

Minutes of the regular meeting of the City Council held September 8, 1993 at 7:00 p.m. in the Council Chambers of the City Hall, Bountiful, Utah.

Present: Mayor: Bob Linnell  
Council Members: Harold Shafter, Renee Coon, John Cushing  
and Leslie Foy.

City Manager: Tom Hardy  
City Attorney: Russell Mahan  
City Engineer: Jack Balling  
Dep. Treasurer: Lorna Hartvigsen  
Dep. Recorder: Kim Coleman  
Rec. Secretary: Nancy Lawrence  
Dept. Heads: Dick Duncan, Streets/Sanitation  
Neal Jenkins, Parks/Rec.

Absent: City Recorder: Arden Jenson  
Planning/RDA Dir: Blaine Gehring

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 Councilwoman Coon 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 August 25, 1993 were presented and approved as corrected on a motion made by Councilman Cushing and seconded by Councilwoman Holt. Voting was by a majority with Councilman Foy abstaining due to absence from the subject meeting.

#### **EXPENDITURES AND EXPENSES APPROVED FOR AUGUST**

Mr. Coleman presented the Expenditure and Expense Reports for the Period August 19-26, 1993 (\$122,719.50) and August 27-29, 1993 (\$156,691.90). He noted that there were no corrections to be made and both reports were unanimously approved on a motion made by Councilman Shafter and seconded by Councilwoman Coon.

#### **VISITING BOY SCOUTS RECOGNIZED BY MAYOR**

Mayor Linnell recognized the visiting Boy Scouts and reviewed with them information which would be helpful in achieving their citizenship merit badge.

#### **CITY RECOGNIZED FOR ACHIEVEMENT OF EXCELLENCE IN FINANCIAL REPORTING - CERTIFICATE AND PLAQUE PRESENTED**

Mr. Hardy reviewed that this is the 12th consecutive year that the City of Bountiful has received the highest form of recognition in governmental accounting and financial reporting, based on the comprehensive annual financial report for the fiscal year ended June 30, 1993. He presented a Certificate of Achievement plaque to the City Council and an Award of Financial Reporting Achievement for Mr. Jenson (City Recorder) . Mr. Coleman accepted the award in Mr. Jenson's absence and Mr. Hardy expressed appreciation for the efforts of Mr. Jenson, Mr. Coleman and the accounting staff. Mayor Linnell presented the plaque back to the City to be displayed in a prominent place. He noted that Bountiful is the only city of 236 in the State that has received this honor for 12 consecutive years and he praised the commitment to excellence which is present in the staff.

#### **CONTRACT APPROVED FOR HAZARDOUS WASTE PICKUP -**

### CHEMICAL WASTE MANAGEMENT

ed that a proposal was sent to Chemical Waste Management, Inc. regarding the pickup of household hazardous waste and subsequently a meeting with that company was held. Mr. Duncan said that the meeting was precipitated by the fact that over the past few years, the City has attempted to assist citizens in disposing of paint, inasmuch as it cannot be put in the landfill. It is felt desirous to expand this service to other hazardous household chemicals.

The proposal being considered provides for Chemical Waste Management to (Option No. 1) assist in the collection, bulking, and disposal of the materials, providing all labor; or (option No. 2) which provides that the city staff bulk all paint materials, oil, and batteries and arrange for disposal and transportation of same, with Chemical Waste Management being responsible for the other chemicals. The estimated cost for Option No. 1 is \$15,960.00 and for Option No. 2 is \$9,145.00. Following a short discussion of this proposal, Councilwoman Coon motioned for approval of this contract, exercising Option No. 2. Councilman Foy seconded the motion and voting was unanimous.

### RELEASE OF POLE LINE EASEMENT APPROVED

Mr. Mahan explained that a pole line easement was required for Lots 2 and 3 (428 and 438 East Indian Springs Road) when Indian Springs Subdivision was recorded. The power has now been put underground and there is an easement around the perimeter of the lots which can be used if needed. It is the staff recommendation that the pole line easement be released. Councilman Cushing made a motion to release the easement as proposed and that the Mayor be authorized to sign the documentation. Councilman Shafter seconded the motion and voting was unanimous.

### CITY PROPERTY NEXT TO MARKIM APARTMENTS ON ORCHARD DRIVE CONVEYED AWAY AND SOLD

Mr. Mahan explained that the City owns a lot which is 50 feet wide and 110 feet deep at 600 South Orchard Drive which was deeded to the City for the apparent purpose of creating streets, though it was not dedicated and never used as a street. The lot is bordered on the north by a six-plex apartment, on the west by Three Fountains condos, and on the south by David Rawlins and his family. Inasmuch as this lot has become a liability to the City and requires maintenance, and the contiguous property owners are needful of additional property, it is proposed that the lot be conveyed away. Since the land does not have adequate frontage, it is of no value, except to the bordering properties. It is proposed that:

First, the north portion (a 20-ft. strip for 60 feet, then narrowing to a 15-ft. strip for the remainder of the distance to the back line) should be conveyed to Markim to provide them with a lawful driveway. In exchange for this, Markim would pay a total of \$1,000 in three annual installments of \$333.00 each.

Second, the remainder of the lot should be conveyed to Three Fountains condos. In exchange for this conveyance, they will convey an easement to the City for the fire access, maintain the asphalt, keep the fire access clear of snow, and shift the gate to the north so that it aligns with the new fire lane.

He referred to a sketch of the proposed disposition and recommended that approval be given for this conveyance, with authority for the Mayor to sign the appropriate quitclaim deeds. Discussion followed regarding the market value of the property and the appropriateness of the proposed conveyance. Councilman Shafter made a motion to accept the recommendation of the city attorney. Councilman Cushing seconded the motion and voting was unanimous.

**RELEASE OF EASEMENT FOR WATER LINE  
AT CENTER STREET AND BOUNTIFUL BLVD. APPROVED**

Mr. Balling referred to a plat map and explained that the City has an easement to construct a water line to serve Eagle Ridge subdivision. However, with the proposed extension of Bountiful Boulevard to 1300 East and 400 North, a portion of the easement that was granted will need to be vacated. The property owner. (Ralph Keller) has provided another easement which will follow the proposed road alignment. Mr. Balling recommended that the easement be released as presented and that the new easement be accepted. Councilman Shafter made a motion to this effect, Councilman Cushing seconded the motion and voting was unanimous.

**BID ON ONE-TON TRUCK FOR PARKS DEPARTMENT REJECTED**

Mr. Jenkins reported that bids were opened on August 27, 1993 for a one-ton cab and chassis for the Parks Department. Although bids were sent to five dealers, only one dealer responded and it is the opinion of staff that this bid is too high (\$5, 000 over budget) . Mr. Jenkins stated that he contacted the non-responsive dealers and they did not bid because they do not have the pricing from the factory for the new year. He recommended that the bid be rejected. Councilman Shafter motioned for rejection of the bid from Hinkley Dodge, Councilman Cushing seconded the motion and voting was unanimous.

**BID AWARDED TO SCOTT MACHINERY CO. FOR TWO  
ROTARY FINISH MOWERS - GOLF COURSE**

Mr. Jenkins reported that bids were opened on August 23, 1993 for two rotary finish mowers to be used at the golf course. Invitations to bid were sent to five vendors, and the only respondent was Scott Machinery Company in the amount of \$19,800. Inasmuch as the bid from Scott meets all specifications and is within budget (\$20,000 budgeted), it is recommended that it be accepted. Councilman Foy motioned for approval as recommended, Councilman Shafter seconded the motion. Councilwoman Coon asked why the other dealers did not bid and Mr. Jenkins indicated that they could not meet the specifications. Councilman Shafter recommended that if a similar situation should again occur, that bids also be requested from out-of-state dealers to assure that the City getting the best value. Voting on the motion was unanimous.

**GOLF CART BID AWARDED TO HIGHLAND GOLF EQUIPMENT COMPANY**

Mr. Jenkins reported that bids were accepted on August 17, 1993 for 15 electric golf carts which will be used to replace 10 electric and 5 gas carts in the fleet. He recommended that the bid from Highland Golf Equipment Company in the amount of \$33,925 (\$42,300 less trade-in of \$8,375), be accepted. The budgeted amount is \$38,000. Councilman Foy motioned for acceptance of the Highland Golf Equipment bid as presented. Councilman Shafter seconded the motion and voting was unanimous.

**APPROVAL GIVEN TO APPLY FOR STATE GRANT  
FOR NATIVE PLANT CENTENNIAL GARDEN - NANCY COOPER**

Councilman Foy reviewed that Nancy Cooper requested that citizenry have input in how the recycling funds are used. Ms. Cooper has presented a proposal which provides for the City to participate with the State in a grant through the Division of State Lands and Forestry. This grant could provide a maximum of \$3,000 in matching funds to establish an educational program centered around community forestry. Ms. Cooper is suggesting that the City Council authorize a minimum of \$1,000 of the recycling money which would be used to create a Native Plant Centennial Garden for the area north of the South Davis Library at 725 South Main.

Discussion focused on the fact that this property is owned by the County.

However, Mr. Hardy noted that the City of Bountiful is responsible for the maintenance of this area and he suggested that it would be a good area to clean up and

provide improvements for. In response to a question from Councilwoman Coon, Mr. Hardy stated that approximately \$2,166 is in the recycling fund and revenues are received each quarter.

Councilwoman Coon made a motion to approve the allocation of \$1,000 from the recycling fund to go with the matching grant, contingent on the County also contributing and the grant being approved. Councilman Cushing seconded the motion. Councilman Shafter expressed concern that this might put a burden on the parks maintenance personnel and he suggested that the maintenance be handled by volunteer groups. This suggestion was incorporated into the motion and second and voting was unanimous.

The meeting adjourned at 7:45 p.m. on a motion made by Councilman Shafter and seconded by Councilwoman Holt.