

Minutes of the regular meeting of the City Council held July 18, 1984 at 7:00 p.m. in the City Hall of Bountiful, Utah.

Present: Mayor:	Dean S. Stahle
Council Members:	C. Harold Shafter, Phyllis C. Southwick, Jerry K. Lawrence, Richard G. Sharp, and J. Dean Hill
City Manager:	Tom Hardy
City Attorney:	Layne B. Forbes
City Engineer:	Jack P. Balling
Planning Director:	Jon Reed Boothe
Deputy Recorder:	Vernile Hess
Deputy Recorder:	Lois Hoskins
Rec. Secretary:	Beverly B. Hyde
Absent: City Recorder:	Arden F. Jenson

Mayor Stahle led the pledge of allegiance to the flag, after which he welcomed those in attendance. Councilman Shafter offered the invocation.

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

Minutes of the regular meeting of the City Council held July 11, 1984 were presented and unanimously approved as amended on a motion made by Councilwoman Southwick and seconded by Councilman Lawrence.

**EXPENDITURE AND EXPENSE REPORT APPROVED
FOR PERIOD ENDING JUNE 30, 1984**

Mr. Hess presented the Weekly Expenditure and Expense Report for the period ending June 30, 1984 totaling \$510,388.10. Comments were made on the amount of asphalt and patching shown in the report and after a complete review of the flood control projects and county funding by Mr. Balling, this expenditure and expense report was unanimously approved on a motion made by Councilman Sharp and seconded by Councilman Shafter.

**RESOLUTION NO. 84-11 ADOPTED FOR SETTING
MILL LEVY FOR FISCAL YEAR 1984/85 AT 9.13 MILLS**

Mayor Stahle introduced Resolution #84-11 entitled: "RESOLUTION DETERMINING THE RATE OF TAX LEVY AND LEVYING TAXES UPON ALL REAL AND PERSONAL PROPERTY IN THE CITY OF BOUNTIFUL, DAVIS COUNTY, STATE OF UTAH, MADE TAXABLE FOR THE YEAR 1984." Mr. Hardy stated that the 12.39 mills last year included 2 mills for flood control and he gave detail on past levies. He then recommended that this resolution be approved with authorization for the Mayor and City Recorder to sign it. Councilwoman Southwick made a motion to adopt Resolution No. 84-11, granting authorization for the Mayor and City Recorder to sign the document. The motion was seconded by Councilman Sharp and voting was unanimous in the affirmative.

FINAL APPROVAL GRANTED TO INDIAN SPRINGS SUBDIVISION (3 LOTS)

Mr. Rick Rappaport, attorney for Reed Jenson and Grant Haycock who are the developers of Indian Springs Subdivision, presented information for final approval of this subdivision. He explained the slope situation and stated that the foothill regulations do not apply. Mr. Forbes gave a chronology of events that occurred from the time preliminary approval was granted on this subdivision to the present time, and the time element for commencing was discussed. The date the Foothill Development Overlay Zone Ordinance was adopted was considered along with the lapse of time for commencing construction; however, Mr. Forbes felt there was no legal reason to reject approval. After a discussion of the 11 conditions set by the Planning Commission on March 4, 1980 for final approval of this subdivision, Councilman Lawrence made a motion to grant final approval of the Indian Springs (3-lot) Subdivision with the requirements as set forth by the Planning Commission except that the last three words "and City Council" be deleted from condition no. 3 and that no. 11 condition be completely removed. The motion was seconded by Councilman Hill and approved on a 4 to 1 vote; Councilman Sharp voted nay.

STREET CLOSING REQUEST APPROVED WITH MODIFIED HOURS

Mr. Hardy reported on a request to consider the closing of a street for a neighborhood party at 300 East between 100 and 200 North from 12:00 noon until 12:00 midnight on July 24, 1984. He mentioned that these people would furnish their own flasher barricades on the streets involved. The hours and activities for this closing were discussed, and it was the concensus of the council members that the hours should be modified and that Mr. Hardy should inform the neighborhood people what type of fireworks are permissible. Councilman Sharp made a motion to approve the street closing request on July 24th from 5:00 to 10:00 p.m. at the designated location. The motion was seconded by Councilman Hill and favored unanimously.

APPROVAL GIVEN FOR APPOINTMENTS OF BRYCE GARDNER TO THE BOARD OF ADJUSTMENT AND KEITH BARTON TO THE PLANNING COMMISSION FOR 5-YEAR TERMS

Mayor Stahle presented the name of Bryce Gardner to serve on the Board of Adjustment and the name of Keith Barton to serve on the Planning Commission. He reported that they both have agreed to accept the assignments and mentioned that these committees should represent all geographical areas of the City. Councilwoman Southwick made a motion to appoint Messrs. Gardner and Barton, as recommended by the Mayor, for 5-year terms on the respective committees. The motion was seconded by Councilman Lawrence and carried unanimously.

No. 11 item on the Agenda "Exercise Option to Acquire Water Rights" was postponed for one week.

REVIEW OF RESOURCE RECOVERY PLANT
PROPOSAL

The pros and cons of the Resource Recovery Plant proposal were discussed at length. The location, operation, volume, cost, expenses and tipping fees were considered. Mayor Stahle read the 8 guarantees contained in Mr. Hardy's memorandum of July 6th which he (Mr. Hardy) recommended be required in the contract with Katy-Seghers, and a 9th one was added. These 9 required guarantees are as follows:

1) Katy-Seghers will guarantee to produce the agreed upon amount of steam per pound of waste.

2) Katy-Seghers will guarantee that the plant will operate at least 86% of the time and will accept all refuse delivered to it by the Davis County cities.

3) Hill Air Force Base will guarantee to purchase the steam in the projections, with a minimum of 484,000 pounds per year the first year, and a guarantee to purchase all excess steam up to the maximum amount they need to run their boilers.

4) Katy-Seghers will contribute the amount of cash shown on the attached exhibit for the period 1987-1992 and will take out only the amounts shown for the periods 1993-2006.

5) The bonds will be sold for no more than 10.5% net effective interest rate.

6) The escalation clause is for the sale of steam and for the landfill operational and maintenance expenses and shall be as shown and represented.

7) The transfer station shall be built on the BARD site at no expense to the City of Bountiful, and shall transfer Bountiful's waste for a cost of \$3.50 per ton beginning at the time that the Resource Recovery operation begins, and shall not escalate at a rate greater than the Consumer Price Index.

8) Katy-Seghers shall operate the BARD landfill, and shall agree to take on all liability of the landfill including ultimate closing of the landfill and contouring of the land in a manner acceptable to the City of Bountiful.

9) Bountiful will be allowed to withdraw as soon as the plant operates to full capacity.

Councilman Lawrence made a motion to approve the recommendations of the staff as a means of discussion and to make recommendations to the other communities on the 9 requirements of guarantee to be included in the contract with Katy-Seghers. The motion was seconded by Councilwoman Southwick and, at the conclusion of further discussion, the motion carried unanimously.

**ELMER BARLOW COMMENDS CITY STAFF FOR
ACCOMPLISHMENTS ON THE CREEKS AND REPORTS
ON SO. DAVIS SEWER DISTRICT TREATMENT PLANT
IMPROVEMENT PROPOSAL**

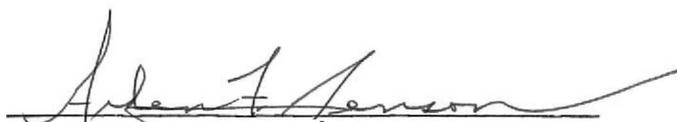
Elmer Barlow, former Bountiful Mayor and member of the South Davis Sewer District Board of Directors, commended the City staff for their accomplishments on the creeks. He then reported on a study by the South Davis Sewer Board for the necessary improvements to handle the growth in the South Davis area from North Centerville to North Salt Lake. He distributed copies of a report to the Mayor and council members and recommended they read Chapter 1 containing the recommendations. He mentioned two proposals, one covering an 8-year period for expansion of present facilities at a cost of about 22 million dollars, or bonding for construction of new plants at an approximate cost of 60 million dollars. He mentioned that the State Water Pollution Control Board has increased their water standards for sewage treatment to commence July 1, 1985, and spoke about having a new committee organized for meeting EPA standards. Mr. Barlow informed the Mayor and council members that the So. Davis Sewer Board should notify Bountiful exactly what their costs will be and that Mr. John Wheelwright desires to meet with Bountiful officials to make a determination on their recommendations. It was reported that the Board has one representative from each city and two from the unincorporated area and Councilman Shafter suggested that they have two members from Bountiful city, which is the largest topographical area. Mr. Barlow stated that the deadline for standards is July of 1985 and Councilman Hill suggested that some pressure be placed on the State Water Pollution Control Board and that meetings be held with the members of that Board.

Mayor Stahle thanked Mr. Barlow for his report and Mr. Barlow reported that there would be another presentation before the final proposals are presented.

The Mayor referred to approval for an executive session to discuss personnel. On a motion made by Councilman Hill and seconded by Councilman Shafter, the executive session was unanimously approved.

The meeting adjourned at 8:53 p.m.


MAYOR


CITY RECORDER