

1 Minutes of the regular meeting of the City Council held January
2 27, 1988 in the Council Chambers of the City Hall, Bountiful, Utah.

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4 Present: Mayor: Dean S. Stahle
5 Council Members: Barbara Holt, H. Keith Barton,
6 Robert Gramoll, Phyllis C.
7 Southwick and C. Harold Shafter
8 City Attorney: Layne B. Forbes
9 City Engineer: Jack P. Balling
10 City Recorder: Arden F. Jenson
11 City Treasurer: Ira H. Todd
12 Planning Director: Jon Reed Boothe
13 Rec. Secretary: Beverly B. Todd.
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15 Official Notice of this meeting had been given by posting a
16 written notice of same and an Agenda at the City Hall and providing
17 copies to the following newspapers of general circulation: Davis
18 County Clipper, Deseret News, and Salt Lake Tribune.
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20 Mayor Stahle welcomed all in attendance, then lead the Pledge
21 of Allegiance to the Flag, after which the invocation was offered
22 by Arden F. Jenson.
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24 Minutes of the January 4, 1988 City Council Meeting and the
25 minutes of the January 6, 1988 meeting were presented, corrected and
26 approved unanimously on a motion made by Councilman Barton and
27 seconded by Councilwoman Southwick.
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29 **EXPENDITURES AND EXPENSES FOR JAN. 1ST TO 14TH 1988**
30 **AND JAN. 15TH TO 21ST 1988 APPROVED**

31 Mr. Jenson presented the expenditures for the period of January
32 1 to 14, 1988 in the total amount of \$414,907.82 and also those for
33 the period of January 15 to 21, 1988 in the total amount of
34 \$297,745.25. After clarification of an item which involved some
35 expense to Davis County, Councilman Shafter made a motion that the
36 expenditures for both periods be approved. The motion was seconded
37 by Councilwoman Southwick and voting was unanimous in the
38 affirmative.
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40 **APPROVAL GRANTED FOR PURCHASE OF A JEEP CHEROKEE**
41 **NEEDED BY POWER DEPT.**

42 Cliff Michaelis, Power Dept. Manager, gave information on the
43 need for a vehicle for the meter readers on their routes and also
44 for connect and disconnect services. He told of the opportunity to
45 purchase a 1986 4-wheel drive, 4-door Jeep Cherokee with 28,000
46 miles on it; that it has an extended 23-month warranty and that it
47 is in excellent condition. He said the low blue book is \$8,375.00
48 and the high blue book is \$9,800.00, and the purchase price is
49 \$9,400.00. He recommended that the City Council authorize purchase
50 of this vehicle. On a motion made by Councilman Barton and seconded
51 by Councilwoman Southwick, unanimous authorization was given for
52 purchase of the 1986 Jeep Cherokee for the Power Department's use.
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1 **CLASS A BEER LICENSE AND AMUSEMENT DEVICES APPROVED**
2 **FOR MR. C'S GAS & MORE CONVENIENCE STORE.**

3 Mr. Forbes reported that Mr. R. Kay Christiansen, Jr. has
4 applied for a Class A Beer License and has asked for approval to
5 operate amusement devices at the Mr. C's Gas & More convenience
6 store at 196 W. 500 South. He said the owner has met all
7 requirements and he recommended that this request be approved. Mr.
8 Forbes' recommendation for both the Class A Beer License and
9 operation of the amusement devices for Mr. C's Gas and More received
10 unanimous approval on a motion made by Councilman Gramoll and
11 seconded by Councilwoman Southwick.

12
13 **MAYOR OPENS DISCUSSION FOR DOWNTOWN IMPROVEMENT**
14 **PROJECT FINAL PLANS**

15 The Mayor opened the discussion for downtown improvement
16 project final plans. He reviewed what has been considered and
17 planned for the downtown businesses and explained that this project
18 is not unique as it is being done all over the country. He further
19 stated that the only major change is the opening of 100 South and
20 commented that the funds were already available through the
21 Redevelopment Agency and Bountiful City, and that the project should
22 begin quickly in order to meet the planned schedule. He reported
23 that the proposal, as explained, has been approved by the Council.

24
25 Mr. Balling gave detailed information, referring to the
26 drawings displayed, on the improvements in the center 3-block area
27 and also the improvements in the additional 3 blocks south and
28 north. Councilman Shafter commented on the underground improvements
29 such as storm drain and utility lines.

30
31 **MOTION PASSED ON 3 TO 2 VOTE TO RESCIND PREVIOUS MOTION**
32 **MADE ON JAN. 16, 1988 TO ALLOW ADDITIONAL AMENDMENTS TO**
33 **THE DOWNTOWN IMPROVEMENTS PROPOSAL.**

34 Councilwoman Holt made a motion to rescind the motion made on
35 January 16th to include any amendments that might be made to the
36 proposed downtown improvements and the motion was seconded by
37 Councilman Gramoll. Prior to the vote there were concerns expressed
38 by the Mayor and Councilman Barton pertaining to the delay in
39 proceeding with this project if any additional changes are
40 considered. The motion then passed on a 3 to 2 vote, Councilwoman
41 Southwick and Councilman Barton voting nay.

42
43 **MAYOR INVITES PUBLIC TO SPEAK ON THE**
44 **PROPOSED DOWNTOWN IMPROVEMENTS**

45 The Mayor invited the public to speak. The following persons
46 expressed their views, asked questions and commented on the downtown
47 improvements:

- 48
49 Don Carmack, 431 South Main (Spudnut Shop)
50 *Lee Duncan, 290 South Main (Duncan Electric)
51 Ken Knighton, 300 South Main (K & J Auto)
52 Alice Olsen Smith, 300 North Main (resident)
53 Blair Carmack, 431 South Main

54 (continued to next page)

1 *Dan Wight, 37 North Main (Wight's Pantree)
 2 Lane Sorensen, 161 North Main (Sorensen Photography)
 3 Jeff Chretien, 206 No. 100 East (Resident)
 4 Lou Sayre, 693 South Main (Resident)
 5 *Lyman Wight, 85 North Main (The Wight House)
 6 Bret Passey, 5 North Main (Zion's Bank)
 7 Don Burnham, 125 South Main (Barnes Gifts)
 8 Joan Tingey, 185 South Main (Carr Stationery)
 9 Dee Tingey, 470 South Main (Tingey's Cold Storage)
 10 Lee Benard, 68 South Main (Lee's Barber Shop)
 11 Garth Nelson, 70 North Main (Lakewood's Furnishings)
 12 Can Horton
 13 Lois Pickett, 55 North Main (Lakewood's Furnishings)
 14 Jack Billings
 15 Elmer Barlow, 392 East 200 North (Resident)
 16 *John Allen, 67 North Main (Larsen Investment Co.)
 17 *John Call, 262 E. Center (Resident)
 18 David Layton, 995 South 500 West (Resident)
 19 Don Hunt, 163 South Main (Hunt's Camera Cove)
 20

21 The main topic of concern was the limited or decreased parking
 22 inasmuch as most proprietors felt this would have a definite affect
 23 on the amount of business conducted each day. Other concerns,
 24 questions and/or views were tree removal; the need for a facelift
 25 on the downtown buildings and the possibility of financing for this
 26 type improvement; parking in the rear of buildings; traffic flow and
 27 signs for off-street parking; elimination of the crosswalks to
 28 provide extra parking spaces; research on number of parking spaces
 29 required; restricting width of the street; whether total number of
 30 parking spaces (1,350) would include those there are at the present
 31 time; educating the public to parking in the rear of the buildings;
 32 and opposition to using taxpayer's money for downtown improvements.
 33 The names with the asterisk were in favor of moving ahead with the
 34 improvements as planned without further delay.
 35

36 **RESPONSES MADE BY COUNCILMEN, COMMITTEE**
 37 **CHAIRMAN AND ARCHITECT**

38 Councilmen Barton and Shafter responded to some of the
 39 inquiries; and Robert Robinson, Chairman of the Downtown Advisory
 40 Committee, reported on the extensive planning over the years for
 41 downtown beautification, stating that the biggest stalemate has been
 42 the parking situation. Douglas Todd, architect for the downtown
 43 improvements, gave some information on RDA involvement and referred
 44 to the map of the area to be improved, pointing out further detail
 45 of that which is planned.
 46

47 **MAYOR COMMENDS GROUP IN ATTENDANCE**
 48 **FOR THEIR COMMENTS**

49 The Mayor commended the group in attendance for their interest
 50 and comments.
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1 **KERN RIVER PIPELINE PROJECT TO BE GIVEN CONSIDERATION**
2 **UPON RECEIPT OF ADDITIONAL INFORMATION**

3 Mayor Stahle gave some background information on the Kern River
4 Pipeline project, explaining that it is an 837-mile-long interstate
5 national gas pipeline and he reported on the two routes that are
6 being proposed. Dave Brown, who resides at 1195 South Westwood Road
7 in Bountiful, expressed a desire to obtain a copy of a letter sent
8 to the Federal Agency REgulatory Commission and Mr. Forbes said the
9 City Manager, Mr. Hardy, does have the letter but is out of town;
10 however, Mr. Brown could obtain a copy upon Mr. Hardy's return on
11 Monday, Feb. 1st. Mr. Brown then explained that a group of
12 residents have formed what is known as the Bountiful Hills Residents
13 Association and he stated their opposition to the Kern River
14 Pipeline proposal because of the many impacts it would have on the
15 community, particularly to the water sheds and the residents.
16 Councilman Gramoll asked for a written paper outlining the group's
17 pros and cons and Mr. Brown assured him this would be furnished to
18 the City Council. Mr. Brown petitioned the Council to take this
19 matter under advisement for one week and inform him of the decision.
20 He further petitioned the Council to oppose the Kern River Pipeline
21 proposal, and, as a consequence of that opposition, to file a motion
22 to intervene with the Federal Energy Regulatory Commission which
23 means they will send a witness to Washington D.C. to represent the
24 interests of the City of Bountiful and its residents at the hearing
25 regarding the Kern River Pipeline proposal and others which he
26 named. Stan Coon and Renee Coon also expressed their opposition to
27 this proposal and Gary Blodgett of the Davis County Clipper gave
28 additional information on what has transpired since first notice of
29 the F.E.R.C.'s plans for this pipeline. Mayor Stahle reported he
30 had received information from Senator Hatch's office that they are
31 not supporting the Wasatch variation but are supporting the Kern
32 River line through Marion, Kamas, etc. and referred to a letter
33 written to Mr. Cuba Wadlington Jr., Executive Vice President of the
34 Kern River Gas Transmissions Company, signed by Jake Garn, James
35 Hansen, Orrin Hatch, Howard Nielsen and Wayne Owens stating they are
36 not supporting the Wasatch variation route for this pipeline; that
37 they feel there would be benefits to Utah but desire to have all
38 concerns of Bountiful expressed prior to any decision being given
39 to Mr. Wadlington, and they will be meeting with him possible the
40 1st of next week to get more information. Mayor Stahle then told
41 Mr. Brown that the City Council would need more time for an answer
42 to his request. Dave Brown reported there would be a meeting at the
43 Davis County Library in Bountiful on Feb. 4, 1988 at 7:00 p.m.
44 regarding this matter and that each of the Senators would have
45 representatives at this meeting. The Mayor expressed his
46 appreciation to Mr. Brown for his information and asked that he keep
47 him and the City Council advised of any further data received.

48
49 **OWENS CONST. CO. AGREEMENT PREPARED BY ATTORNEY FOR**
50 **USFG ON THE 500 SOUTH PROJECT IS GIVEN APPROVAL FOR**
51 **SIGNING**

52 Mr. Balling spoke of the contractor, Owens Const. Co., who had
53 been awarded the bid for the widening of 500 South and had worked
54 on this project until the 1st of October and then walked off the

1 job. He informed Mr. Owens that this project would have to be
2 completed under his bond. Mr. Balling stated that there were 3
3 contractors who agreed to finish the work at the same unit prices
4 plus an additional amount of 10 percent, and these contractors were
5 M. C. Green, J.M.R. Const. Co. and England Const. Co. He reported
6 that the work has been completed by these 3 contractors and the
7 difference of cost between the bid item and the 10 percent override
8 is about \$5,000.00. Mr. Balling explained that through contact with
9 Mr. Ford Scalley, attorney for USFG which is the bonding company for
10 Owens Const. Co., an agreement has been drawn up by him to be
11 approved and signed by the City Council which expresses their
12 intention to settle all obligations relating to the project. In the
13 terms of the agreement it is stated that an amount of \$5,403.00 will
14 be subtracted from the \$6,684.52 owed to Owens Construction for
15 completion of the project, to cover the overage paid to the
16 contractors and the balance would then be paid to Owens Const. Co.;
17 that the City would be held harmless and they would indemnify the
18 City against any claims by other parties which were named, and that
19 Owens Const. Co. will guaranty the workmanship for a period of one
20 year. Mr. Balling asked that this agreement be approved. After
21 additional discussion on the amount retained, Councilman Shafter
22 made a motion to approve and authorize the signing of this
23 agreement. The motion was seconded by Councilman Gramoll and
24 favored unanimously.

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26 **FINAL MOTION MADE AND PASSED ON A 3 TO 2 VOTE**
27 **FOR DOWNTOWN BEAUTIFICATION, AS VOTED ON JANUARY 16TH,**
28 **WITH THE EXCEPTION THAT THE ISLANDS WOULD REMAIN AT**
29 **THE 11-FOOT PROJECTION**

30 Mr. Balling reiterated the changes in the previous motion made
31 on January 16th which would increase parking spaces, eliminate the
32 crosswalks, allow 100 South Street to go through and reduce the
33 island projection from 11 feet to 8 feet. He explained that as to
34 the widening of the street by reducing the island projection, it has
35 been determined that this would pose a major problem due to cost and
36 time involved. This matter was discussed, after which Councilman
37 Barton made a motion to accept the plan as was voted on January 16,
38 1988 with the exception that the islands would not be reduced 3 feet
39 but would remain at the 11-foot projection and to get on with the
40 project. The motion was seconded by Councilwoman southwick and
41 passed on a 3 to 2 vote, Councilman Gramoll and Councilwoman Holt
42 voting nay.

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44 **MAYOR REPORTS ON U.S. CONFERENCE OF MAYORS**

45 The Mayor reported favorably on the U.S. Conference of Mayors
46 meeting which he attended in Washington, particularly on the topics
47 of solid waste and air pollution.

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MEETING ADJOURNED AT 11:17 P.M.

Motion approved for adjournment at 11:17 p.m. on a motion made
by Councilwoman Holt and seconded by Councilman Barton.

Dean S. Stahle

MAYOR

Adrian F. Hanson

CITY RECORDER

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