

1 Minutes of the regular meeting of the City Council held
2 February 24, 1988 in the Council Chambers of the City Hall,
3 Bountiful, Utah.

4
5 Present: Mayor: Dean S. Stahle
6 Council Members: Robert Gramoll, Phyllis C.
7 Southwick, Barbara Holt, C.
8 Harold Shafter and H. Keith
9 Barton
10 City Manager: Tom Hardy
11 City Attorney: Layne B. Forbes
12 City Engineer: Jack P. Balling
13 City Recorder: Arden F. Jenson
14 City Treasurer: Ira H. Todd
15 Planning Director: Jon Reed Boothe
16 Rec. Secretary: Beverly B. Todd
17

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

23 Mayor Stahle welcomed all present and gave a special welcome
24 to the young men in attendance on school or scouting assignments;
25 he then led the pledge of allegiance to the flag. The invocation
26 was offered by Councilman Shafter.
27

28 Minutes of the January 13, 1988, January 27, 1988 and February
29 3, 1988 meetings were presented, corrected and approved unanimously
30 on a motion made by Councilman Shafter and seconded by Councilman
31 Gramoll.
32

33 **EXPENDITURE AND EXPENSE REPORTS APPROVED FOR**
34 **JANUARY 28-31, 1988, JANUARY 1988 SUMMARY,**
35 **FEBRUARY 1-11, 1988 AND FEBRUARY 11-18, 1988**

36 Mr. Jenson presented Expenditure and Expense Reports for the
37 period of January 28-31, 1988 in the amount of \$128,710.92, the
38 January 1988 Summary totaling \$1,605,518.75, the period of February
39 1- to 11, 1988 in the amount of \$80,847.35, and the period of
40 February 11 to 18, 1988 totaling \$429,479.09. He reported a
41 correction with reference to the dump truck body listed in the
42 February 1 to 11, 1988 expenditures, stating this item should have
43 been under capital improvements rather than in the general fund.
44 After additional clarifications and comments, all four reports were
45 unanimously approved on a motion made by Councilwoman Southwick and
46 seconded by Councilman Barton.
47

48 **ADDITIONAL AMENDMENT MADE TO JANUARY 13, 1988 MINUTES**

49 Councilman Gramoll questioned Mr. Balling concerning the
50 alternate plan he presented with regard to the downtown improvements
51 in the January 13, 1988 City Council meeting. In referring to the
52 minutes of January 13th, Mr. Balling reported that an insertion
53 should be made in paragraph 3 on page 4 which begins with "Mr.
54 Balling" as follows: "presented an alternate plan which would

1 provide for a uniform width of streets throughout the length of Main
2 Street" and then should continue on with the word "requested" etc.

3 A motion was made by Councilman Gramoll and seconded by Councilman
4 Barton to amend the January 13, 1988 minutes according to the
5 insertion stated by Mr. Balling. The motion passed by a unanimous
6 vote.
7

8 MAYOR WELCOMES GIRLS STATE APPLICANTS

9 The Mayor welcomed the young ladies who had arrived after
10 commencement of the meeting and asked what their interests were.
11 One of them responded by stating that they were Girls State
12 applicants.
13

14 PROPOSED CURFEW ORDINANCE TO HAVE EXCLUSIONS REWRITTEN

15 Mr. Forbes presented recommended changes in the curfew
16 ordinance which, he stated, is proposed to make uniform the
17 provisions of our ordinance with those of adjoining cities. He
18 reported it meets the approval of the Police Department, and
19 provides that for those 16 and under the curfew would be 11:00 p.m.
20 to 5:00 a.m., for those under 18 but over 16 years of age it would
21 be 12:00 midnight to 5:00 a.m. except when accompanied by a parent,
22 legal guardian or other responsible adult, or as required in
23 connection with employment. He mentioned that there are very few
24 arrests made for violation of curfew; however, it gives the officer
25 an opportunity to prevent any drug or other offense. Councilman
26 Shafter expressed concern with respect to the hours for minors
27 engaging in sport activities, who sometime commence their activities
28 as early as 4:00 a.m. These provisions were discussed and a
29 decision was made to have the exclusion or exemption portion of the
30 curfew ordinance rewritten to take into consideration the hours for
31 those engaging in special sport activities. Mr. Forbes said he will
32 present the ordinance with the necessary changes in the next City
33 Council meeting.
34

35 DENNIS ROBBINS OF GRANT THORNTON COMPANY, AUDITORS, 36 PRESENTS MEMORANDUM OF ADVISORY COMMENTS

37 Mr. Dennis Robbins of the auditing firm Grant Thornton Company
38 presented a memorandum of advisory comments. He stated the reason
39 for the letter is to bring to the attention of the City officials
40 any conditions or situations that might be improved. He commended
41 the Power Department for following his company's recommendations on
42 recordkeeping of inventory. Some of the items questioned by City
43 Council members were location, exposure and security of Water
44 Department equipment or inventory, safety of investment funds
45 through Utah Money Management Council, self insurance and claims,
46 to which Mr. Hardy and Mr. Robbins responded. Councilman Shafter
47 commended the Grant Thornton Company for the detailed memorandum.
48 Mr. Robbins stated that Bountiful City is a well-run and organized
49 city and commended the officials for their management and direction
50 which keeps the city in good financial condition. The mayor

1 remarked that over the last several years the City has endeavored
2 to follow the recommendations of the auditors and he then thanked
3 Mr. Robbins for his report.

4
5 **APPROVAL GRANTED RESOLUTION 88-2 PERTAINING**
6 **TO ANNEXATION PETITION AND HEARING SET FOR**
7 **APRIL 6, 1988 AT 7:30 P.M.**

8 Mr. Hardy presented Resolution No. 88-2 entitled: RESOLUTION
9 ACCEPTING A PETITION FOR ANNEXATION FOR THE PURPOSE OF PREPARING A
10 POLICY DECLARATION. He displayed a map and pointed out the location
11 of the proposed annexation which is easterly of Orchard Drive in the
12 2900 South area and includes 300 West, 400 West and Vista Circle
13 Drive. Mr. Hardy gave background information leading to this
14 petition and said there are 25 homes involved; that 15 of the 25
15 residents were in favor of annexation, and that the purpose for the
16 annexation is to more economically handle the power for these
17 residents. Councilman Barton made a motion to adopt Resolution No.
18 88-2, authorize the Mayor and City Recorder to sign the document,
19 and that a hearing date be set for April 6, 1988 at
20 7:30 p.m. The motion was seconded by Councilman Shafter and voting
21 was unanimous in the affirmative.

22
23 **RESOLUTION NO. 88-1 ADOPTED FOR ISSUANCE OF**
24 **INDUSTRIAL DEVELOPMENT REVENUE REFUNDING BONDS**
25 **(BOUNTIFUL GATEWAY PARK PROJECTS) 1988 SERIES**

26 Mr. Stan Stoll of the firm Snow, Christensen and Martineau,
27 along with Scott Kjar, Steve Smoot and Leon Peterson (developers of
28 Gateway park), presented Resolution No. 88-1 pertaining to IDR bonds
29 for Bountiful Gateway Park projects. This resolution is entitled:
30 A RESOLUTION OF THE CITY COUNCIL OF BOUNTIFUL CITY, DAVIS COUNTY,
31 UTAH, RELATING TO THE BOUNTIFUL CITY UTAH INDUSTRIAL DEVELOPMENT
32 REVENUE REFUNDING BONDS (BOUNTIFUL GATEWAY PARK PROJECTS) SERIES
33 1988, IN THE AGGREGATE PRINCIPAL AMOUNT OF \$555,650,000, DATED AS
34 OF NOVEMBER 1, 1987, AUTHORIZING THE EXECUTION AND DELIVERY OF A
35 SUPPLEMENTAL INDENTURE OF TRUST AND RELATED DOCUMENTS REQUIRED IN
36 CONNECTION THEREWITH; AUTHORIZING THE USE OF A REMARKETING CIRCULAR,
37 AND AUTHORIZING THE TAKING OF ALL OTHER ACTIONS NECESSARY TO THE
38 CONSUMMATION OF THE TRANSACTIONS CONTEMPLATED BY THIS RESOLUTION.
39 Mr. Stoll reported that in November, 1987 the Bountiful City Council
40 approved the issuance of IDR bonds in connection with Bountiful
41 Gateway Park project and the proceeds of those bonds were placed in
42 escrow pending a suitable credit enhancement being delivered to the
43 trustees on the bond issue. He said Barclays Bank of England has
44 come forward and offered to credit enhance at this time and this
45 resolution would authorize the execution of a supplemental indenture
46 to facilitate that credit enhancement. Mr. Forbes reported that he
47 has reviewed this resolution and it is in order and consistent with
48 all past resolutions adopted with regard to this particular type of
49 bond issue. Councilman Shafter made a motion to adopt Resolution
50 No. 88-1 and authorize the Mayor and City Recorder to sign the

1 document. Councilwoman Southwick seconded the motion which passed
2 by a majority vote, Councilman Gramoll abstaining inasmuch as he
3 felt he did not have enough background on this type transaction.
4 Therefore, the Mayor had Mr. Stoll give additional detail on the
5 purpose for the bond issuance. Mr. Stoll explained that these
6 revenue bonds are for facilitating the development of commercial and
7 industrial property within a community, that the bonds do not
8 represent an obligation of the City and they bear tax exempt rates,
9 and he gave further information and background pertaining to the
10 Gateway Park development. Councilman Gramoll inquired as to the
11 present ownership of Gateway Park and Mr. Scott Kjar, one of the
12 developers, responded to his inquiry. Councilman Gramoll then felt
13 qualified to respond to the motion and voted in favor of adopting
14 Resolution No. 88-1, making it a unanimous vote.
15

16 **AUTHORIZATION GRANTED TO SIGN COOPERATIVE AGREEMENT**
17 **WITH THE STATE FOR STREET CORRECTIONS ON 500 SOUTH,**
18 **400 NORTH AND 200 WEST**

19 Mr. Balling reported that Utah Department of Transportation
20 desires to make corrections on 500 South, 400 North and 200 West
21 which are State-owned streets. He said the corrections consist of
22 raising 12 manholes and 17 valves on these streets, and the State
23 is willing to pay the City \$6,000.00, or \$325.00 per manhole and
24 \$125.00 per water valve box. He recommended that the City Council
25 authorize the signing of this Cooperative Agreement with the
26 U.D.O.T. to complete this work. Councilman Gramoll made a motion
27 to approve the Cooperative Agreement and authorize signature of the
28 Mayor and City Recorder. The motion was seconded by Councilman
29 Barton and favored unanimously.
30

31 **APPROVAL GIVEN FOR PAYMENT OF CITY'S SHARE OF**
32 **COST FOR 2600 SOUTH STREET CONSTRUCTION**

33 Mr. Balling presented information on the 2600 South Street
34 construction. He explained that when this street was constructed,
35 the federal government was to pay 92 percent of the project and the
36 City and Davis County were to pay the remaining 8 percent. He
37 mentioned that the State was responsible for construction, surveying
38 and inspection of the project and some portions of the project were
39 not acceptable by the federal government and they denied payment at
40 that time for the unacceptable portions. He further explained that
41 U.D.O.T. therefore paid for the entire portion of the work and that
42 the City, under contract, is required to reimburse U.D.O.T. and they
43 have now sent the City a billing for \$64,462.42 as the City's share
44 of the expense. He recommended that this be paid to U.D.O.T.
45 Unanimous approval was given for payment of the \$64,462.42, per Mr.
46 Balling's recommendation, on a motion made by Councilman Shatter and
47 seconded by Councilwoman Southwick.
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1 **REQUEST TABLED FOR AMENDING ORDINANCE ON**
2 **REGULATION OF PUBLIC USE OF AMUSEMENT DEVICES**

3 Mr. Hardy reviewed the previous ordinance for the licensing
4 and regulation of the public use of amusement devices. He told of
5 problems with these devices attracting the youth and resulting in
6 excessive spending by them, and reported that Mr. Jim Etheridge's
7 request is the first one presented to the City recently for an
8 arcade. Mr. Jim Etheridge was present to request dispensation from
9 the City Council on consideration for a change in the ordinance to
10 allow up to 25 machines at his place of business located in Colonial
11 Square, and he referred to a letter, copies of which had been
12 furnished previously to the City Council members. It was pointed
13 out that the present ordinance only allows four amusement devices
14 at any one location. Mr. Etheridge explained the operation hours
15 which, he stated, excludes school hours for students, and late p.m.
16 hours. He further explained that it is not just a video machine
17 store, but includes a baseball card trading (selling and buying)
18 shop and a small beverage counter, and that it will be under adult
19 supervision at all times. The hours were discussed at length and
20 various other considerations, at the conclusion of which Councilman
21 Barton made a motion to table a decision on this request until
22 additional information could be obtained from the Police Department
23 and the regulations of other cities, and that a report be made in
24 the City Council meeting of March 9th. The motion was seconded by
25 Councilman Gramoll and carried unanimously.

26
27 **GIRLS STATE REPRESENTATIVE PRESENTS**
28 **VIEWS ON CURFEW ORDINANCE**

29 Rachel Mabey of Bountiful High School, one of the Girls State
30 representatives in attendance, gave three reasons for voting against
31 the proposed new curfew ordinance, as follows: (1) It provides for
32 unfair distinction between ages; (2) There is no distinction between
33 weekdays and weekends; and (3) The curfew is too rigid due to the
34 element of high school activities. She feels the current curfew
35 ordinance is more acceptable. The Mayor thanked her for her fine
36 presentation and the City Council members made a decision to get
37 additional input from other cities on the curfew ordinance
38 consideration. Remarks were made by some of the other Girls State
39 representatives on various matters discussed this evening.

40
41 **EXECUTIVE SESSION APPROVED**

42 Councilwoman Southwick made a motion to approve the executive
43 session. The motion was seconded by Councilman Shafter and carried
44 unanimously.

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46 At 8:55 p.m. the meeting was adjourned to the Conference Room
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1 **CITY COUNCIL APPROVES MONUMENT TO BE PLACED**
2 **IN 400 NORTH PARK ROSE GARDEN**

3 At 9:12 p.m. the meeting resumed in the Conference Room to
4 consider plans for recreational facilities. Mr. Hardy said Mrs.
5 Eldeen Trimble is in attendance to present a proposal. Mrs. Trimble
6 stated that she is a member of the South Davis Community Choir and
7 the Choir will be going to Bethlehem to participate in the
8 celebration of the 40th year of Bethlehem's statehood and
9 independence. She said they desire to raise money for the trip and
10 explained that the financial committee is proposing a monument to
11 be erected in honor of Bethlehem, Bountiful's sister city, and the
12 choir members will solicit residents of the community for donations
13 to the monument and will have their names placed on the monument
14 plaque. The location for the monument was considered and Neal
15 Jenkins, Recreation Director, suggested it be placed in the 400
16 North Park rose garden. Councilman Gramoll made a motion to approve
17 the concept of this monument with final approval on the design and
18 location to be made at a later time. Councilman Shafter seconded
19 the motion on the basis that the monument be placed to one side of
20 the rose garden at the 400 North Park, allowing space on the other
21 side for a monument to be erected to Bountiful's other sister city,
22 with the final detail of approval for its design and location in the
23 future. Mrs. Trimble explained that those raising the money are
24 members of the choir and they do not desire to raise money for both
25 monuments. The motion was then passed on a unanimous vote.

26
27 **MOTION APPROVED FOR CONCEPT OF RECREATION FACILITY**
28 **EXPANSION AND FOR ARCHITECT TO PROCEED WITH PLANS**
29 **UNDER DIRECTION OF CITY ENGINEER**

30 Mr. Jenkins displayed a drawing of the proposed recreation
31 facilities which, he stated, include an air structure over swimming
32 pool, expansion of racquetball courts, additional dressing rooms,
33 improved front office space and enlargement of lobby and snack bar
34 area, and observation deck for racquetball tournaments. He reported
35 that the total cost of this revision is \$816,000.00 including the
36 engineer's estimate on the deck work and landscaping of \$101,000.00
37 and the pool bubble cost of \$160,000.00. He explained that it will
38 be necessary to eliminate 6 parking spaces in the main recreation
39 center parking area and that an additional 70-space parking lot is
40 proposed east of the recreation center. He reported that there is
41 \$700,000.00 presently in the budget for these proposed plans. The
42 traffic flow (ingress and egress) was a matter of concern, and a
43 suggestion was made for opening the one-way street from 400 North
44 to two-way traffic. After studying the plans and discussing all
45 considerations, Councilman Gramoll made a motion to grant approval
46 of the concept of the expansion of the facility, as presented, so
47 the architect can proceed with plans under the direction of the City
48 Engineer. The motion was seconded by Councilman Shafter and voting
49 was unanimous in the affirmative.

1 **REQUEST TABLED FOR DECK AND OTHER IMPROVEMENTS AT**
2 **GOLF COURSE CLUBHOUSE UNTIL POSSIBILITIES FOR**
3 **ADDITIONAL 9-HOLE GOLF COURSE IS FURTHER EXPLORED**

4 Mr. Jenkins stated that in the budget this year \$40,000.00 has
5 been provided for a deck around the perimeter of the clubhouse at
6 the golf course. He displayed a drawing of the clubhouse area and
7 said the Recreation Committee also considered the possibility of
8 enlarging the seating capacity of the restaurant and increasing the
9 size of the kitchen and storage area for a total cost of
10 \$145,000.00. Mr. Jenkins explained that the deck could be used for
11 observation, that it would have a scenic value and that it is hoped
12 people would make use of it for additional dining area. He reported
13 that \$1.00 of every round of golf has been set aside for these
14 improvements over the years and \$125,000.00 is available in this
15 account. He pointed out that this expansion would cost \$105,000.00
16 over the budgeted amount. Councilman Gramoll expressed opposition
17 to the deck idea and felt the funds should be utilized for another
18 golf course which would be more in demand. Golf course sites were
19 questioned and Mr. Hardy responded, stating this has been explored
20 and there are no available sites within the corporate limits of the
21 City. Possible locations outside the City that might be annexed
22 were considered. After additional comments and suggestions, it was
23 determined that the deck proposal should be tabled until
24 possibilities of an additional 9-hole course location has been
25 further explored.

26
27 **ARCHITECT'S PLAN FOR CABLE-CONTROLLING SWIMMING**
28 **POOL COVERING TABLED**

29 Mr. Don Johnson, a local architect, presented a proposal for
30 a pressurized retractable swimming pool cover which would be
31 controlled by cables and would allow areas of sunlight when desired.
32 He displayed a drawing of the cover, the proposed columns on the
33 north side and special panel openings on the south side of the pool
34 to the adjoining activity area which could be used for picnicking,
35 children's play area and other pool-related facilities. Mr. Johnson
36 responded to Councilman Gramoll's inquiry as to where this type of
37 structure has been or is being used and Mr. Johnson replied that it
38 is entirely unique, that this would be the first of its kind. The
39 Mayor reported three concerns of the Recreation Committee which were
40 the time limit, the north wall and additional funding, and he stated
41 that the Committee did not have a recommendation. Several comments
42 were made regarding the need to proceed with the present plan for
43 the pool covering and to consider this at the time that the cover
44 might need to be replaced to function properly. A motion was made
45 by Councilman Gramoll to thank Mr. Johnson for his suggestion and
46 contribution, and that this matter be tabled until the time when
47 bubble replacement is needed. The motion was seconded by Councilman
48 Barton and unanimously favored.

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50 The meeting adjourned at 10:47 p.m.

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Dean S. Stahle

MAYOR

Alden F. Jensen
CITY RECORDER

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