

1 Minutes of the regular meeting of the City Council held July
2 6, 1988 at 7:15 p.m, in the City Council Chambers, Bountiful, Utah,
3 following a field trip to review the downtown project, a sidewalk
4 replacement request at 1449 E 1200 South, and two uncompleted homes
5 (800 So. Davis Blvd. and 1367 E. Granada Circle).
6

7 Present: Mayor: Dean S. Stahle
8 Council Members: C. Harold Shafter, Barbara Holt,
9 Phyllis C. Southwick, Bob
10 Gramoll and H. Keith Barton
11 City Manager: Tom Hardy
12 City Attorney: Layne B. Forbes
13 Asst. City Engineer: Paul C. Rowland
14 City Recorder: Arden F. Jenson
15 City Treasurer: Ira H. Todd
16 Rec. Secretary: Nancy T. Lawrence
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18 Absent: City Engineer: Jack P. Balling
19 Planning Director: Jon Reed Boothe
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21 Official notice of this meeting had been given by posting a
22 written notice of same and an Agenda at the City Hall and providing
23 copies to the following newspapers of general circulation: Deseret
24 News, Davis County Clipper, and Salt Lake Tribune.
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26 Mayor Stahle called the meeting to order and led the pledge of
27 allegiance to the flag. The invocation was offered by Mr. Rowland.
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29 Minutes of the regular meeting of the City Council held June
30 22, 1988 were presented and unanimously approved as written on a
31 motion made by Councilman Gramoll and seconded by Councilwoman
32 Southwick.
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34 **EXPENDITURE AND EXPENSE REPORTS**
35 **APPROVED FOR PERIODS JUNE 16-23, 1988**
36 **AND JUNE 23-27, 1988**

37 Mr. Jenson presented the expenditure report for the period June
38 16-23, 1988 in the amount of \$449,437.17 and the period June 23-27
39 in the amount of \$315,649.15. These expenditures were briefly
40 discussed and then approved on a motion made by Councilman Barton
41 and seconded by Councilwoman Southwick. Voting was unanimous.
42

43 **AGREEMENT WITH LAYTON, CLEARFIELD, AND**
44 **DAVIS CO. RE; E911 SYSTEM APPROVED**

45 Mr. Hardy reviewed the Agreement between Bountiful, Layton,
46 Clearfield, and Davis County regarding the E911 system and provision
47 for payment of a consultant fee to help in preparing the
48 specifications for the E911 system. The Agreement provides that
49 Bountiful will pay 14.7 percent of the fee, based on the number of
50 phone lines on the system. Funding for the study will come from the
51 \$.50/month per phone which has been collected from Bountiful users
52 since January. Based on the recommendation of the staff, this
53 Agreement was approved unanimously on a motion made by Councilman
54 Shafter and seconded by Councilwoman Holt.
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1 **AGREEMENT WITH SO. DAVIS SEWER DISTRICT**

2 **RE: FUNDING FOR EXPANSION APPROVED**

3 Mr. Hardy reviewed the proposed agreement between Bountiful
4 City and the South Davis County Sewer District which would provide
5 for the collection and payment of funds to be used by the Sewer
6 District for plant expansion. He noted that the agreement has been
7 reviewed by staff changes have been incorporated into it. The
8 Agreement provides for the monthly sewer fee to be increased by
9 \$3.00/month and the connection fee to be increased \$250.00. It also
10 provides that Bountiful will have the opportunity to review both the
11 financing and construction program as we deem and that 90 days
12 following completion, Bountiful can evaluate all costs and adjust
13 the fee structure either up or down depending on final construction
14 costs.

15
16 Dal Wayment, manager of the Sewer District explained that the
17 decision of the Board to set the connection fee at \$600.00 was based
18 on a social and economic trade-off where the new connection and the
19 community as a whole share in providing for new growth. (He said
20 that the actual cost for a new connection is between \$8-900.00).

21
22 Councilman Gramoll reported that he had recently met with Mr.
23 Wayment and he complimented Mr. Wayment on the excellent job he is
24 doing in running the District. Following a short discussion of the
25 Agreement, it was unanimously approved (with changes as noted), on
26 a motion made by Councilman Barton and seconded by Councilman
27 Shafter.

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29 **AGREEMENT WITH UP&L REGARDING 138KV**

30 **SUBSTATION APPROVED**

31 Mr. Michaelis reviewed that Bountiful and UP&L share the 138
32 KV substation which was completed in 1979. Since that time, an
33 agreement has been drafted which provides for sharing of maintenance
34 and operation of this facility. He highlighted the major parts of
35 the agreement and noted that it comes to the City Council with the
36 recommendation of approval from the Power Commission and staff. He
37 also noted that Bountiful and UP&L have enjoyed a good working
38 relationship on this facility. Councilman Shatter made the motion
39 that the agreement be approved as presented, Councilwoman Holt
40 seconded the motion and voting was unanimous.

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42 **BID AWARDED TO OKENITE FOR**
43 **UNDERGROUND CABLE FOR POWER DEPT.**

44 Mr. Michaelis presented the bid tabulation for the underground
45 cable (10,000 feet of No. 2 and 100,000 feet of
46 1/0) for the Power Department inventory. He recommended that the
47 low bid from Okenite be approved with \$1,295/M for the No. 2 and
48 \$1,558/M for the 1/0. Mr. Michaelis reviewed the specifications
49 which were written for this wire and noted that they try to be
50 descriptive and not restrictive in their bidding process. He also
51 noted that the warranty was not included in the specifications.
52 Councilman Barton made a motion for approval of awarding the bid to
53 Okenite, Councilwoman Southwick seconded the motion and voting was
54 unanimous.

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1 **COUNCIL RECOGNIZES NEED FOR ACTION**
2 **TO BE TAKEN REGARDING UNFINISHED HOME**
3 **AT 1367 GRANADA CIRCLE (OWNED BY CARL RICHARDSON)**

4 Mr. Hardy referred to the two unfinished homes which the
5 Council visited on the field trip this evening and noted that a
6 group of residents from the neighborhood of the Carl Richardson home
7 at 1367 East Granada Circle were in attendance to express their
8 concern regarding this home. He reviewed that the building permit
9 for the home was issued on November 1, 1977 and the home has not yet
10 been finished. No inspections have been requested since 1981 and
11 the permit has lapsed. In addition to the unfinished home and yard
12 being unsightly, the neighbors are concerned regarding safety.

13
14 Craig and Alice Johnson, immediate neighbors, Terry and Janice
15 Howick, and R. Floyd Asher were in attendance and expressed their
16 frustration regarding the home and the negative impact it has on
17 their neighborhood. They indicated that the neighbors have offered
18 labor and financial assistance to Mr. Richardson in an effort to
19 move the project forward; however, it seems that his intent is to
20 do all the work himself, with his own finances, and therefore he has
21 not accepted any help. After a very lengthy discussion, the Mayor
22 suggested the following procedure in pursuing this problem: (1)
23 that the City follow through to see that the weeds and pile of dirt
24 are taken care of and the outside construction area made safe; (2)
25 that the City Attorney study the possibility of the City adopting
26 an ordinance which would prevent this type of situation throughout
27 the city; (3) that Mrs. Johnson talk with her father (Keith Stahle)
28 regarding possible legal remedy in the civil courts; and (4) that
29 the house be red-tagged providing that no further construction can
30 be done until a new permit is issued. Councilman Barton requested
31 that Mr. Forbes research the possibility of an ordinance as quickly
32 as possible so that these residents would know within 60 days
33 whether or not the City can provide assistance to them in this
34 matter.

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36 **APPROVAL GRANTED TO THE STAR CLUB (DANCE HALL)**
37 **559 WEST 2600 SOUTH - JEREMY NEISH & SCOT MATHEWS**

38 Mr. Hardy reported that a request has come from Jeremy Neish
39 and Scot Mathews for permission to operate a dance hall at Colonial
40 Square in the building formerly used by Pinochios Pizza. He said
41 that they meet the requirements of the ordinance and recommended
42 that a business license be granted. Mr. Neish said that only those
43 persons 16 years old and older can attend and he confirmed that
44 alcoholic beverages will not be allowed on the premises. Councilman
45 Shafter made the motion that approval be granted as recommended,
46 Councilwoman Southwick seconded the motion and voting was unanimous.

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48 **DOWNTOWN MERCHANTS**

49 Lois Pickett, representing the Downtown Merchants Association,
50 expressed appreciation to the contractor working on Main Street
51 (M.C. Green and Sons) for the excellent job they are doing and for
52 the consideration which has been given to the businesses. She also
53 requested that parking signs be placed at 100 East and 100 West to
54 assist shoppers in finding their way to the various businesses.

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1 Jeff Knight, a member of the merchants association, explained
2 the advertising campaign which the merchants are putting together
3 and requested that the Council and RDA consider making a financial
4 contribution to this effort. Dave Piggott was in attendance and
5 said that he would be opposed to the City contributing financially
6 to a select group of merchants and he said that there must be a line
7 between government and private enterprise.

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9 **FIELD TRIP ITEMS DISCUSSED**

10 Mr. Hardy referred to the request that the City pay the full
11 cost for replacement of sidewalk at 1449 East 1200 South. The
12 present City policy of sidewalk replacement is that the property
13 owner pay 50% of the cost and the City pay the other 50%. After a
14 short discussion concerning this matter, Councilman Barton made a
15 motion that the request be denied. The motion was seconded by
16 Councilwoman Holt and carried by a vote of 4-0, with Councilman
17 Shafter abstaining inasmuch as the request involved a relative.

18
19 Mr. Hardy reviewed that Brad Green, project foreman for M. C.
20 Green and Sons, contacted the City on Friday of last week and
21 requested permission to proceed with Main Street **north** of the
22 Redevelopment Area to 400 North. His reasoning was that, if the
23 work went south (200 South to 500 South) this work could not be
24 finished in time for Sidewalk Days. Inasmuch as some of the
25 concrete work has already been done between 100 North and 400 North,
26 and several other factors, this section of the project can be done
27 more quickly. It was also noted that 2 1/2 times more traffic flows
28 to Main Street from 500 South than 400 North and it would be
29 critical to the success of Sidewalk Days to not impede this traffic.
30 Mr. Hardy then gave a progress report on the 3-block Redevelopment
31 area, stating that all of the work will be finished in that area
32 with the exception of the street light fixtures, and some of the
33 planting. He noted that the schedule on the brick pavers is very
34 tight, with the block between Center and 100 North possibly not
35 being grouted by Sidewalk Days.

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37 Councilman Gramoll voiced his concern that the work should
38 continue as outlined in the contract (completion of the south end
39 before the north end) in order to not nullify the rest of the
40 contract. He noted that the merchants on the south end are gearing
41 their advertising and work around the schedule of the south end
42 being done now and he recommended that the work proceed south as
43 originally stated in the contract. A lengthy discussion followed
44 on the pros and cons of working south vs north, and Mr. Forbes
45 pointed out that there would be no problem legally with changes
46 being made to the contract, if those changes were agreeable to both
47 parties. Councilman Gramoll made a motion that the contract be
48 adhered to with the work to proceed south at this time.
49 Councilwoman Holt seconded the motion which carried with a majority
50 vote (Councilmembers Barton and Southwick voted nay).

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52 **EXECUTIVE SESSION SCHEDULED**

53 At the request of Mr. Hardy, Councilman Barton made a motion
54 for an executive session, Councilman Shafter seconded the motion and
55 voting was unanimous.

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(Inasmuch as the hour was late, Mayor Stahle suggested that the executive session be cancelled and it was not held).

The meeting adjourned at 10:26 p.m.

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MAYOR


CITY RECORDER

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