

Minutes of the regular meeting of the City Council held July 8, 1992 at 7:00 p.m. in the Council Chambers of the City Hall Bountiful, Utah.

Present:	Mayor:	Bob Linnell
	Council Members:	Harold Shafter, John Cushing, And Leslie Foy
	City Manager:	Tom Hardy
	City Engineer:	Jack Balling
	City Prosecutor:	Russell Mahan
	City Treasurer:	Ira Todd
	Planning Director:	Jon Reed Boothe
	Dep. Recorder:	Kim Coleman
	Rec. Secretary:	Nancy Lawrence
	Dept. Head:	Jerry Lemon, Fire
Absent:	Councilwomen:	Renee Coon and Barbara Holt
	City Attorney:	Layne Forbes
	City Recorder:	Arden Jenson

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.

Mayor Linnell called the meeting to order, following which Mr. Balling led the pledge of allegiance to the flag. The invocation was given by Councilman Shafter.

Minutes of the regular meeting of the City Council held July 1, 1992 were presented and unanimously approved as corrected on a motion made by Councilman Cushing and seconded by Councilman Foy.

EXPENDITURE AND EXPENSE REPORT FOR PERIOD JUNE 21-22, 1992 APPROVED

Mr. Coleman presented the Expenditure and Expense Report for the Period June 21-22, 1992 in the amount of \$150,080.79 and asked for questions from the staff and elected officials. These expenditures were unanimously approved on a motion made by Councilman Foy and seconded by Councilman Shafter.

ROBERT ROBINSON RECOGNIZED FOR SERVICE ON BOARD OF ADJUSTMENT

Mayor Linnell reviewed that Robert (Bob) Robinson served on the Board of Adjustment for nine years, heading the Board as its chairman since 1984. The Mayor read a Resolution of Appreciation which defined the dedicated service of Mr. Robinson, following which Councilman Foy motioned for adoption of the resolution. Councilman Shafter seconded the motion which carried unanimously.

Mr. Robinson expressed appreciation for the fine quality of life which his family has

enjoyed in Bountiful for the past 27 years and stated that his service on the Board of Adjustment was an attempt to "put something back into the community". He acknowledged the City staff as being "an amazingly talented, dedicated group of people", and he specifically noted that it had been a personal pleasure to work with planning director, Mr. Boothe (who will soon be retiring), and Planning secretary, Shirley Chevalier.

Former mayor, Elmer Barlow, was in attendance and acknowledged the contributions made by Mr. Robinson to the city.

**RES. NO. 92-13 ADOPTED PROVIDING FOR
ANNEXATION OF VAL VERDA AREA INTO CITY OF BOUNTIFUL**

Mayor Linnell reviewed that last week the Council participated in a public hearing to consider annexation of a portion of the area known as Val Verda (3100 South to 3400 South, 400 East to 200 West, approximately). See minutes of July 1, 1992, page 2, line 37. The Council voted unanimously to accept the annexation petition. Therefore, the formal resolution, No. 92-13 entitled "RESOLUTION DECLARING THE ANNEXATION OF TERRITORY TO THE MUNICIPALITY OF BOUNTIFUL" needs to be acted upon. Councilman Shafter made a motion to adopt this ordinance and authorize the mayor and city recorder to sign it. Councilman Foy seconded the motion and voting was unanimous.

**SWAIN'S INC. AWARDED BID FOR
FIFTH WHEEL TRAILER FOR FIRE DEPARTMENT**

Chief Lemon explained that bids were received from three vendors for a fifth wheel trailer for the Fire Department. It is the recommendation of staff that the bid be awarded to low bidder, Swain, Inc., in the amount of \$11,170.00. Councilman Cushing made a motion to this effect, Councilman Shafter seconded the motion and voting was unanimous.

**PRELIMINARY AND FINAL APPROVAL GRANTED FOR ONE
BUILDING LOT AT 3930 SOUTH BRIDLEWOOD DRIVE**

Mr. Balling reported that the Planning Commission has reviewed the request of Larry Weist to build on a parcel of property on Bridlewood Drive that was never approved as a lot for development. It is their recommendation that preliminary and final approval be granted, subject to the following conditions:

1. That building and improvements be placed only on usable area less than 30% slope as required by the Foothill ordinance.
2. Provide 7-ft. wide utility easements around the perimeter of the lot as needed.
3. Replace all damaged curb and gutter and sidewalk along the frontage of the lot.
4. Payment of the required fees for power, sewer, and water installation and connection.
5. Payment of the required fees for the asphalt repair of the road for the service connections.

6. Posting of the required bond to install the improvements as described above.
7. Payment of the required subdivision fees for checking and administration of the subdivision lot. (continued to next page)
8. Payment of the required storm detention fee.

Based on the recommendation of the Planning Commission and compliance with the Foothill Ordinance, Councilman Shafter made the motion that preliminary and final approval be granted as requested at 3930 South Bridlewood Dr.. Councilman Cushing seconded the motion and voting was unanimous.

CITIZEN REQUEST TO BAN FIREWORKS IN FOOTHILL AREA OF CITY - BILL FINK

Bill Fink, resident of the Maple Hills area, expressed concern about the upcoming season for fireworks and the dryness of the area. He noted that some areas along the Wasatch Front have banned fireworks due to fire danger and wondered if something similar could be done in the wooded areas of Bountiful. Discussion followed and although there was sympathy and understanding of the request, it was pointed out by Mr. Mahan that the City cannot enact legislation which would be in conflict with State law, unless there is a rational basis for doing so. Inasmuch as safety would be a concern in this instance, he stated that regulation of the use of fireworks might be possible.

After discussion, Councilman Foy made a motion that the staff actively pursue checking regulations enacted by Salt Lake County to determine if it would be legal for Bountiful to preclude the use of fireworks above Bountiful Boulevard this year. Councilman Cushing seconded the motion which carried unanimously.

DISCUSSION RE: NOISE ORDINANCE: PUBLIC HEARING SET FOR JULY 22, 1992

Mayor Linnell referred to recent press on the proposed noise ordinance and suggested that a public hearing be held on July 22, 1992 at 7:30 p.m. to permit proponents and opponents of this matter to voice their opinions prior to adoption of an ordinance. Councilman Cushing noted that he would not be in town that evening and stated for the record that he would favor a "common sense ordinance" and would support drafting an ordinance that would work in that manner. He made a motion to set the hearing as recommended by the Mayor. Councilman Shafter seconded the motion and voting was unanimous.

Mr. Mahan stated that prior to the hearing he will (1) verify limits stated in the ordinance as being reasonable; (2) make sure that the sounds can be measured accurately; (3) explore other criterion for measuring noises (not tied to decibels).

COUNCILMAN FOY NOTES PRESENTATION OF ART AND PHOTOS

Councilman Foy noted that this Friday at 4:00 p.m. there will be a special activity at the City Hall where photographs of previous mayors of the city and art donations will be accepted.

He invited all in attendance to join in this special activity.

The meeting adjourned at 7:54 p.m. on a motion made by Councilman Cushing and seconded by Councilman Foy.