

Minutes of the regular meeting of the City Council held July 6, 1994 at 7:00 p.m. in the Council Chambers of the City Hall, Bountiful, Utah.

Present:	Mayor:	John Cushing
	Council Members:	Samuel Fowler, William Moore, Harold Shafter and Ann Wilcox
City Manager:	Tom Hardy	
	City Attorney:	Russell Mahan
	City Engineer:	Jack Balling
	City Recorder:	Arden Jenson
	Dep. Recorder:	Kim Coleman
	Dept. Heads:	Dick Duncan, Streets/San. Neal Jenkins, Parks/Rec.

Rec. Secretary: Nancy Lawrence

Absent:	Councilwoman:	Barbara Holt
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 Cushing called the meeting to order, following which he led the pledge of allegiance to the flag. The invocation was given by Mr. Jenson.

Minutes of the regular meeting of the City Council held June 22, 1994 were presented and unanimously approved as written on a motion made by Councilwoman Wilcox and seconded by Councilman Moore.

EXPENSES AND EXPENDITURES APPROVED FOR TWO JUNE PERIODS

Mr. Jenson presented the Expenditure and Expense Report for the Periods June 17-21, 1994 (\$305,167.63) and June 22-23, 1994 (\$189,730.34). He made one clarification on the annotation, following which the expenditures were unanimously approved on a motion made by Councilman Moore and seconded by Councilman Fowler.

FINAL APPROVAL GRANTED TO TWO-LOT SUBDIVISION, 746 WEST 3200 SOUTH, CHARLES BARRECK

Mr. Balling reported that Charles Barneck, owner of the property at 746 West 3200 South, has requested permission to divide his lot into two lots. It is the recommendation of staff and the Planning Commission that this request be approved, subject to the following conditions:

1. Filing of a Record of Survey with the County Surveyor's Office.
2. Reduced setback on the new lot of 20 feet.
3. Payment of the storm detention fee of 0.1525 acres x \$2,100.00 = \$320.00.
4. Provide a 7-ft. wide utility easement along the front and rear property lines to Bountiful City.
5. Payment of utility connection fees at the time a building permit is requested.

Mr. Balling noted that these lots will be recorded by metes and bounds and the new lot number will be assigned at the time it is recorded.

Following discussion, Councilman Shafter made a motion that approval be given for the lot split as recommended. Councilwoman Wilcox seconded the motion and voting was unanimous.

WESTERN ROADS AWARDED BID FOR STREET

DEPARTMENT VACUUM STREET SWEEPER

Mr. Duncan reported that bids were opened June 28, 1994 for a vacuum street sweeper and it is the recommendation from staff that the bid be awarded to Western Roads for a Sun Vac in the amount of \$105,220.00. This was the lowest qualifying bid. The budgeted amount was \$118,000.00. Councilwoman Wilcox motioned for approval of the bid as recommended. Councilman Shafter seconded the motion and voting was unanimous.

MARION WILLEY AWARDED BID FOR CAB AND CHASSIS

TANDEM AXLE - STREET DEPARTMENT

Mr. Duncan reported that bids were received from four vendors for a 10-wheel cab and chassis. It is recommended that the bid be awarded to low bidder, Marion Willey and Sons, in the amount of \$57,732.00. The budgeted amount was \$68,000.00. Councilwoman Wilcox motioned for approval as recommended, Councilman Moore seconded the motion and voting was unanimous.

ORD. NO. 94-14 ADOPTED RE: FIREWORKS

Mr. Mahan explained that the City adopted the State fireworks ordinance, which among other things, requires a permit to provide fireworks related services. The ordinance being proposed for adoption this evening sets forth more details by what is required in order to obtain a permit, etc. He reviewed Ordinance No. 94-14 entitled "AN ORDINANCE AMENDING THE BOUNTIFUL CITY CODE TO SET OUT MORE DETAILED REQUIREMENTS FOR A FIREWORKS DISPLAY PERMIT" and recommended that it be adopted. Councilman Fowler motioned for adoption with authorization for the mayor and city recorder to sign. Councilman Shafter seconded the motion and voting was unanimous.

HYLAND EQUIPMENT AWARDED BID FOR GOLF CARTS

Mr. Jenkins reported that bids were received July 1, for 10 additional golf carts and it is the staff recommendation to award the bid to 2nd low bidder, Hyland Equipment Company, in the amount of \$27,870.00. The rationale for not going with the low bid was delivery time, support services, and inability to meet required bid specifications. Councilman Fowler motioned to award the bid as recommended, Councilwoman Wilcox seconded the motion and voting was unanimous.

**BONNEVILLE EQUIPMENT AWARDED BID FOR TRACTOR -
GOLF COURSE**

Mr. Jenkins reported that bids were opened July 1, 1994 for a new tractor for the golf course. Five vendors were invited to bid and three responded. It is recommended that the bid be awarded to low bidder, Bonneville Equipment, for a Kubota L 3600 DT to replace the John Deere which was purchased in 1974. The amount of the bid was \$11,030.00. The budgeted amount was \$15,900.00. Councilman Fowler motioned for approval of the bid from Bonneville as recommended. Councilman Shafter seconded the motion and voting was unanimous.

**FULLAMIS FIREWORKS, INC. AWARDED BID FOR
JULY 22 FIREWORKS DISPLAY**

Mr. Jenkins reported that bids were received from three vendors to provide the fireworks display on July 22 in connection with

Pioneer Days. It is the recommendation of the Parks and Recreation Committee that the bid be awarded to Fullam's Fireworks, Inc. in the amount of \$10,000. He verified that this company has provided a certificate of insurance in the amount of \$1,000,000. Councilman Fowler motioned for approval to award the bid as recommended, Councilman Shafter seconded the motion and voting was unanimous.

ORD. NO. 94-13 ADOPTED RE: AMENDMENT TO BUDGET

At 7:22 p.m. the Mayor opened the public hearing to open the 1994-95 budget to consider amending estimates in revenue. Mr. Jenson reviewed that the 1994-95 budget was adopted prior to receiving the property tax rate from Davis County. Inasmuch as the rate which will be used would generate more revenue than budgeted, it is necessary to adjust the revenues to accommodate the change. He reviewed Ordinance No. 94-13 entitled "AN ORDINANCE AMENDING REVENUES IN THE 1994-1995 FISCAL YEAR GENERAL FUND BUDGET, PURSUANT TO PROVISIONS OF THE UNIFORM FISCAL PROCEDURES ACT FOR UTAH CITIES", and recommended that it be adopted.

The Mayor called for input from the public and there was none. Following a brief discussion, Councilman Moore motioned for adoption, as recommended, with authorization for the Mayor and City Recorder to sign. Councilman Shafter seconded the motion which carried unanimously.

APPROVAL GIVEN TO SITE GRADING PLAN FOR KEITH STAHLE SUBDIVISION

Mr. Balling explained that the Council granted preliminary approval to the Keith Stahle subdivision on April 20, 1994. Although the final plans have not been completed or approved by the Planning Commission, the developers have requested permission to begin the site grading and storm drainage work. He said that this would be helpful to the developers in that the final plans can be adjusted to meet the grading conditions. It would also be to the City's interest to have the detention facilities complete before the subdivision develops. It is recommended that a bond be required to guarantee revegetation should the development not be completed within a one year period. Following discussion, councilman Shafter made a motion to approve the grading and storm drainage plans, subject to posting of a \$100,000 bond to guarantee the replacement of the natural grading and approved landscaping of all exposed surfaces if the subdivision is not recorded and developed within one year. Councilman Fowler seconded the motion which carried unanimously.

MISCELLANEOUS

Mayor Cushing commented on the intense wind storm yesterday and complimented the City employees (particularly the Power Department and Mr. Michaelis) for their work through the night to restore power to the City. He noted that Mr. Hardy and Keith Barton (Power Commissioner) had also assisted with the phones and he thanked them.

Mr. Hardy reminded the Street and Sanitation Committee of their meeting next Tuesday at 4:00 p.m. He then asked for an agreeable time for the new council members (Wilcox, Fowler, and Moore) to meet for an orientation of the city facilities and it was decided to meet Wednesday, July 13 at 8:00 a.m. He said this field trip would take about a half day.

EXECUTIVE SESSION SCHEDULED - EAGLE RIDGE SUBDIVISION CLAIM

At the request of the Mayor, Councilman Moore made a motion to adjourn to executive session at 7:40 p.m. to consider pending litigation. Councilman Fowler seconded the motion and voting was unanimous.

The Council re-convened in open session at 8:18 p.m. Mr; Mahan reviewed that a misunderstanding had arisen between the developers of Eagle Ridge Subdivision

and the City of Bountiful regarding the financial responsibility on a jointly developed detention basin. He reported that the developers had proposed a settlement in the amount of \$55,460.99 and he recommended that the City accept this offer. Councilman Moore made a motion to accept the settlement as presented, Councilman Fowler seconded the motion and voting was unanimous.

The meeting adjourned at 8:22 p.m. on a motion made by Councilwoman Wilcox and seconded by Councilman Fowler.