy introduced Jason Burningham, Lewis Young Robertson & Burningham, Inc.,  
28 who reviewed that the City is in the final stages of re-financing bonds. He reviewed Resolution  
29 No. 2009-12, entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BOUNTIFUL, UTAH  
30 (THE “ISSUER”), FINALIZING THE TERMS AND CONDITIONS OF THE ISSUANCE AND SALE BY THE  
31 ISSUER OF ITS SALES TAX REVENUE REFUNDING BONDS, SERIES 2009 (THE “SERIES 2009 BONDS”),  
32 IN THE AGGREGATE PRINCIPAL AMOUNT OF \$1,591,000 CONFIRMING THE SALE OF SAID SERIES  
33 2009 BONDS; AUTHORIZING THE EXECUTION BY THE ISSUER OF A GENERAL INDENTURE OF TRUST  
34 AND A FIRST SUPPLEMENTAL INDENTURE OF TRUST AND OTHER DOCUMENTS REQUIRED IN  
35 CONNECTION THEREWITH; AUTHORIZING AND APPROVING AN OFFICIAL STATEMENT;  
36 AUTHORIZING THE EXECUTION OF A PURCHASE AGREEMENT FOR THE PURCHASE OF THE SERIES  
37 2009 BONDS; AUTHORIZING THE TAKING OF ALL OTHER ACTIONS NECESSARY TO THE  
38 CONSUMMATION OF THE TRANSACTION CONTEMPLATED BY THIS RESOLUTION; PROVIDING A  
39 SEVERABILITY CLAUSE; REPEALING RESOLUTIONS AND ORDERS IN CONFLICT; PROVIDING AN  
40 EFFECTIVE DATE; AND RELATED MATTERS. He noted that the more favorable interest savings will  
41 come back to the City to be used for General Fund purposes. He said that the lenders have been  
42 very cooperative in working with them, and he attributed much of the success to the AA rating  
43 which the City recently received from Standard and Poor’s. He concluded by making a  
44 recommendation to the City Council to finalize the bond resolution and authorize the Mayor to  
45 sign.  
46

1 In response to a question from the Mayor, the only down side to the transaction is that the  
2 City is pledging a small portion of sales tax as collateral. However, the properties are liened  
3 should any collection action be necessary. Following further discussion, Councilman Myers  
4 made a motion to adopt Resolution No. 2009-12 and authorize the Mayor to sign in the public  
5 meeting. Councilman Knight seconded the motion and voting was unanimous. Councilpersons  
6 Holbrook, Knight, Moss, Myers and Tolman voted “aye” and the Mayor signed the resolution.  
7

8 **APPROVAL GIVEN FOR HOMELAND SECURITY GRANT PROGRAM**

9 Chief Ross explained that the Bountiful Police Department started applying for  
10 Homeland Security grant funds about three years ago and he was notified yesterday that the grant  
11 committee approved the request. The amount awarded to Bountiful is \$25,000, a portion of the  
12 \$750,000, five-county grant total. The funds will be used to upgrade the security and lighting of  
13 the target range. Councilwoman Holbrook made a motion to accept the grant monies, to be used  
14 as explained, and to authorize the Mayor to sign the documents. Councilman Myers seconded  
15 the motion and voting was unanimous. Councilpersons Holbrook, Knight, Moss, Myers and  
16 Tolman voted “aye”.  
17

18 **COUNCIL COMMITTEE REPORTS**

19 Councilwoman Holbrook reported that the Bar J Wrangler concert was a great success  
20 and she expressed appreciation to the Youth Council for their help with the evening.  
21

22 Councilman Tolman said that the Museum Fund Raising committee has just received two  
23 substantial contributions.  
24

25 The meeting adjourned to executive session at 8:19 p.m. for the purpose of discussing the  
26 acquisition of real property and pending litigation. Formal action was a motion by Councilman  
27 Moss and second by Councilwoman Holbrook. Voting was unanimous with Councilpersons  
28 Holbrook, Knight, Moss, Myers and Tolman voting “aye”.  
29

30 **Attendance at Executive Session**

- 31 Mayor Johnson
- 32 Councilpersons Knight, Holbrook, Moss, Myers and Tolman
- 33 Mr. Hardy
- 34 Mr. Mahan
- 35 Mr. Rowland
- 36 Mr. Jensen
- 37 Mr. Wilding

38  
39  
40 \_\_\_\_\_  
41 JOE L. JOHNSON, Mayor  
42  
43

44  
45 \_\_\_\_\_  
46 KIM J. COLEMAN, City Recorder  
47

\* \* \* \* \*