

Minutes of the regular meeting of the City Council held December 11, 1996 at 7:00 p.m. in the Council Chambers of the City Hall, Bountiful, Utah.

Present:	Mayor:	John R. Cushing
	Council Members:	Samuel R. Fowler, Alan Johnson, C. Harold Shafter, and Ann Wilcox
	City Manager:	Tom Hardy
	City Attorney:	Russell Mahan
	City Engineer:	Jack P. Balling
	City Recorder:	Arden F. Jenson
	Dept. City Recorder:	Kim Colman
	Planning/RDA Director:	Blaine Gehring
	Department Heads:	Clifford Michaelis, Power Paul Rapp, Police
	Recording Secretary:	Nancy T. Lawrence

Excused: Councilwoman: Barbara Holt

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 Thomas Cartwright, visiting Boy Scout, led the pledge of allegiance to the flag. The invocation was offered by Councilman Johnson.

Minutes of the regular meeting of the City Council held December 4, 1996 will be presented at a future meeting for approval.

EXPENDITURES AND EXPENSES APPROVE FOR TWO NOVEMBER PERIODS

Mr. Jenson presented the Expenditure and Expense Report for the following periods, with respective totals: November 27-30, 1996, \$907,775.60; Summary for November, \$3,009,779.79. Councilman Shafter motioned for approval of the expenditures, Councilman Johnson seconded the motion and voting was unanimous.

INTERLOCAL AGREEMENT WITH DAVIS COUNTY CHILDREN'S JUSTICE CENTER APPROVE

Chief Rapp reviewed the memo given to the Council, noting that the purpose of the Children's Justice Center in Davis county is to minimize the potential trauma for juvenile victims of physical or sexual abuse. The center also provides an advantage of time savings to law enforcement and the County Attorney's Office. The center is located in Farmington and will initially operate on a five-day week, regular business hours. The purpose of the Agreement, which has been reviewed by the City Attorney, is to set conditions of participation for the justice center. Following discussion, Councilwoman Wilcox made a motion that the Council go on record as being supportive of the Children's Justice Center and that approval be given for the Mayor and City Recorder to sign the agreement. Councilman Shafter seconded the motion and voting was unanimous.

REVIEW OF COMPREHENSIVE ANNUAL FINANCIAL REPORT FOR 1995-96 GRANT THORNTON

Ray Westergard and Angela Winchester, representatives from Grant Thornton accounting firm, were in attendance to review the Comprehensive Annual Financial Report for 1995-96. Mr. Westergard praised the City for the receipt of a Certificate of Excellence of Financial Reporting for the year ended June 30, 1995 and noted that this marks the 15th consecutive year for this honor. He explained that the audit which was performed tested transactions randomly to determine if they were (1) recorded properly based on City policy; and (2) are in accordance with GAAP (generally accepted accounting principles). Financial statements have been reviewed and the City has been given the highest report which can be issued by an auditor--an unqualified opinion. He thanked Mr. Jenson, Mr. Coleman and the staff for their

courteous, prompt and helpful manner and congratulated the City for this honor.

Mayor Cushing thanked Mr. Westergard for his report and the City staff for the excellent way the financial matters are handled.

BIDS AWARDED FOR VARIOUS POWER DEPARTMENT PURCHASES

Transmission Line Project, Phase 11. Mr. Michaelis reported that Phase I of the Transmission Line Upgrade project should be completed in time to cover the heavy summer load, and Phase 11 (from 1600 North Frontage road to the 138 Substation located in Centerville) is planned for completion during the fall of 1997. SSR Engineering was asked to provide a not-to-exceed engineering cost estimate for Phase II, and it is the recommendation of staff and the Power Commission that their proposal, in the amount of \$25,801 be accepted. The proposal contains \$20,689 for engineering and \$5,112 for additional expenses associated with eight trips for a pre-bid meeting, Centerville city approval, and Utah Department of Transportation approval. Councilman Shafter made a motion to accept the recommendation of the Power Commission for SSR to perform the engineering for Phase 11 of the Transmission Line Upgrade. Councilman Johnson seconded the motion and voting was unanimous.

Southeast Substation. Mr. Michaelis reported that the following bids were received for the Southeast Substation project and are being recommended by staff and the Power Commission for acceptance:

Grounding Grid Materials *Royal Electric* \$7,849.67 Councilman Shafter motioned for approval, Councilman Johnson seconded the motion and voting was unanimous.

Miscellaneous ConnectorsNorthern Power (Wire/buss) \$4,028.00
..... , Royal Wholesale(connectors/Insulators) \$17,832.81
Councilman Shafter motioned for approval, Councilwoman Wilcox seconded the motion and voting was unanimous.

Steel PolesGalvanizers (West Faro, ND) \$21,904.00
Councilman Shafter motioned for approval, Councilman Fowler seconded the motion and voting was unanimous.

Relay PanelM. J. Electric \$115,545.00
Councilman Shafter motioned for approval, Councilman Fowler seconded the motion and voting was unanimous.

Tree Chipper. Mr. Michaelis reported that three vendors submitted bids for a new tree chipper. It is the recommendation of staff and the Power Commission that the bid be awarded to Vermeer in the amount of \$17,993.00. Although this was the high bid, it was felt that it was the best for the needs of the department because of the efficiency and safety features of the feed rollers. Councilman Shafter made a motion to approve the bid from Vermeer, Councilwoman Wilcox seconded the motion which carried unanimously.

FORMAL ACCEPTANCE OF COMPREHENSIVE, AUDIT

It was noted that the Council had not formally adopted the Comprehensive Annual Financial Report (CAFR) which was discussed earlier in the meeting. Councilman Johnson made a motion to accept the CAFR, Councilman Shafter seconded the motion and voting was unanimous.

SIERRA VIEW SBDVN- GRANTED FINAL ACCEPTANCE.
1506 SO. ORCHARD DRIVE, JESSE CARTER, OWNER

Mr. Balling reported that all of the improvements required by the City for Sierra View Subdivision have been completed and he recommended that the City grant final acceptance, release the bond, and assume maintenance responsibilities for this subdivision. Councilman Fowler made a motion to grant final acceptance, as recommended. Councilman Johnson seconded the motion and voting was unanimous.

PRELIMINARY AND FINAL SITE. PLAN APPROVAL
GRANTED TO WESTERN IRC/VOICESTREAM WIRELESS

Mr. Gehring reviewed that Western PCS (also known as Voicestream Wireless) would like to construct two small, ground level antennae on the Upper Williams tank site at approximately 1535 East Maple Hills Drive. It is the

recommendation of staff and the Planning Commission that a conditional use permit be granted for this use and that preliminary and final site plan approval be given. Following a short discussion, Councilman Fowler made a motion to grant approvals as recommended. Councilman Johnson seconded the motion and voting was by a majority. Councilman Shafter abstained due to a possible conflict of interest..

PRELIMINARY AND FINAL SITE PLAN APPROVAL
GRANTED TO 5-PLEX - 369 WEST 200 NORTH, DOUG PARK

Mr. Gehring reported that Doug Parkin, owner, has requested permission to build a five-plex on the rear of the property at 309 West 200 North where there is an existing home. It was noted that the acreage requirement is satisfied for six units (subject to density bonus) as a result of the total acreage. However, it is not proportionately divided between the six units. Following discussion, it was requested that Mr. Mahan prepare text which would resolve this problem in the future. Mr. Parkin is requesting the density bonus to construct the additional unit for a total of 6 units. The Planning Commission has granted the conditional use permit for the additional unit and recommends granting preliminary and final site plan approval with the following conditions:

1. Pay storm detention fee of \$2,100 per acre x .05355 acres = \$1,125.00.
2. Provide a 7-ft. utility easement along the front property line and a 10-ft. utility easement along the west, east and rear property lines.
3. Approval by the Fire Marshall for fire protection.
4. Payment Of sewer connection fee Of \$600 per unit at time the building permit is issued.
5. Payment Of water connection fee (based on final plans) at time building permit is issued.
6. Completion Of final plans as required by the building code.
7. Provide an enclosed area for trash, either for a dumpster or garbage cans, as approved by the Planning Director.
8. Provide a 6-ft. maintenance free fence along the east and west property lines of either vinyl material or masonry as approved by the Planning Director.

Councilman Fowler made a motion to grant preliminary and final approval, as recommended. Councilman Johnson seconded the motion which carried by a majority. Councilman Shafter voted nay.

COUNCIL COMMITTEE REPORTS

Mr. Balling noted that the Traffic Safety Committee will be meeting tomorrow, December 12, at 4: 00 p.m.

EXECUTIVE SESSION APPROVED

On a motion made by Councilman Fowler and seconded by Councilman Shafter, the meeting adjourned to executive session at 7:52 p.m. for the purpose of discussing pending litigation. Those in attendance at executive session were:

Mayor Cushing
Councilpersons Johnson, Shafter, Wilcox, and Fowler
Mr. Hardy
Mr. Gehring
Mr. Mahan