

1 Minutes of the regular meeting of the City Council held August
2 3, 1988 at 8:20 p.m. in the Council Chambers, Bountiful, Utah,
3 following a field trip to several points in the City.

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5 Present: Mayor Pro Tempore: Bob Gramoll
6 Council Members: C. Harold Shafter, Barbara Hit,
7 Phyllis C. Southwick, and H.
8 Keith Barton
9 City Manager: Tom Hardy
10 City Attorney: Layne B. Forbes
11 City Engineer: Jack P. Balling
12 City Recorder: Arden F. Jenson
13 Dep. Recorder: Lois Hoskins
14 Rec. Secretary: Nancy T. Lawrence
15 Dept. Heads: Cliff Michaelis, Power
16
17 Absent: Mayor: Dean S. Stahle
18 Planning Director: Jon Reed Boothe
19

20 Official notice of this meeting had been given by posting a
21 written notice of same and an Agenda at the City Hall and providing
22 copies to the following newspapers of general circulation: Deseret
23 News, Davis County Clipper, and Salt Lake Tribune.
24

25 Mr. Hardy reported that the Mayor was ill and would not be in
26 attendance at the meeting, following which a motion was made by
27 Councilman Barton that Councilman Gramoll serve as Mayor Pro-tern.
28 Councilman Shafter seconded the motion and voting was unanimous.
29

30 The Mayor Pro-tern then called the meeting to order, welcomed
31 those in attendance, and led the pledge of allegiance to the flag.
32 The invocation was given by Mr. Hardy.
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34 Minutes of the regular meeting of the City Council held July
35 27, 1988 were presented and unanimously approved as corrected on a
36 motion made by Councilman Shafter and seconded by Councilman Barton.
37

38 EXPENDITURE AND EXPENSE REPORT

39 Mr. Jenson reported that Kary Laughter, who handles accounts
40 payable, has been on vacation and no payments have been made during
41 the past week. Therefore, there was no Expenditure and Expense
42 Report.
43

44 ENGAGEMENT LETTER WITH GRANT THORNTON 45 AND CO FOR INDEPENDENT AUDIT APPROVED

46 Mr. Hardy referred to the Engagement Letter from Grant Thornton
47 and Company outlining their proposal to the City for the independent
48 audit for the 1987-88 fiscal year. Following brief discussion,
49 Councilman Barton made the motion that the Engagement Letter with
50 Grant Thornton and Company be approved and that the Mayor Pro-tern
51 and City Recorder be authorized to sign it. Voting on the motion
52 was unanimous.
53

54 SIGHT CLEARANCE ORDINANCE TO 55 HAVE FURTHER STUDY

56 Mayor Pro-tern Gramoll reviewed that the Council had considered
57 a revision to the sight clearance ordinance in their meeting last
58 week and it was felt prudent to make a field trip to view the impact

1 of the proposed ordinance on residents of the City. This matter was
2 one that was considered in this evenings field trip. Mr. Balling
3 summarized the major points of the present ordinance and the
4 recommendations of the National Traffic Safety Council regarding
5 sight clearance at intersections. He said it is the staff
6 recommendation to further review the ordinance with consideration
7 being given to the 30-ft. triangular open space on corners being
8 measured from the curb line (and not the property line) where there
9 are traffic control devices, and the area being increased to a 40-
10 ft. area on intersections where there are no traffic control
11 devices. Councilman Barton also suggested that consideration be
12 given to measuring the 2-ft. height restriction from the natural
13 level of the ground on private property. Councilman Barton then
14 made the motion that action on this ordinance be tabled for one week
15 to give the staff time to incorporate the proposed changes.
16 Councilman Shafter seconded the motion and voting was unanimous.

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18 **RES. NO. 88-9--AGREEMENT BETWEEN PINEVIEW**
19 **WATER USERS AND BOUNTIFUL CITY RE: TRANSFER**
20 **OF LICENSE APPROVED**

21 Mr. Michaelis explained that the Federal Energy Regulatory
22 Commission (FERC) has approved a request for transfer of the license
23 for the Pineview hydroelectric project from the Pineview Water Users
24 to include Bountiful as a co-participant. It is the recommendation
25 of the staff and Power Commission that the Agreement be approved.
26 It was noted that the license was issued for 50 years and 46 years
27 remain. Councilman Shafter made the motion that Bountiful enter
28 into this agreement (FERC No. 4597-004) and that the Mayor Pro-tern
29 and City Recorder be authorized to sign Resolution No. 88-9.
30 Councilwoman Southwick seconded the motion which carried
31 unanimously.

32

33 **AGREEMENT WITH DAVIS COUNTY AND NORTH**
34 **SALT LAKE RE: STORM DRAIN PROJECT APPROVED**

35 Mr. Balling explained that North Salt Lake has had storm
36 drainage problems along Highway 89-91 south of 2600 South to
37 approximately 3800 South. They have requested that Bountiful, Davis
38 County, and the State assist them in resolving this problem through
39 the construction of the Pebble Creek storm drain system. Mr.
40 Balling reviewed the major points of the Agreement, noting that
41 Bountiful's share of the costs would be \$14,818.00. The total
42 project is estimated at \$61,000 and North Salt Lake has agreed to
43 cover any costs which exceed this figure. Mr. Balling reported that
44 it is the recommendation of the staff to approve this request. In
45 response to questions from the Council, Mr. Hardy explained that
46 this project was approved and budgeted in last year's budget;
47 however, the project was not done last year and it was not included
48 in this year's budget. Therefore, it would be funded from the
49 contingency fund.

50

51 Mayor Pro-tern Gramoll asked if the County has properly planned
52 for drainage in the area where this project will terminate.
53 Councilman Shafter asked if the project comes in under the bid
54 estimate, would the savings be apportioned to all parties or will
55 North Salt Lake be the only entity affected. Following a brief

1 discussion, it was the consensus of the Council that if North Salt
 2 Lake is willing to assume any costs over \$61,000 and all liability
 3 (as stipulated in the Agreement), then it is fair to also give them
 4 the opportunity of savings should the bid be low. Councilman Barton
 5 made the motion that the Agreement be approved as written,
 6 Councilwoman Southwick seconded the motion and voting was unanimous.

7
 8 **REPORT FROM PLANNING COMMISSION**

9 Councilman Shafter reported that the Planning Commission
 10 considered the following two major items: (1) a request for a
 11 resident health care facility for the mentally retarded on Medical
 12 Drive; and (2) a single-family PUD in the Danbury condominium
 13 development on 200 West 800 North. The Planning Commission denied
 14 the request for the health care facility on the basis that it does
 15 not meet the ordinance (there is another similar facility within 3/4
 16 of a mile). They also recommended that the applicants request an
 17 ordinance change which would delete the 3/4-mile limitation so that
 18 the Medical Drive location could be used. Conditional approval was
 19 granted to the PUD request, with no action from the Council
 20 required.

21
 22 **EXECUTIVE SESSION APPROVED**

23 At the request of Mayor Pro-tem Gramoll, an executive session
 24 was scheduled immediately after this meeting for the purpose of
 25 discussing pending litigation. This action was taken on a motion
 26 made and seconded by Councilmen Shafter and Barton, respectively.

27
 28 **MISCELLANEOUS**

29 Former councilman Bob Linnell was in attendance and made two
 30 observations: (1) a provision should be made for all parties to
 31 share proportionately from a low bid on the Pebble Creek storm drain
 32 project; and (2) if Bountiful is going to give financial support to
 33 the various arts groups, it would be appropriate for these groups
 34 to patronize local businesses (i.e., the travel agencies in the case
 35 of the trip to Israel by the Community Choir). It was pointed out
 36 by the City Council that no City funds were used for the trip to
 37 Israel.

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 39 The meeting adjourned at 9:25 p.m.

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 44 MAYOR

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 49 CITY RECORDER

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