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# Minutes of the Bountiful City Council Meeting

City Council Chambers  
May 5, 1999 - 7:00 p.m.

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Present:	Mayor:	John R. Cushing
	Council Members:	Samuel R. Fowler, Barbara Holt, Alan A. Johnson, Stewart Knowlton and C. Harold Shafter
	City Manager:	Tom Hardy
	City Prosecutor:	J. C. Ynchausti
	City Engineer:	Paul Rowland
	Administrative Services Dir.:	Galen Rasmussen
	City Recorder:	Kim Coleman
	Planning/RDA Director:	Blaine Gehring
	Department Heads:	Clifford Michaelis, Power Paul Rapp, Police
	Recording Secretary:	Nancy T. Lawrence
Excused:	City Attorney:	Russell Mahan

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

### APPROVAL OF MINUTES

Minutes of the regular City Council meeting held April 21, 1999 were presented and unanimously approved as written on a motion made by Councilman Johnson and seconded by Councilman Shafter. Councilpersons Fowler, Holt, Johnson, Knowlton, and Shafter all voted "Aye".

### EXPENDITURES, EXPENSES, AND TOTAL DISBURSEMENTS

#### APPROVED FOR TWO APRIL PERIODS

Mayor Cushing presented the report of Expenditures and Expenses Greater than \$1,000 with total disbursements for the following periods:

April 16-22, 1999	\$837,843.39
April 23-29, 1999	359,973.72

After a short discussion, Councilman Fowler made a motion to approve the expenditures as presented. Councilwoman Holt seconded the motion and voting was unanimous with Councilpersons Fowler, Holt, Johnson, Knowlton, and Shafter all voting "Aye".

### SATURDAY, MAY 8, DECLARED "LETTER CARRIERS FOOD DRIVE DAY"

Mayor Cushing explained that once again the Letter Carriers in Utah have organized a food drive with the cooperation of the local U.S. Post Offices, AFL-CIO, AFL-CIO Community Services, and United Way. He expressed appreciation for this service and stated that support of this project is extremely valuable in stocking the food bank in Bountiful. He then presented a

1 written Proclamation which declared Saturday, May 8, 1999 as “Letter Carriers Food Drive  
2 Day” in the City of Bountiful. Councilman Shafter made a motion to adopt this Proclamation  
3 and authorize the Mayor to sign it. Councilman Johnson seconded the motion and voting was  
4 unanimous with Councilpersons Fowler, Holt, Johnson, Knowlton, and Shafter all voting “Aye”.

5  
6 **INTERMOUNTAIN SLURRY SEAL, INC. AWARDED**  
7 **BID FOR 1999 CONTRACT**

8 Mr. Rowland reported that Intermountain Slurry Seal, Inc. provided and installed the  
9 slurry seal material on Bountiful City streets last year (summer of 1998). Intermountain has  
10 committed to extend last year’s price for the slurry seal for the 1999-2000 budget year. The  
11 Street Department has budgeted \$105,016.50 for slurry seal in the upcoming budget, which  
12 would cover about 133,000 square yards of road surface. It is the staff recommendation to  
13 accept the proposal of Intermountain for the unit price of \$0.79/sq. yd. for Type Two and  
14 \$0.80/sq. yd. For Type One slurry seal, and extend their contract to cover the work that needs to  
15 be done in the summer of 1999. Councilman Shafter made a motion to this effect, Councilman  
16 Knowlton seconded the motion and voting was unanimous. Councilpersons Fowler, Holt,  
17 Johnson, Knowlton, and Shafter all voted “Aye”.

18  
19 **J.M.R. CONSTRUCTION CO AWARDED**  
20 **BID FOR CONCRETE REPAIR PROJECTS**

21 Mr. Rowland reported that bids were received from three contractors for the  
22 construction of concrete repair projects for the summer of 1999. These projects will include  
23 replacement of waterways and drainage facilities at about 30 intersection locations throughout  
24 the City, the construction of the sidewalk and curb and gutter along 1200 North Street, and  
25 miscellaneous concrete repairs. It is the staff recommendation to award the bid to low bidder,  
26 J.M.R. Construction Company, in the amount of \$368,080.00. Councilman Shafter made a  
27 motion to this effect, Councilman Fowler seconded the motion and voting was unanimous.  
28 Councilpersons Fowler, Holt, Johnson, Knowlton, and Shafter all voted “Aye”.

29  
30 **ORMOND CONSTRUCTION AWARDED BID**  
31 **FOR INSTALLATION OF WATER LINES**

32 Mr. Rowland reported that five contractors responded to a request for bids for  
33 installation of water lines in new subdivisions and at various other locations for the year 1999. It  
34 is the staff recommendation that the low bid from Ormond Construction in the amount of  
35 \$834,685.40 be approved. The engineer’s estimate for this work was \$886,697.50. Councilman  
36 Knowlton made a motion to award the bid to Ormond Construction, as recommended.  
37 Councilwoman Holt seconded the motion and voting was unanimous. Councilpersons Fowler,  
38 Holt, Johnson, Knowlton, and Shafter all voted “Aye”.

39  
40 **CONTRACT TO CONSTRUCT STORM DRAIN**  
41 **SYSTEMS AWARDED TO BOUCHARD CONSTRUCTION**

42 Mr. Rowland presented the bid results for the construction of a new storm drain system  
43 in 2150 South Street (running from 750 East to Bonnevew Drive). He explained that this new  
44 storm drain system is needed to replace a deteriorating corrugated metal storm drain that runs  
45 down the rear yards of the homes along 2150 South. It is the staff recommendation that the low  
46 bid from Bouchard Construction in the amount of \$77,851.84 be accepted. The amount  
47 budgeted for this project was \$75,000.00 and the shortfall of approximately \$3,000 can be taken

1 from the curb and gutter replacement budget. Councilman Knowlton made a motion to accept  
2 the bid from Bouchard, as explained. Councilman Shafter seconded the motion and voting was  
3 unanimous. Councilpersons Fowler, Holt, Johnson, Knowlton, and Shafter all voted "Aye".  
4

5 **APPROVAL GIVEN TO REPLACE LINER**  
6 **OF ENGINE NO. 8 - POWER DEPARTMENT**

7 Mr. Michaelis reviewed with the Council that approval was previously given to  
8 purchase new liners for Engine No. 8 at the Power Plant. The liners have arrived and it is time to  
9 install them. In connection with the installation, it is recommended that the yearly maintenance  
10 also be done, which will include the purchase of rings, head gaskets, and o-rings, at a cost of  
11 \$6,152.10. Cooper Energy Services (the manufacturer of the engine) has submitted a proposal to  
12 do the maintenance at a cost of \$10,564.00 (which includes all travel, meals, lodging and labor  
13 for three men). This proposal was discussed by the Power Commission and comes with their  
14 recommendation for approval. Councilman Fowler made a motion to approve the maintenance  
15 and purchase of equipment as explained. Councilman Shafter seconded the motion and voting  
16 was unanimous. Councilpersons Fowler, Holt, Johnson, Knowlton, and Shafter all voted "Aye".  
17

18 **PRELIMINARY AND FINAL APPROVAL GRANTED**  
19 **TO DUFFIN SUBDIVISION - 400 SO 300 EAST**

20 Mr. Gehring presented the plat of Duffin Subdivision, located on the southwest corner  
21 of 400 South and 300 East and reported that the Planning Commission has reviewed the request  
22 for preliminary and final approval and sends a positive recommendation to the Council, subject  
23 to: (1) payment of the required subdivision fees; and (2) receipt of the title report and all required  
24 signatures for recording. Councilwoman Holt made a motion to grant preliminary and final  
25 approval, as recommended. Councilman Johnson seconded the motion which carried  
26 unanimously. Councilpersons Fowler, Holt, Johnson, Knowlton, and Shafter all voted "Aye".  
27

28 **AMENDED FINAL APPROVAL GRANTED TO BOUNTIFUL**  
29 **MEADOWS AT SUMMERWOOD SUBDIVISION - PHASE 1 AND 2**

30 Mr. Rowland presented the amended plat of Bountiful Meadows at Summerwood  
31 Subdivision, Phase 1 and 2, and stated that the Planning Commission has reviewed the amended  
32 request for final approval. The amendment to the initial final approval is to split the project into  
33 two phases. The first phase will include 33 lots and the remaining 29 lots will be in phase two.  
34 The Planning Commission has reviewed this request and recommends approval, subject to the  
35 following conditions:

- 36 1. Posting the site improvement bond as required in City Ordinance.
  - 37 2. Payment of subdivision fees as outlined in the ordinance.
  - 38 3. Payment of the underground power fees as determined by the Power Department.
  - 39 4. Provide the overall grading plan showing how the lots will be drained. This will  
40 not need to be to the detail previously anticipated in the preliminary approval.
  - 41 5. Complete all corrections on the construction drawings and plats.
  - 42 6. Compliance with all City ordinances and building codes.
- 43

44 Councilwoman Holt made a motion to grant amended final approval as presented for Bountiful  
45 Meadows at Summerwood Subdivision Phase 1 and Phase 2. Councilman Johnson seconded the  
46 motion which carried by a majority. Councilpersons Fowler, Holt, Johnson, and Shafter all  
47 voted "Aye". Councilman Knowlton abstained.

1  
2 **PRELIMINARY SITE PLAN APPROVED FOR**  
3 **PAGES PLACE CONDOS, PHASE I, 350 WEST PAGES LANE**

4 Mr. Rowland reviewed that Brian Knowlton has submitted a site plan and is requesting  
5 preliminary site plan approval for the first phase of a planned unit development at 350 West  
6 Pages Lane. Because the City ordinance does not allow any more than 20 units to be built on a  
7 property without two separate accesses, the first phase contains only five separate four-plex units  
8 with a paved temporary turn-around at the end of the street. The Planning Commission reviewed  
9 this request and recommends preliminary approval, subject to the following conditions:

- 10  
11  
12 1. Development of a drainage plan that protects the adjacent building east and south  
13 of the site.  
14 2. Provide evidence of a recorded deed combining all parcels of ground into one  
15 piece and being held by the developers.  
16

17 Following a brief discussion, Councilwoman Holt made a motion to grant preliminary approval  
18 to Pages Place Condos, Phase I, as recommended. Councilman Johnson seconded the motion  
19 which carried unanimously. Councilpersons Fowler, Holt, Johnson, Knowlton, and Shafter all  
20 voted "Aye".  
21

22 **PRELIMINARY AND FINAL SITE PLAN APPROVAL**  
23 **GRANTED TO MOYLE PETROLEUM, 412 NORTH 500 WEST**

24 Mr. Gehring reviewed that Moyle Petroleum has purchased the existing Conoco station  
25 on the northeast corner of 400 North and 500 West along with the house just east of the old  
26 station, and they are requesting site plan approval for a new 5-island gas station and mini mart.  
27 This request has been considered by the Planning Commission and comes to the Council with a  
28 favorable recommendation for preliminary and final site plan approval, subject to the following  
29 conditions:

- 30  
31 1. Storm drain and curb cut access permits be granted by UDOT prior to the  
32 issuance of any building permit.  
33 2. Replacement of all existing damaged curb and gutter and sidewalk, which will  
34 require an excavation permit from UDOT also.  
35 3. Show on drawings the location of the existing tanks, and documentation from the  
36 State Division of Environmental Quality that successful removal of the tanks and  
37 any necessary clean up is completed.  
38 4. Payment of necessary impact and connection fees, including approximately  
39 \$3,400 to move the existing fire hydrant.  
40 5. Conformance with all other Ordinances and Uniform Building Code  
41 requirements.  
42 6. Provide a 6-foot high solid masonry wall along the east property line as per the  
43 zoning ordinance.  
44 7. Provide a 6-foot high solid masonry wall along the north property lines where  
45 they abut the mobile home park to the north.  
46 8. Provide additional street trees along both frontages to meet the provisions of the  
47 landscaping ordinance.

48 Following discussion, Councilwoman Holt made a motion that preliminary and final site plan  
49 approval be granted, as presented. Councilman Shafter seconded the motion and voting was

1 unanimous. Councilpersons Fowler, Holt, Johnson, Knowlton, and Shafter all voted "Aye".

2  
3 **APPROVAL GIVEN TO APPLY FOR PROS II GRANT,**  
4 **POLICE DEPARTMENT**

5 Chief Rapp reviewed that three years ago a Police Reaching Out to Students (PROS)  
6 program (Jr. High School based) was initiated. The City entered into a partnership with the  
7 School District and developed a grant to fund this program with officers being in each Jr. High  
8 School 15 hours a week. In the 1999/2000 budget \$36,824 has been included for the PROS  
9 program, in anticipation of developing another grant to expand the PROS program into the  
10 elementary schools as well. It was anticipated that the monies in the current PROS budget  
11 would be used towards matching funds should a PROS II grant be developed and accepted.

12  
13 In connection with the Davis School District and with the approval of all nine elementary  
14 principals in Bountiful, a grant application of \$135,185.00 has been written, with grant monies  
15 accounting for \$87,185 and a required match from the School District and City of \$48,000. The  
16 City and School District have developed a means of covering this match, without increasing the  
17 PROS program as submitted in the 1999/2000 budget, by integrating existing costs for the  
18 officers as represented by their retirement program. If approved, Bountiful would not be  
19 obligated for the continuance of the program at the conclusion of the 3-year grant period. Chief  
20 Rapp requested the Council's consideration in increasing the PROS program to \$135,185, while  
21 increasing the revenue to the City from this program by \$98,361.00.

22  
23 Mayor Cushing noted that this proposal has received a very positive response from the  
24 school community, and Senator Steel is scheduled to discuss the PROS program in Washington  
25 D.C. with the Secretary of Education. Following discussion, Councilman Shafter made a motion  
26 that the City proceed with the grant application and that the State Legislature be strongly urged  
27 to appropriate the necessary funding to permit continuance of the PROS program. Councilman  
28 Johnson seconded the motion and voting was unanimous. Councilpersons Fowler, Holt,  
29 Johnson, Knowlton, and Shafter all voted "Aye".

30  
31 **TENTATIVE 1999-2000 BUDGET APPROVED**

32 Mr. Hardy presented the Tentative 1999-2000 Fiscal Year Budget with revenues and  
33 expenditures and expenses balanced at \$42,709,284.00. This represents an overall decrease from  
34 last year's total budget of \$42,734,000.00. However, this year's General Fund budget is up  
35 approximately four percent while capital expenditures have decreased. Mr. Hardy reviewed  
36 major changes within departmental budgets included in the General Fund with new employees in  
37 the Street and Engineering Departments, additional funding for the PROS Program in the Police  
38 Department, \$35,000 for elections this year, and an additional \$5,000 contribution into the Arts  
39 programs. These increases will be funded by an increase in sales tax, an increase in ambulance  
40 fees, and a transfer from the Power Fund which has increased approximately \$100,000.00.  
41 Increased revenue is also reflected in gasoline tax and telephone franchise fees.

42  
43 The budget includes a 2 percent cost of living adjustment; however, employees will be  
44 required to pick up additional health insurance costs. Costs of the enterprise funds are up about  
45 5.5 percent due to significant capital improvements which are planned for the fiscal year. Mr.  
46 Hardy reviewed Ordinance No. 99-9 entitled AN ORDINANCE ADOPTING A TENTATIVE  
47 BUDGET FOR THE CITY OF BOUNTIFUL FOR THE FISCAL YEAR JULY 1, 1999,

1 THROUGH JUNE 30, 2000, PURSUANT TO THE UNIFORM FISCAL PROCEDURES ACT  
2 FOR UTAH CITIES, INCLUDING ESTIMATES OF ANTICIPATED REVENUES,  
3 APPROPRIATIONS FOR EXPENDITURES, ADJUSTED COMPENSATION SCHEDULES  
4 FOR CITY OFFICERS AND EMPLOYEES, AND THE SETTING OF USER FEES FOR CITY  
5 FACILITIES AND SERVICES and recommended that it be adopted. Councilman Shafter made  
6 a motion to adopt the tentative budget as recommended. Councilwoman Holt seconded the  
7 motion and voting was unanimous. Councilpersons Fowler, Holt, Johnson, Knowlton, and  
8 Shafter all voted "Aye".

9  
10 **PUBLIC HEARINGS SET TO CONSIDER 1999-2000 BUDGET AND**  
11 **RE-OPENING OF 1998-99 BUDGET**

12 Mr. Hardy explained that it is necessary to set a public hearing to consider the 1999-2000  
13 budget and he recommended that it be set for June 2, 1999 at 7:15 p.m. It is also necessary to  
14 hold a public hearing to re-open the 1998-99 budget and it was recommended that this hearing be  
15 set for June 2, 1999 at 7:45 p.m. Councilwoman Holt made a motion that the two hearings be set  
16 as recommended. Councilman Fowler seconded the motion and voting was unanimous.  
17 Councilpersons Fowler, Holt, Johnson, Knowlton, and Shafter all voted "Aye".

18  
19 **PRESENTATION REGARDING SOUND WALLS**  
20 **ALONG THE I-15 IMPROVEMENTS**

21 Mr. Rowland (in the absence of representatives from UDOT) reviewed the improvements  
22 which are being planned for I-15 as it passes through Bountiful. These improvements include  
23 widening the freeway, bringing the traffic closer to residential properties. UDOT is proposing to  
24 construct sound walls (to be used both as a sound barrier and to assist in earth retention) and is  
25 desirous of communicating with citizens who will be directly affected. In some instances, sound  
26 walls have been perceived negatively by the citizenry and UDOT would like input from the  
27 Bountiful community. Councilman Shafter stated that he would accept the responsibility to  
28 contact the property owners on the northwest side of Bountiful who will be affected by the  
29 proposed sound walls.

30  
31 Councilman Johnson was excused at 8:25 p.m. and shortly thereafter, Dal Hawkes  
32 (UDOT) arrived. Mr. Hawkes responded to questions regarding the specifications of the sound  
33 walls and explained that they reduce noise by about 5 decibels.

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35 The meeting adjourned at 8:34 p.m. on a motion by Councilman Fowler and seconded by  
36 Councilman Shafter.

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40 JOHN R. CUSHING, Mayor

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44 KIM J. COLEMAN, City Recorder

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