

1 Minutes of the regular meeting of the City Council held
2 March 8, 1989 at 7:00 p.m. in the Council Chambers of the City
3 Hall, Bountiful, Utah.

4
5 Present: Mayor: Dean S. Stahle
6 Council Members: C. Harold Shafter,
7 Barbara Holt, Phyllis C.
8 Southwick, Robert Gramoll, and
9 H. Keith 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 Planning Dir.: Jon Reed Boothe
15 Dep. Recorder: Lois Hoskins
16 Rec. Secretary: Nancy T. Lawrence
17

18 Mayor Stahle called the meeting to order and led the pledge
19 of allegiance to the flag. The invocation was offered by Mr.
20 Forbes
21

22 Official notice of this meeting had been given by posting a
23 written notice of same and an Agenda at the City Hall and provid-
24 ing copies to the following newspapers of general circulation:
25 Deseret News, Davis County Clipper, and Salt Lake Tribune.
26

27 Minutes of the regular meeting of the City Council held March
28 1, 1989 were presented and unanimously approved as written on a
29 motion made by Councilman Gramoll and seconded by Councilman
30 Shafter.
31

32 **EXPENDITURE AND EXPENSE REPORTS**
33 **APPROVED FOR FEBRUARY**

34 Mr. Jenson presented the Expenditure and Expense Report for
35 the Period February 23-28, 1989 in the amount of \$389,647.96,
36 noting one correction in the annotation. These expenditures were
37 unanimously approved, after being discussed, on a motion made by
38 Councilwoman Holt and seconded by Councilman Shafter.
39

40 The Summary of Expenditures for February, totaling
41 \$2,016,829.88, was then presented and discussed. Councilman
42 Shafter made a motion for approval of this report, Councilman
43 Gramoll seconded the motion and voting was unanimous.
44

45 **COUNCIL INVITED TO ATTEND**
46 **TRANSCOM MEETING - MARCH 16, 1989**

47 Mr. Balling reported that the WFRC Transportation Committee
48 will be meeting on March 16th at 10:00 a.m. in the Bountiful City
49 Council Chambers to consider a request for funding of the Orchard
50 Drive project. He invited the Council and Mayor to be in atten-
51 dance to give their support to this matter.
52

53 **BLUE STAKE AGREEMENT APPROVED**

54 Mr. Balling reported that one year ago the State legislature
55 passed a bill which required all cities to be participants in the
56 Blue Stake program. This program, which was originated by Mountain
57 Fuel, US West, and UP&L, provides for contractors to make one call
58 to a prime contractor and request the location of utility lines.

1 The prime contractor (who is Craig F. Sorensen Construction Co.)
2 then assumes the responsibility of notifying all utilities of the
3 location request. Inasmuch as State law requires participation,
4 Bountiful has purchased the necessary equipment to receive the
5 messages from Sorensen and approval of the second party agreement
6 by the Council is requested. The cost of this service is
7 \$125/month, plus \$.10 for each transmission.

8
9 Mr. Balling noted that at the present time Sorensen does not
10 have the capability to break out just Bountiful's messages; so all
11 transmissions for South Davis County are routed to Bountiful and
12 will be charged to Bountiful. He estimated that of ten calls
13 received a day, about half are Bountiful's. He also noted that
14 within the next 3 months, Sorensen hopes to be able to sort
15 transmissions by individual cities. Mr. Forbes has reviewed the
16 Agreement, and based on State statute, recommends that it be
17 approved. Councilwoman Holt made the motion that the second party
18 agreement be approved as presented, Councilman Shafter seconded the
19 motion and voting was unanimous.

20
21 ORD. NO. 89-4 ADOPTED--

22 AMENDMENT OF ZONING ORD. RE: SCREENING DEVICES

23 Mr. Forbes stated that last week the Council had considered
24 an amendment to the zoning ordinance which would provide a more
25 strict definition of screening devices for roof-mounted mechanical
26 equipment. With input from that meeting, two proposed ordinances
27 were prepared. He reviewed the two alternatives and asked for
28 input from the Council as to the one they would prefer. Councilman
29 Gramoll made the motion that the ordinance which included the
30 language "aesthetically pleasing" be adopted. Councilwoman
31 Southwick seconded the motion. Discussion followed regarding this
32 alternative and the Council made one addition to it (the word
33 "public" in Section 1. (B) (2) "...roof mounted mechanical
34 equipment from **public** view"....). Ordinance No. 89-4 entitled "AN
35 ORDINANCE AMENDING TITLE XIV, CHAPTER 12.1, SECTION 207(B) (2), OF
36 THE REVISED ORDINANCES OF BOUNTIFUL, UTAH, 1965, AS AMENDED, BY
37 PROVIDING FOR SCREENING DEVICES SURROUNDING ROOF MOUNTED MECHANICAL
38 EQUIPMENT AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES
39 IN CONFLICT THEREWITH", was then adopted by a majority vote.
40 Councilman Shafter voted "nay", having expressed his opinion that
41 the terms "aesthetically pleasing" would be difficult to define as
42 they relate to enforcement of the ordinance.

43
44 There was a large group of Scouts in attendance at the meeting
45 and at this time the Mayor introduced the elected officials and
46 staff members and gave a brief explanation of their duties.

47
48 HANDCART DAYS PARADE ROUTE DISCUSSED

49 Jim Rushforth, Handcart Days parade chairman, explained to
50 the Council that many people have approached him about the
51 possibility of having the 24th of July (Handcart Days) parade on
52 100 West as was done last summer (due to construction on Main
53 Street). He said he has checked with the downtown merchants and
54 they would prefer that the parade be on Main Street; LDS Stake
55 leaders (sponsors of the parade) favor 100 West Street. He
56 requested direction from the Council as to where the parade should

1 be held. It was noted that inasmuch as the parade will be on a
2 Saturday at 6:00 p.m., most of the downtown stores will be closed.
3 The 100 West route is preferred by participants because the street
4 is wider and it is cooler. Parade viewers also prefer 100 West
5 because of the trees and shade. Following discussion, Councilman
6 Barton made the motion that the parade route be on Main Street;
7 Councilwoman Southwick seconded the motion which failed for lack
8 of a majority (Councilmen Shafter and Gramoll and Councilwomen Holt
9 and Southwick voted "nay").

10
11 **PRELIMINARY AND FINAL APPROVAL GRANTED**
12 **TO OFFICE BUILDING - 200 WEST CENTER ST.**

13 Mr. Boothe presented the site plan for a small office building
14 on the southeast corner of Center Street and 200 West (Clyde
15 Nelson, developer), and reported that it is the recommendation of
16 the Planning Commission that preliminary and final approval be
17 granted, subject to the following conditions: (1) payment of the
18 storm drain fee in the amount of \$439.00; (2) posting of a bond to
19 guarantee the integrity of the curb, gutter, and sidewalk; (3)
20 posting of a landscape bond to guarantee completion of the
21 landscaping and sprinkling system; and (4) compliance with the
22 Uniform Building Code. Councilman Shafter mentioned that this
23 contractor has worked very closely and in harmony with the
24 neighbors and should be commended. Councilman Gramoll made the
25 motion that preliminary and final approval be granted as recom-
26 mended; Councilman Barton seconded the motion and voting was
27 unanimous.

28
29 **EXECUTIVE SESSION SCHEDULED**

30 At the request of the Mayor, Councilman Shafter made a motion
31 that an executive session be held immediately after this meeting
32 for the purpose of discussing the acquisition of real property.
33 Councilwoman Southwick seconded the motion which carried unanimous-
34 ly.

35
36 **ORD. NO. 89-5 ADOPTED RE:**
37 **AMENDMENT OF BEER LICENSING**

38 Mr. Forbes explained that the present ordinance regulating
39 the licensing of establishments who wish to sell beer is difficult
40 to enforce and contains a requirement that is not helpful or
41 needful in relation to this matter. He recommended that the
42 ordinance be amended to delete the unnecessary language (a
43 provision that the application "shall be accompanied by a certi-
44 ficate of at least five resident free-holders of the voting
45 district in which the license is to be effective, to the effect
46 that each of the persons aforesaid personally knows the applicant,
47 that in his opinion the applicant is a fit and proper person to be
48 granted a license"). Following a brief discussion, Ord. No. 89-5,
49 entitled "AN ORDINANCE AMENDING TITLE III, CHAPTER 2, SECTION 103
50 OF THE REVISED ORDINANCES OF BOUNTIFUL, UTAH, 1965, AS AMENDED, BY
51 PROVIDING FOR LICENSES REQUIRED BY THIS CHAPTER AND REPEALING ALL
52 ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT THEREWITH", was
53 unanimously adopted on a motion made by Councilwoman Holt and
54 seconded by Councilman Gramoll.

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