

1 Minutes of the regular City Council meeting held November
2 6, 1985 at 7:00 p.m. in the City Hall of Bountiful, Utah.
3

4 Present: Mayor Pro Tempore: J. Dean Hill
5 Council Members: C. Harold Shafter, Richard
6 G. Sharp, Phyllis C.
7 Southwick, and Jerry K.
8 Lawrence
9 City Manager: Tom Hardy
10 City Attorney: Layne B. Forbes
11 City Engineer: Jack P. Balling
12 City Recorder: Arden F. Jenson
13 Planning Director: Jon Reed Boothe
14 Dep. Recorder: Lois Hoskins
15 Rec. Secretary: Nancy T. Lawrence
16

17 Absent: Mayor: Dean S. Stahle
18

19 Councilman Lawrence stated that Mayor Stahle most likely
20 would not be in attendance due to a sudden illness in his
21 family and he made the motion that Councilman Hill serve as
22 Mayor Pro Tempore. Councilman Sharp seconded the motion and
23 voting was unanimous.
24

25 Mayor Pro Tempore Hill welcomed those in attendance,
26 following which he led the pledge of allegiance to the flag.
27 The invocation was offered by Councilman Lawrence.
28

29 Official notice of this meeting had been given by posting
30 a written notice of same and an agenda at the City Hall and
31 providing copies to the following newspapers of general
32 circulation: Davis County Clipper, Deseret News, and Salt Lake
33 Tribune.
34

35 Minutes of the regular meeting of the City Council held
36 October 23, 1985 were presented and unanimously approved as
37 written on a motion made by Councilwoman Southwick and seconded
38 by Councilman Shafter.
39

40 EXPENDITURE AND EXPENSE REPORT APPROVED

41 Mr. Jenson presented the Expenditure and Expense Report
42 for the Period October 18-25, 1985 in the amount of
43 \$398,520.10. He noted that the total premium for adding an
44 additional \$2 million umbrella to the city's liability insur-
45 ance coverage comprised \$35,430.00 of said total. Following a
46 brief discussion of the expenditures, Councilman Shafter made
47 the motion that they be approved as presented, Councilman Sharp
48 seconded the motion and voting was unanimous.
49

50 GORDON GARRETT HONORED UPON 51 RETIREMENT

52 Mayor Pro Tern Hill stated that Gordon Garrett, newly
53 retired employee of the Police Department, would be honored
54 this evening and he called on Chief Larry Higgins to present
55 Mr. Garrett. Chief Higgins stated that Mr. Garrett had worked
56 with the City for 24 years and had served in all functions of
57 the Police Department. He praised him for his willingness to
58 accept any and all assignments and said that he served valiant-

1 ly and faithfully as a police officer. Mayor Pro Tern Hill
 2 presented Mr. Garrett with a gift on behalf of the City and
 3 expressed appreciation for the service which he had rendered,
 4 following which Mr. Garrett expressed his gratitude.

5
 6 **RES. NO. 85-15 ADOPTED PROVIDING FOR**
 7 **THE ISSUANCE OF ELECTRIC REVENUE BONDS**

8 Mr. Hardy reported that it is the recommendation of the
 9 staff that two resolutions be approved to facilitate financing
 10 of the proposed Echo, East Canyon and Moon Lake hydro-electric
 11 projects. He reviewed Resolution No. 85-15, a RESOLUTION
 12 PROVIDING FOR THE ISSUANCE OF ELECTRIC REVENUE BONDS, and noted
 13 that the City has not done any bonding since 1974. He summar-
 14 ized that the 1985 issue will be for \$17,585,000, with a
 15 floating interest rate on \$9 million and a fixed rate on the
 16 remaining \$8,585,000. Following discussion of this resolution,
 17 Councilman Lawrence made the motion that it be approved and
 18 that the Mayor and City Recorder be authorized to sign it.
 19 Councilman Sharp seconded the motion and voting was unanimous.

20
 21 **RES. NO. 85-16 ADOPTED PROVIDING FOR**
 22 **THE PUBLICATION OF A NOTICE OF INTENT**
 23 **TO ISSUE BONDS**

24 Mr. Hardy then explained that in conjunction with the
 25 above action, it is necessary to adopt Resolution No. 85-16, a
 26 RESOLUTION PROVIDING FOR THE PUBLICATION OF A NOTICE OF INTENT
 27 TO ISSUE BONDS. Councilman Sharp made the motion that
 28 Res. No. 85-16 be approved as explained, and that the Mayor and
 29 City Recorder be authorized to sign it. Councilwoman Southwick
 30 seconded the motion and voting was unanimous.

31
 32 **HUGH WIGHAM HONORED FOR SERVICE**
 33 **IN AMERICAN CEMETERY ASSOCIATION**

34 Mr. Hardy reported that Hugh Wigham, Cemetery Super-
 35 intendent, recently served as a member of the Board of
 36 Directors of the American Cemetery Association and in this
 37 regard, he is the recipient of two certificates. One certifi-
 38 cate is in recognition of serving as Chairman of the 1985
 39 National Conference, and the other certificate recognizes his
 40 distinguished service on the Board. Mayor Pro Tern Hill
 41 presented the certificates to Mr. Wigham and expressed pleasure
 42 on behalf of the City for the recognition which Mr. Wigham has
 43 received.

44
 45 **COUNCIL ACCEPTS 1984-85 AUDIT REPORT**
 46 **PERFORMED BY ALEXANDER GRANT & CO.**

47 Steven L. Zink, representing Alexander Grant and Company,
 48 presented the Comprehensive Annual Financial Report for the
 49 City of Bountiful for the Fiscal Year Ending June 30, 1985. He
 50 referred to the fact that the Council members had had access to
 51 the document prior to the meeting and then briefly reviewed
 52 highlights of the Report. He referred to the Certificate of
 53 Conformance which recognizes that the corresponding report for
 54 the previous year met the highest reporting standards nation-
 55 wide and then called attention to the auditor's unqualified
 56 opinion that everything was in order and accurate. Mr. Zink

1 noted that the Combined Statement of Revenues, Expenditures,
 2 and Changes in the Fund Balances showed that the Fund Balance
 3 had been replenished following the depletion of this fund due
 4 to the flooding expenditures in 1983. He concluded by review-
 5 ing the Summary of Revenues, Expenses and Changes in Retained
 6 Earnings/Fund Balance and pointing out a decrease in working
 7 capital of \$800,000. Mr. Zink thanked Mr. Jenson and his staff
 8 for their cooperation and indicated it had been a pleasure to
 9 work with them. Councilman Sharp made the motion that the
 10 financial report be accepted as presented and that those who
 11 prepared and audited it be complimented. Councilman Lawrence
 12 seconded the motion which carried unanimously.

13
 14 **UTAH TILE AWARDED BID TO RE-ROOF**
 15 **THE CITY HALL BUILDING**

16 Mr. Balling reported that bids were received for
 17 re-roofing the City Hall and he recommended that the low bid
 18 from Utah Tile in the amount of \$47,072.00 be accepted. This
 19 bid is over the budgeted estimate of \$35,000 and Mr. Balling
 20 explained that two other projects could be delayed to provide
 21 the additional revenue. Councilman Lawrence noted that
 22 inasmuch as the bid from Utah Tile was significantly lower than
 23 the other two bidders, it would be wise to review the bid with
 24 them prior to issuing it in the event that a mistake would be
 25 found and Utah Tile would not want the contract. He made a
 26 motion that the bid be awarded to Utah Tile as recommended,
 27 with the condition that it be reviewed with them first.
 28 Councilwoman Southwick seconded the motion and voting was
 29 unanimous.

30
 31 **MC NEIL CONSTRUCTION CO. AWARDED**
 32 **BID FOR MILL CREEK CHANNEL IMPROVEMENTS**

33 Mr. Balling presented the bids which were received for the
 34 Mill Creek channel improvements (100 East to 500 West) and he
 35 recommended that the low bid from McNeil Construction in the
 36 amount of \$243,600 be accepted. He explained that the bid
 37 proposals called for an alternate bid for the area between 100
 38 East and Main Street to be completed with a rock lining instead
 39 of concrete. The additional cost for the rock lining from
 40 McNeil (at \$130/ft. as compared with concrete lining at
 41 \$75/ft.) was approximately \$25,000. The Council briefly
 42 discussed the alternatives following which Councilman Sharp
 43 made the motion that the base bid from McNeil Construction in
 44 the amount of \$243,600 be accepted for the channel improvements
 45 of Mill Creek from 100 East to 500 West. Councilman Shafter
 46 seconded the motion. Mr. Balling made the Council aware that
 47 McNeil Construction has not fully completed several past
 48 projects which they have done and he requested the opportunity
 49 to negotiate with Mr. McNeil in an effort to get these projects
 50 finished. The Council supported Mr. Balling in this request
 51 and voting on the motion was unanimous.

52
 53 **APPROVAL GIVEN FOR UDOT TO PROCEED**
 54 **WITH TRAFFIC SIGNAL AT 325 WEST 400 NORTH**

55 Mr. Balling reported that the PTA and elementary school
 56 principal from Meadowbrook Elementary have requested that a

1 flashing signal and crosswalk be placed at the intersection of
 2 325 West 400 North. He explained that the students can cross
 3 with a controlled situation at 200 West; however, this route is
 4 more circuitous and inconvenient and the students do not use
 5 it. Mr. Balling said that he has talked with Joe McBride, the
 6 State traffic engineer, and he is willing for the State to
 7 place the flashing light as requested if it is manned by a
 8 crossing guard. Mr. Balling reviewed the conditions of the
 9 contract under which this would be accomplished and recommended
 10 that the Council approve this contract so that UDOT can proceed
 11 with the installation of the traffic signal. Councilman
 12 Shafter made a motion to this effect and Councilman Sharp
 13 seconded it. Voting was unanimous.

14
 15 **MR. BALLING REPORTS ON COMPLETION OF**
 16 **ROAD AND STORM DRAIN WORK IN VICINITY**
 17 **OF 1800 EAST MUELLER PARK ROAD**

18 Mr. Balling reported that the culvert replacement at 1800
 19 East Mueller Park Road has been completed, as have two other
 20 items included in that contract--(1) reconstruction of a drain
 21 line which was originally put in by Maple Hills and never
 22 completed (covered by the Maple Hills bond); and (2) recon-
 23 struction of the curb and gutter, sidewalk and repaving of the
 24 street (paid for by FEMA funds). He said that the final
 25 payment of \$168,593.39 to Child Brothers, Inc. has been
 26 approved. He noted that no Council action is necessary on this
 27 item.

28
 29 **1985 MUNICIPAL GENERAL ELECTION**
 30 **BALLOTS CANVASSED**

31 Mr. Jenson reported that he and his staff had canvassed
 32 the election returns and he presented the statistics of that
 33 canvass to the Council. (Minor changes were found in each
 34 candidates tally; however, they did not affect the
 35 results). (See attached results, two pages). He stated that
 36 everything was in order and recommended that the Council accept
 37 the staff's canvassing. Councilman Shafter made the motion
 38 that the canvassing be accepted and that the election results
 39 be certified and the following persons declared elected: Mayor
 40 elect, Dean S. Stahle; City Councilman elect, H. Keith Barton;
 41 and City Councilwoman elect, Phyllis C. Southwick. Councilman
 42 Lawrence seconded the motion which carried unanimously.

43
 44 **COUNCIL REVIEWS LETTER RE: RESOURCE**
 45 **RECOVERY PROJECT; NO ACTION TAKEN**

46 Mr. Hardy referred to a letter which had been received
 47 regarding the Resource Recovery Project and asking for
 48 Bountiful's interest in participating in this project. He
 49 reviewed that he had previously stated that Bountiful would be
 50 interested if: (1) a transfer station were built; (2) a
 51 guaranteed tipping fee were put in place; and (3) the BARD
 52 would be kept open. After discussing this matter briefly,
 53 Councilman Lawrence suggested that Mr. Hardy talk informally
 54 with Jim Young, from the burn plant, to determine if a formal
 55 response to the letter is necessary.

1 **PRELIMINARY AND FINAL APPROVAL GRANTED**
 2 **TO ADDITION TO JADE, INC., 29 WEST 400 NORTH**

3 Mr. Boothe presented the site plan for Jade, Inc., 29 West
 4 400 North (Steve and Floyd Williams) and stated that it is the
 5 recommendation of the Planning Commission that preliminary and
 6 final approval be granted subject to the following conditions:
 7 (1) plans to meet the requirements of the Uniform Building Code
 8 and the Uniform Fire Code; (2) the 10"-12" air space between
 9 the new building wall and the existing Holbrook Plumbing wall
 10 to be closed in at the expense of Jade, Inc.; (3) electrical
 11 service line to existing building to be moved to an outside
 12 wall at the owner's expense; and (4) payment of all required
 13 fees. Councilman Sharp made the motion that approval be
 14 granted as recommended, Councilman Shafter seconded the motion
 15 and voting was unanimous.

16
 17 **PRELIMINARY AND FINAL APPROVAL GRANTED**
 18 **TO ADDITION TO COMMERCIAL BUILDING OWNED**
 19 **BY GORDON HOLBROOK, 45 WEST 400 NORTH**

20 Mr. Boothe presented the site plan for an addition to a
 21 commercial building owned by Gordon Holbrook at 45 West 400
 22 North and stated that it is the recommendation of the Planning
 23 Commission that preliminary and final approval be granted to
 24 this project subject to the following conditions: (1) plans to
 25 meet the requirements of the Uniform Building Code, the Uniform
 26 Fire Code, and the Power Department; (2) parking area and
 27 driveway to be hard-surfaced with a concrete curb installed
 28 around the perimeter of same (cost to be paid for by lot
 29 owner); (3) payment of all required fees; (4) posting of a cash
 30 or surety bond equal to 2 percent of the construction cost of
 31 the new building. (This requirement is to guarantee comple-
 32 tion of landscaping, sprinkler system, and hard surfacing of
 33 the parking area; and (5) the 3-4 parking stalls existing in
 34 front of the building to be eliminated and area planted in lawn
 35 grass with sprinkler system. (Cost to be paid by lot owner).
 36 Discussion followed with respect to condition No. 5 and it was
 37 felt that inasmuch as this is a State Highway, this issue
 38 should be addressed and resolved by the State. Councilman
 39 Sharp made the motion that preliminary and final approval be
 40 granted as recommended (with the State Department of Trans-
 41 portation resolving the parallel vs. angle parking matter).
 42 Councilman Lawrence seconded the motion and voting was unani-
 43 mous.

44
 45 **GILBERT WESTERN CORPORATION AWARDED**
 46 **BID TO CONSTRUCT CONCRETE FOUNDATION FOR**
 47 **INSTALLATION OF 7 MW ENGINE FOR POWER**
 48 **PLANT**

49 Mr. Michaelis explained that originally it was planned to
 50 put the power house construction out as a total bid. However,
 51 since the foundation for the installation of the 7 MW engine is
 52 such a large item, it was decided to bid this item separately.
 53 He reviewed the bids which were received and recommended that
 54 the low bid from Gilbert Western Corporation in the amount of
 55 \$60,278.00 be accepted. He noted that it is approximately
 56 \$10,000 over the engineer's estimate and explained that this is

1 due to added concrete costs (about \$6,000) and additional
2 shoring required by the State which was not anticipated (about
3 \$4,000). The contract stipulates a 45-day completion date.
4 Councilman Lawrence made the motion that the bid be awarded to
5 Gilbert Western Corporation as recommended, Councilman Shafter
6 seconded the motion and voting was unanimous.

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8 The meeting adjourned at 8:40 p.m. on a motion made and
9 seconded by Councilmen Sharp and Shafter, respectively.

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14 MAYOR

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18
19 CITY ECORDER

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