

Minutes of the regular meeting of the City Council held August 2, 1995 at 7:00 p.m. in the Council Chambers of the City Hall, Bountiful, Utah.

Present:	Mayor:	John Cushing
	Council Members:	Samuel Fowler, Barbara Holt, William Moore, Harold Shafter, and Ann Wilcox
City Manager:	Tom Hardy	
	City Attorney:	Russell Mahan
	City Recorder:	Arden Jenson
	Dep. City Recorder:	Kim Coleman
	Planning/RDA Director:	Blaine Gehring
	Dept. Heads:	Dick Duncan, Street/Sant. Neal Jenkins, Parks/Recr.
	Recording Secretary:	Nancy Lawrence
Absent:	City Engineer:	Jack Balling

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 Councilman Shafter led the pledge of allegiance to the flag. The invocation was offered by Councilman Fowler.

Minutes of the regular meeting of the City Council held July 12, 1995 and July 19, 1995 were presented and unanimously approved as amended on a motion made by Councilman Shafter and seconded by Councilwoman Wilcox.

**EXPENDITURES AND EXPENSES APPROVED FOR  
TWO JUNE PERIODS AND TWO JULY PERIODS**

Mr. Jenson presented the Expenditure and Expense Reports for the following 1995 periods:

June 27-30	\$ 386,242.00
Summary for June	3,665,330.01
July 1-10	260,926.78
July 11-25	364,865.32

He made one correction to the annotation of the July 11-25 report (which did not change the total), following which the reports were unanimously approved on a motion made by Councilman Moore and seconded by Councilman Fowler.

**RE-DEDICATION OF FREEDOM SHRINE  
IN CITY HALL - BOUNTIFUL EXCHANGE CLUB**

Mayor Cushing reviewed that one of projects of the Bountift Exchange Club is to establish a Freedom Shrine in schools, libraries, civic buildings, etc. Once a shrine is established, from time-to-time it is re-dedicated as a reminder of its mission. He expressed appreciation to the Club and to Ron and LaRue Barlow (sponsors of the shrine at the City Hall), and mentioned other service projects which the Exchange Club has accomplished in Bountiful. Mr. Barlow, chairman of the Freedom Shrine projects, introduced Jim Slakowski, president of the Bountiful club. Mr. Slakowski reviewed that the purpose of the Freedom Shrine is to remind us of the fundamental principles upon which our nation was founded. This purpose is accomplished only when attention is drawn to the Shrine periodically, and therefore, it is being re-dedicated.

Mayor Cushing again thanked the Exchange Club for their service to the City and he suggested that the visiting Boy Scouts visit the Shrine prior to leaving the building this evening. He welcomed the Scouts and informed them of material that is available to assist them in completing their merit badge.

**TURF EQUIPMENT CO. AWARDED BID FOR  
GOLF COURSE MAINTENANCE CART**

Mr. Jenkins reported that bids were opened on July 17, 1995 for one golf course maintenance cart. Bids were requested from five vendors; three responded. It is the recommendation of staff that the low bid from Turf Equipment Company in the amount of \$23,183.00 be accepted. The budgeted amount was \$23,950.00. Councilman Fowler motioned to award the bid as recommended. Councilman Shafter seconded the motion and voting was unanimous.

**INTERMOUNTAIN GOLF CARS AWARDED BID FOR  
19 NEW GAS GOLF CARTS**

Mr. Jenkins reported that bids were requested for 19 electric golf carts and three vendors responded. It is recommended that the bid be awarded to Intermountain Golf Cars in the amount of \$43,777.00, including a trade-in of 14 carts, (\$9,100.00). Although this bid did not meet all specifications, the staff feel that the variances do not negatively affect the overall value of the low bid. This purchase will bring the total carts to 70 (45 electric and 25 gas). The original bid from Intermountain was for \$41,763.00; however, the vendor discovered an item had been omitted. After the adjustment, the bid is still the lowest submitted. Councilman Fowler made a motion to award the bid to Intermountain as recommended, in the amount of \$43,777.00. Councilman Moore seconded the motion and voting was unanimous.

**APPROVAL GIVEN TO EXTEND LANDFILL GROUNDWATER  
MONITORING AGREEMENT - BINGHAM ENVIRONMENTAL**

Mr. Duncan requested that the Council consider extending the landfill groundwater monitoring agreement with Bingham Environmental. He pointed out that extending the agreement would provide the benefit of last year's price and enhance the effort to obtain an operating permit for the landfill. Councilwoman Wilcox motioned to approve the extension of the Groundwater Monitoring Agreement with Bingham Environmental, as recommended, in the amount of \$16,400.00. The budget for this was \$16,500.00. Councilman Shafter seconded the motion and voting was unanimous.

**ROLLINS CHEMPACK, INC. AWARDED BID TO  
COLLECT HOUSEHOLD HAZARDOUS WASTE PROGRAM**

Mr. Duncan reported that bids were requested for the collection of household hazardous waste and two companies responded. It is the recommendation of staff to award the bid to low bidder, Rollins Chempack, Inc., in the amount of \$16,910.99. Councilwoman Wilcox motioned to approve the bid as recommended. Councilman Moore seconded the motion and voting was unanimous.

**PUBLIC HEARING TO AMEND 1995-96 FISCAL YEAR  
BUDGET; ORD. NO. 95-17 ADOPTED**

At 7:30 p.m. Mayor Cushing opened the public hearing to consider amending the 1995-96 fiscal year budget to reflect a reduction of \$1,423.00 in revenue as a result of the official tax rate which has been adopted. Expenses will be reduced by adjusting the Legislative Department contingency account by the same amount. Mayor Cushing called for input from those in attendance. There was none and the hearing was closed at 7:32 p.m. Councilman Moore motioned to adopt Ordinance No. 95-17, entitled "AN ORDINANCE AMENDING THE GENERAL FUND BUDGET OF THE CITY OF BOUNTIFUL FOR THE FISCAL YEAR BEGINNING JULY 1, 1995 AND ENDING JUNE 30, 1996". Councilman Shafter seconded the motion and voting was unanimous.

**FINAL APPROVAL GRANTED TO FRANKLIN FARMS  
PHASE 3, - RONN MARSHALL, DEVELOPER**

Mr. Gehring presented the site plan for Franklin Farms Phase 3, Ronn Marshall, developer, and stated that the Planning Commission has reviewed the plans and recommend final subdivision approval subject to the following conditions:

1. Installation of all improvements on 2200 South including:
  - a.. replacement of curb and gutter
  - b. installation of sidewalk
  - c. utility connections

- d. asphalt patch of street and a 1" overlay on entire street along frontage
- 2. Payment of all required subdivision fees
- 3. Posting of a site improvement bond as required by ordinance
- 4. Providing an up-to-date title report of the property being developed and proper signatures and notarization on the plat for recording.

Councilman Shafter motioned to grant final approval as recommended. Councilwoman Wilcox seconded the motion and voting was unanimous.

**PRELIMINARY AND FINAL SUBDIVISION APPROVAL FOR TWO LOTS AT 1129 EAST 500 SOUTH - DEE BURNINGHAM, OWNER**

Mr. Gehring reported that Dee Burningham has requested permission to divide his property at 1129 East 500 South into two lots. Both proposed parcels meet all of the requirements for a lot and this request is recommended for approval by the staff and Planning Commission, subject to the following conditions:

- 1. Provide the City with a 7-ft. utility easement along the east side of Parcel B and along the frontage of Parcel A.
- 2. Pay storm detention fee of \$2, 100 per acre for Parcel B; total fee \$385.67.
- 3. Pay subdivision checking fee of \$30.00 per lot (\$60.00).
- 4. Pay full price for utility connections at time building permit is issued.
- 5. File Record of Survey with County Surveyor's office.
- 6. Provide the City with a 10-ft. wide utility easement across Parcel B to Parcel A and along the existing underground service to Parcel A, as requested by the Power Department.

Councilwoman Holt made a motion to approve the lot split as recommended. Councilman Moore seconded the motion and voting was unanimous.

**PRELIMINARY AND FINAL APPROVAL GRANTED TO TWO LOTS AT 780 NORTH MAIN STREET - JILL & TERRY TOONE**

Mr. Gehring reported that Jill and Terry Toone, owners of the property at 780 North Main Street, have requested permission to divide their property on the northeast corner of 750 North and Main Street. In order to have the required lot width of 10 feet or more for a corner lot, they are purchasing extra ground from their neighbors to the east. It is the recommendation of staff and the Planning Commission that preliminary and final subdivision approval be granted, subject to the following conditions:

- 1. Provide the City with a 7-ft. wide utility easement along the frontage of all lots on Main Street and 750 North Street.
- 2. Pay the subdivision fee of \$30 per lot (\$90).
- 3. Pay all utility connections at the time a building permit is issued.
- 4. Pay the storm detention fee of \$2, 100 per acre (\$3 14.7 1).
- 5. File the Record of Survey with the County Surveyor's Office.

Councilwoman Holt made a motion to grant preliminary and final approval to the two lots as outlined and recommended by staff. Councilman Fowler seconded the motion and voting was unanimous.

**PUBLIC HEARING SET TO CONSIDER REZONING PROPERTY AT 100 WEST 1600 NORTH FROM C-G TO R-1-8 (PAPANIKOLAS BROTHERS)**

Mr. Gehring reported that the owners of the property at 100 West 1600 North, the Papanikolas Brothers, have requested that the property be rezoned from C-G to R-1-8. It is the recommendation of the Planning Commission that a

public hearing be scheduled for August 23, 1995 at 7:30 p.m. to consider this request. Councilman Moore made a motion that the hearing be scheduled as recommended. Councilman Shafter seconded the motion and voting was unanimous.

**PUBLIC HEARING SET TO CONSIDER AMENDMENTS TO SECTIONS OF ZONING ORDINANCE DEALING WITH SIDE AND REAR YARD REQUIREMENTS FOR ACCESSORY BUILDING AND SWIMMING POOLS**

Mr. Gehring reported the staff has found a conflict between the provisions in the zoning ordinance and the Uniform Building Code relating to how close an accessory building may be located to the property line. There are also two items related to swimming pools that need to be addressed. It is recommended that a public hearing be set for August 23, 1995 at 7:45 p.m. to consider these housekeeping items. Councilwoman Holt made a motion that a public hearing be scheduled as recommended. Councilman Shafter seconded the motion and voting was unanimous.

**COUNCIL COMMITTEE REPORTS**

Councilwoman Wilcox said that the Youth Council will be sponsoring a car wash at City Hall this Saturday (August 5) from 9 to noon and she invited the support of the Council.

Councilman Moore asked about the recent EPA violation experienced by the City. Mr. Hardy explained that there are no implications until we get three violations in three years. The last violation was in 1991.

Councilman Shafter asked if the City is monitoring the progress on the house on the east side which has been under construction for some time. Mr. Hardy confirmed that pictures are being taken and it will be monitored closely.

The meeting adjourned at 7:54 p.m.