

**Minutes of the
Bountiful City Council Meeting
City Council Chambers
September 10, 2002 - 7:00 p.m.**

Present:	Mayor:	Joe L. Johnson
	Council Members:	Barbara Holt, R. Fred Moss, John S. Pitt and Thomas Tolman
	City Manager:	Tom Hardy
	City Attorney:	Russell Mahan
	City Engineer:	Paul Rowland
	City Recorder:	Kim J. Coleman
	Department Reps:	Mike Barfuss, Fire
	Recording Secretary:	Nancy T. Lawrence
Excused:	Councilman:	J. Gordon Thomas

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 Johnson called the meeting to order at 7:00 p.m., following which Mr. Hardy offered the invocation. Members of the Bountiful Fire Department presented the colors in a formal flag ceremony and then led the audience in the pledge of allegiance.

PROCLAMATION “ALWAYS REMEMBER 9-11 DAY” APPROVED

At the invitation of the Mayor, Councilwoman Holt read a proclamation declaring September 11, 2002 as “Always Remember 9-11 Day”. The proclamation, which recognized the loss and suffering which occurred on September 11, 2001, included a resolve for Bountiful citizens to salute the heroism of those who responded to those events and to reaffirm their commitment to sustain patriotism through volunteerism, community involvement and service. Councilman Pitt made a motion to support this proclamation, Councilman Moss seconded the motion and voting was unanimous. Councilmembers Holt, Moss, Pitt and Tolman voted “aye”.

MINUTES OF TWO AUGUST MEETINGS APPROVED

Minutes of the regular City Council meetings held August 13, 2002 and August 27, 2002 were presented and unanimously approved with one correction to the August 13th minutes. Councilman Tolman motioned for approval and Councilwoman Holt seconded the motion. Voting was unanimous with Councilmembers Holt, Moss, Pitt and Tolman voting “aye”.

**EXPENDITURES AND EXPENSES APPROVED FOR
THE PERIOD AUGUST 15 - 28, 2002**

Mayor Johnson presented the Report of Expenditures and Expenses Greater than \$1,000 for the Period August 15-28, 2002 in the amount of \$1,830,416.54. The staff responded to questions from the Council, following which Councilman Pitt motioned for approval. The motion was seconded by Councilman Moss and carried unanimously. Councilmembers Holt, Moss, Pitt and Tolman voted “aye”.

**PRESENTATION BY BOUNTIFUL COMMUNITY
SERVICE COUNCIL**

Brent Moon, representing the Bountiful Service Community Council, expressed appreciation for the opportunity to recognize citizens who have contributed to the community. He reflected that, "ordinary people are ordinary until they do something extra-ordinary". On behalf of the BCSC and the City, Mr. Moon and Mayor Johnson presented a plaque of appreciation to Lorraine C. Misener and the Bountiful Exchange Club for their outstanding service to the community.

ORD. NO. 2002-17 ADOPTED RE: BOUNTIFUL COMMUNITY SERVICE COUNCIL

Mr. Mahan stated that the Bountiful Service Community Council has requested permission to increase the number of members on that body and he recommended that Ordinance No. 2002-17 be adopted to accomplish this. Councilwoman Holt motioned to adopt Ord. No. 2002-17 entitled, AN ORDINANCE AMENDING THE BOUNTIFUL CITY CODE TO INCREASE THE NUMBER OF MEMBERS OF THE BOUNTIFUL COMMUNITY SERVICE COUNCIL. Councilman Tolman seconded the motion and voting was unanimous. Councilmembers Holt, Moss, Pitt and Tolman voted "aye".

RES. NO. 2002-06 ADOPTED RE: PERSONNEL POLICIES

Mr. Mahan reviewed that Resolution No. 2002-06 amends two city policies - one related to sick leave and the other to the drug-free workplace. He reviewed the proposed changes and then presented Res. No. 2002-06, entitled A RESOLUTION AMENDING THE PERSONNEL POLICIES AND PROCEDURES MANUAL RELATING TO SICK LEAVE AND THE DRUG FREE WORKPLACE POLICY, for approval. Following discussion, Councilman Pitt motioned for approval, Councilwoman Holt seconded the motion and voting was unanimous. Councilmembers Holt, Moss, Pitt and Tolman voted "aye".

10-YEAR CAPITAL IMPROVEMENT PLAN FOR BOUNTIFUL CITY ADOPTED

Mayor Johnson presented the 10-Year Capital Improvement Plan for Bountiful City and explained that it is a "map" which shows potential capital improvements for the next 10 years. He noted that if revenue does not flow as anticipated, the capital improvement plan is changeable. Mr. Hardy reviewed that even though the City is almost "built out", there are replacement needs. Larger items included in the plan are a recreation center complex, upgrades to the Power Department (including the addition of new resources), maintenance for the Stoker School, and information system equipment/software replacement. Following discussion, Councilman Moss made a motion to adopt the 10-year plan as presented. Councilman Pitt seconded the motion and voting was unanimous. Councilmembers Holt, Moss, Pitt and Tolman voted "aye". It was suggested that this plan (which is available at City Hall) also be put on the Web page.

ORD. NO. 2002-18 ADOPTED RE: RENEWAL OF EXCEPTION PERMITS FOR CAR REPAIRS

Mr. Mahan reviewed that one month ago the Council adopted an ordinance designed to provide for a process to eliminate the eyesore of junk vehicles stored outdoors in residential zones. Included in the ordinance was a provision for individuals who restore old cars to have time to complete their projects, subject to obtaining a 6-month permit from the City. In response to concerns from auto-restorer hobbyists that six months was not a reasonable time in which to restore a car, the amendment being considered tonight provides for an initial 6-month permit, and

two 6-month extensions.

Discussion focused on ways that the ordinance could be worded to not impede auto restoration as a hobby. George Hawkins and Roy Van Orman, from the Beehive Model-A Club, were in attendance, along with several other members of the club and other interested citizens. They shared insights with the Council which confirmed the fact that a restoration project could take several years and they expressed concern that an ordinance would prevent them from pursuing their hobby in Bountiful. It was suggested that the ordinance provide for "further extensions", to be approved on an individual basis by the Council (rather than limiting it to two extensions). With this modification and acknowledgment that the staff will exercise reasonable judgement, Councilman Tolman motioned to adopt Ordinance No. 2002-18, entitled AN ORDINANCE AMENDING THE BOUNTIFUL CITY ZONING ORDINANCE TO PERMIT THE RENEWAL OF EXCEPTION PERMITS FOR CAR REPAIRS, with the change of wording as follows in Section 14-14-109 (3) (B):

A permit is valid for a period of six months and for only one vehicle. Upon the expiration of the permit, the vehicle must either be repaired and lawfully registered or removed from the property. A permit may be renewed for a period of six additional months by the Planning and Zoning Director if reasonable evidence of progress in repairing the vehicle is given and for further extension(s) by the City Council upon a showing of reasonable progress in repairing the vehicle and a reasonable explanation of why the vehicle could not be repaired within the preceding year. Only one permit may be issued at a time on any given property.

Councilman Pitt seconded the motion which carried by a majority. Councilperson Holt, Pitt, and Tolman voted "aye" and Councilman Moss voted "nay".

LOCAL CONSENT SINGLE EVENT PERMIT APPROVED FOR "EVERGREENS AND CHRISTMAS THINGS"

Mr. Hardy explained that the Evergreens and Christmas Things organization has requested a Local Consent Single Event liquor permit for November 13, 2002, from 5 to 10 p.m. for the wine and cheese reception to be held at St. Olaf's McNamara Center. The staff has reviewed this request and recommend that it be approved so that it can be forwarded on to the State Alcoholic Beverage department. Councilman Moss made a motion to this effect, Councilwoman Holt seconded the motion and voting was unanimous. Councilmembers Holt, Moss, Pitt and Tolman voted "aye".

GUARD-CONTROLLED SCHOOL CROSSING APPROVED AT 500 SO DAVIS BLVD.

Mr. Rowland reviewed that the Council previously discussed a school crossing guard for the intersection at 500 South Davis Boulevard. The staff has studied this intersection and recommend that approval be given for a crossing guard on the south leg of the intersection and the necessary signage and painting to meet MUTCD requirements. Councilman Pitt motioned to approve the crossing guard as reviewed, and Councilman Moss seconded the motion, which carried unanimously. Councilmembers Holt, Moss, Pitt and Tolman voted "aye".

CLAUDE NIX CONSTRUCTION AWARDED BID FOR SEWER REPAIRS

Mr. Rowland reported that three proposals were received from contractors for repair of sewer lines and manholes at various locations for the year 2002. This year's contract features 14 separate projects-- two terminal manhole installations and 12 sewer pipe repairs. It is the staff

recommendation to accept the low bid from Claude Nix Construction in the amount of \$121,799.21. and award them the contract to perform said work. Councilman Moss motioned to accept the bid as recommended. Councilwoman Holt seconded the motion and voting was unanimous. Councilmembers Holt, Moss, Pitt and Tolman voted "aye".

**DISCUSSION RE: ELECTRIC LIGHT PARADE
AND OTHER CHRISTMAS ACTIVITIES**

Councilman Pitt reported that there has been concern in the past regarding the electric light parade held in early December. It was suggested that the parade route be changed to end in the City Hall parking lot (rather than at 5 Points where many businesses are closed) and lead into a City lighting ceremony. Discussion focused on ways to give this event more "pizzaz", including inviting the local schools to provide music and encourage the merchants to do lights.

COUNCIL COMMITTEE REPORTS

Mayor Johnson reported that the Wasatch Front Regional Council will be re-opening discussion on the 2030 plan regarding light rail in their September 18th meeting and he invited Councilmembers to attend that meeting.

Councilman Moss asked about the Utah League of Cities and Towns conference and discussion followed regarding the schedule for the conference.

The meeting adjourned at 8:53 p.m. on a motion made by Councilwoman Holt and seconded by Councilman Moss. Councilmembers Holt, Moss, Pitt and Tolman voted "aye".

JOE L. JOHNSON, Mayor

KIM J. COLEMAN, City Recorder

* * * * *