

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20

Minutes of the Bountiful City Council Meeting

City Council Chambers
December 8, 1999 - 7:00 p.m.

21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42

Present:	Mayor:	John R. Cushing
	Council Members:	Samuel R. Fowler, Alan A. Johnson, Stewart Knowlton, and C. Harold Shafter
	City Manager:	Tom Hardy
	City Engineer:	Paul Rowland
	City Attorney:	Russell Mahan
	Administrative Services Dir:	Galen Rasmussen
	City Recorder:	Kim J. Coleman (AR: 7:35 p.m.)
	Planning/RDA Director:	Blaine Gehring
	Dept. Head:	Neal Jenkins, Parks/Recreation Dick Duncan, Streets/Sanitation
	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 at 7:00 p.m. and welcomed those in attendance. Councilman Knowlton led the pledge of allegiance to the flag and Councilman Fowler gave the opening prayer.

APPROVAL OF MINUTES

Minutes of the regular City Council meeting held November 9, 1999 were presented and unanimously approved, as corrected, on a motion made by Councilman Fowler and seconded by Councilman Johnson. Councilpersons Shafter, Johnson, Fowler and Knowlton all voted "Aye".

EXPENDITURES, EXPENSES, AND TOTAL DISBURSEMENTS APPROVED FOR THREE PERIODS (OCTOBER & NOVEMBER)

Mayor Cushing presented the Report of Expenditures and Expenses Greater than \$1,000 for the periods November 6-11, 1999 in the amount of \$277,406.75, November 12-30, 1999 in the amount of \$1,537,522.75, and the October Summary of Expenditures and Expenses totaling \$4,156,366.13. The staff responded to questions from the Council, following which all reports were unanimously approved on a motion made by Councilman Johnson and seconded by Councilman Shafter. Councilpersons Shafter, Johnson, Fowler and Knowlton all voted "Aye".

COUNCIL APPROVES BIDS FOR WEIGHT ROOM RENOVATION - RECREATION CENTER

Mr. Jenkins reported that several vendors were contacted for bids for services to renovate the weight room at the Recreation Center. This year's budget included \$50,000 for a total renovation project, which included improving the ventilation system, upgrading the electrical capability, and purchasing new equipment which will generate an increase in patrons and provide a more balanced workout with more variety for all age groups. He reviewed the bids that were received and said it is the recommendation of staff to accept the bid package from

43
44
45
46
47
48
49
50

1 Foothill Fitness for the equipment package and to allow this vendor to also install the flooring
2 package. Following a short discussion, Councilman Johnson made a motion to approve the bid
3 package as presented in the amount of \$49,737.00. Councilman Fowler seconded the motion and
4 voting was unanimous. Councilpersons Shafter, Johnson, Fowler and Knowlton all voted "Aye".
5

6 **APPROVAL GIVEN TO PURCHASE SCREENER**
7 **FOR COMPOST PROJECT - LANDFILL**

8 Mr. Duncan explained that for the past few years a screener has been rented for use in the
9 composting project. This past year, however, a rental screener was not available locally and one
10 was sent from the factory. It is the recommendation of staff that this screen, a CEC SCREEN-IT
11 which was acquired on a rental basis, be purchased. The vendor, Rasmussen Equipment
12 Company, has offered to apply the two-month rental fee (\$12,919.27) to the cost of the machine
13 (\$115,730.00), and it is felt that this is a good time to purchase this equipment. The net amount
14 of the purchase would be \$102,810.73. The budgeted amount for this equipment was
15 \$100,000.00. The difference can be made up from savings on other equipment purchased this
16 year. Following discussion, Councilman Shafter made a motion to approve the purchase of the
17 screener in the amount of \$102,810.73. Councilman Johnson seconded the motion which carried
18 unanimously. Councilpersons Shafter, Johnson, Fowler and Knowlton all voted "Aye".
19

20 **CONSIDER APPOINTMENT TO BOARD OF ADJUSTMENT**

21 This item delayed to a future meeting.
22

23 **PUBLIC HEARING TO CONSIDER ZONING ORDINANCE -**
24 **TEMPORARY AND SEASONAL USES**

25 Mayor Cushing opened discussion at 7:20 p.m. to consider amending the zoning
26 ordinance as it relates to temporary and seasonal uses. Mr. Gehring explained that in an effort to
27 address problems which have occurred recently regarding temporary uses (yard sales that go on
28 for two-three weeks, placement of temporary trailers for sales of lots in subdivisions, etc.)
29 Chapter 15 of the zoning ordinance has been amended. The Planning Commission has studied
30 the proposed changes and sends a positive recommendation to the Council for its adoption. The
31 proposed ordinance is based on input from other cities, the city attorney and the Planning
32 Commission and staff. Councilman Shafter made a motion to adopt Ordinance No. 99-21
33 entitled AN ORDINANCE AMENDING CHAPTER 15 OF THE BOUNTIFUL CITY ZONING
34 ORDINANCE RELATING TO TEMPORARY AND SEASONAL USES. Councilman
35 Knowlton seconded the motion and voting was unanimous. Councilpersons Shafter, Johnson,
36 Fowler and Knowlton all voted "Aye".
37

38 **RES. NO. 99-7 ADOPTED RE: SO. DAVIS COMMUNITY**
39 **HOSPITAL 1998 BONDS**

1 Mr. Mahan reviewed that the South Davis Community Hospital is constructing a new
2 surgical center adjacent to their present facility at 500 South and 400 East. Some of the ground
3 for that surgical center is pledged as collateral on the 1998 development bonds issued by the City
4 for the hospital. Therefore, the hospital is requesting that a portion of ground necessary for the
5 surgical center be released from the mortgage and that other land next to the hospital be
6 substituted as collateral. This request has the consent of the bondholders. Mr. Mahan clarified
7 that there will not be any new bonds, just switching a portion of the property pledged as
8 collateral. He recommended that this request be approved as set forth in Resolution No. 99-7,
9 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BOUNTIFUL, DAVIS
10 COUNTY, UTAH, AUTHORIZING CERTAIN AMENDMENTS TO A LOAN AGREEMENT
11 RELATING TO CERTAIN HOSPITAL REVENUE REFUNDING BONDS, SERIES 1998,
12 ORIGINALLY ISSUED IN THE AGGREGATE PRINCIPAL AMOUNT OF \$10,000,000;
13 AND AUTHORIZING THE TAKING OF ALL OTHER ACTIONS NECESSARY TO THE
14 CONSUMMATION OF THE TRANSACTIONS CONTEMPLATED BY THIS RESOLUTION.
15 Councilman Shafter made a motion to adopt Res. No. 99-7 as recommended. Councilman
16 Johnson seconded the motion and voting was unanimous. Councilpersons Shafter, Johnson,
17 Fowler and Knowlton all voted "Aye".
18

19 **COUNCIL APPROVES RENEWAL OF APPLICATION TO**
20 **PARTICIPATE IN FEDERAL SURPLUS PROPERTY PROGRAM**

21 Mr. Hardy reviewed that from time to time the City is able to purchase State and Federal
22 surplus property through a Federal Surplus Property Program. One of the stipulations of
23 participating in this program is that every two years the City must provide a list of persons
24 authorized to buy on behalf of the City and also adopt a resolution. He recommended that
25 Resolution No. 99-8 be adopted which provides that the City continue participation in the
26 Federal Surplus Property Program, with the department heads and himself (Mr. Hardy)
27 authorized to purchase. Councilman Fowler made a motion to adopt Res. No. 99-8 as
28 recommended. Councilman Knowlton seconded the motion and voting was unanimous.
29 Councilpersons Shafter, Johnson, Fowler and Knowlton all voted "Aye".
30

31 **CONSIDER BID AWARD FOR FENCING - PARKING**
32 **LOT BEHIND MANDARIN RESTAURANT**

33 This item tabled.
34

35 **REVIEW 1998-99 COMPREHENSIVE ANNUAL FINANCIAL**
36 **REPORT (CAFR) - PRICE/WATERHOUSE/COOPERS**

37 Mr. Rasmussen introduced Rich Lundquist and Jason Combes, auditors from
38 PriceWaterhouseCoopers. Mr. Lundquist reported that the City received an unqualified opinion,
39 with no exceptions on the 1998-99 Comprehensive Annual Financial Report. Mr. Combes
40 explained changes in the financial statements and noted that they were consistent between last
41 year and this year. He reviewed major changes in expenditures and other disclosure items,
42 including the Y2K status. He also mentioned that in the future the City will be required to
43 account for infra-structure assets previously not part of the CAFR (such as streets, concrete
44 improvements, etc.) Discussion followed regarding suggested steps for the City to take in
45 accomplishing this new requirement, which must be adopted by the year 2003.
46

47 Mr. Lundquist and Mr. Combes expressed appreciation for the very competent City
48 accounting staff and noted that they were great to work with. Mr. Rasmussen, in turn, thanked
49 the auditors for the fine working relationship which was experienced and he recognized Kim
50 Coleman, Ralph Hill and Mark McRae as playing a significant role in this process. Councilman

1 Johnson motioned to accept the CAFR for the fiscal year ended June 30, 1999, as presented.
2 Councilman Shafter seconded the motion and voting was unanimous. Councilpersons Shafter,
3 Johnson, Fowler and Knowlton all voted "Aye".

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16

COUNCIL COMMITTEE REPORTS

Councilman Johnson reported that the Youth Council decorated the tree in the foyer of City Hall and he complimented them on other service activities they have done for the Christmas season.

EXECUTIVE SESSION TO DISCUSS PENDING LITIGATION

The meeting adjourned to executive session for the purpose of discussing pending litigation at 7:45 p.m. on a motion made by Councilman Fowler and seconded by Councilman Knowlton. Councilpersons Shafter, Johnson, Fowler and Knowlton all voted "Aye".

Attendance at Executive Session

- Mayor Cushing
- Councilpersons Shafter, Johnson, Fowler and Knowlton
- Mr. Hardy
- Mr. Mahan