

**Minutes of the  
Bountiful City Council Meeting  
City Council Chambers  
April 9, 2002 -7:00 p.m.**

Present: Mayor: Joe L. Johnson  
Council Members: Barbara Holt, R. Fred Moss, J. Gordon  
Thomas and Thomas Tolman  
City Attorney: Russell Mahan  
Assist. City Engineer: Mark Franc  
Dir. of Admin. Services Galen Rasmussen  
City Recorder: Kim Coleman  
Department Head: Paul Rapp, Police  
Recording Secretary: Nancy T. Lawrence

Excused: Councilman: John S. Pitt  
City Manager: Tom Hardy  
City Engineer: Paul Rowland

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 the pledge of allegiance was led by visiting Boy Scout, Nick Beckstead, Troop 220. Councilman Thomas offered the invocation.

Mayor Johnson extended a special welcome to Boy Scout Troop 220 and the Scout Master (Kevin Beckstead) informed those in attendance that Troop 220 (the third oldest contingency in Boy Scouting in Utah) will be sponsoring their annual spaghetti dinner again this year. He explained that this is the sole fund raiser for Troop 220 with a membership of 54 boys. Mayor Johnson then encouraged those in attendance to support this event.

**MINUTES OF MARCH 26, 2002 APPROVED**

Minutes of the regular meeting of the City Council held March 26, 2002 were presented and unanimously approved as amended on a motion made by Councilman Thomas and seconded by Councilman Moss. Councilpersons Holt, Moss, Thomas and Tolman voted "aye".

**EXPENDITURES, EXPENSES, AND TOTAL DISBURSEMENTS  
APPROVED FOR FOUR PERIODS**

Mayor Johnson presented the report of Expenditures and Expenses Greater than \$1,000 for the periods March 14-20, 2002 in the amount of \$311,898.70, March 21-27, 2002 in the amount of \$1,202,974.20, March 28 - April 3, 2002 in the amount of \$125,071.56, and the Summary of Expenditures for the Month of March totaling \$3,882,947.07. The staff responded to questions from the Council, following which Councilman Thomas motioned to approve the four reports, as presented. Councilman Tolman seconded the motion and voting was unanimous. Councilpersons Holt, Moss, Thomas and Tolman voted "aye".

**JENSEN & KEDDINGTON, P.C., AWARDED**

**BID FOR INDEPENDENT AUDIT FOR FY ENDING 6/30/2002**

Mr. Rasmussen reviewed that Utah law requires cities to undergo an annual independent audit of their financial statements and operations. PriceWaterhouseCoopers has performed this audit for the City for the past four years and the contract would normally be renewed for a fifth year. However, new GASB standards will be implemented effective June 30, 2003 and it is felt advisable to not change auditing firms the same year that these standards will be implemented. Requests for Proposals were submitted to 11 firms that were deemed to have significant size and expertise to conduct governmental audit work. Five firms responded and their RFP's were reviewed by staff in terms of the best balance of cost and other factors necessary to maintain the high level of financial standard achieved by the city to this point. It is the staff recommendation that the RFP from Jensen & Keddington, P.C. be accepted to complete the annual audit of the city for the fiscal year ended June 30, 2002 and the succeeding four fiscal years, subject to satisfactory performance.

The procedures used in evaluating the RFP's were discussed, following which Councilwoman Holt made a motion to accept the RFP from Jensen and Keddington, P.C., as presented, in the amount of \$40,000 for the first year, with a cumulative total for the five year period of \$223,525.00. It was explained that the amount for each year acknowledges inflation as well as audit staff familiarization with City practices. Councilman Thomas seconded the motion which carried unanimously. Councilpersons Holt, Moss, Thomas and Tolman voted "aye". Councilman Thomas complimented the staff for the outstanding job they do in conducting business for the City.

**ORDINANCE NO. 2002-06 ADOPTED RE: VACATION OF STREET RIGHT-OF-WAY; BRIDLEWOOD DRIVE**

Mr. Mahan reviewed that in the last City Council meeting Farnes Two-Lot Subdivision was approved which consists of two lots at about 3840 South Bridlewood Drive. It was originally intended that a street go into this property, and a stub into it was dedicated with the original subdivision. However, that street is no longer to be built and the stub is no longer needed. As per Utah State law, this street was vacated through adoption of Ordinance No. 2002-06, entitled AN ORDINANCE VACATING A PORTION OF BRIDLEWOOD DRIVE AT APPROXIMATELY 3840 SOUTH IN BOUNTIFUL, DAVIS COUNTY, UTAH. Councilman Moss motioned to adopt the ordinance, Councilwoman Holt seconded the motion and voting was unanimous. Councilpersons Holt, Moss, Thomas and Tolman voted "aye".

**COUNCIL APPROVES PROPOSAL TO CONVEY LAND TO UDOT FOR CONSTRUCTION OF LEGACY HIGHWAY**

Mr. Mahan explained that the approved route of the proposed Legacy Highway crosses four pieces of property owned by Bountiful City. A tentative agreement has been reached with UDOT concerning the acquisition of those properties by UDOT. The Agreement provides that UDOT pay for the property, plus replacement costs and land for the landfill facilities that have to be moved. It is the opinion of staff that UDOT has extended a fair offer which ought to be accepted. He noted that the conveyance of the pond and Porter lane properties has already been authorized by the City Council. It is now suggested that if the Council approves of this settlement

and UDOT also approves, that the Council authorize the conveyance of the landfill and power substation properties.

Following discussion, Councilman Moss made a motion to approve the conveyance of properties necessary for the Legacy Highway on the terms offered. Councilman Thomas seconded the motion and voting was unanimous. Councilpersons Holt, Moss, Thomas and Tolman voted "aye".

**BID AWARD FOR RECONSTRUCTION OF 1200 NO  
POSTPONED TO NEXT MEETING**

Mr. Franc reported that bids were opened today for the reconstruction of 1200 North Street from 400 East to 850 East. It is the recommendation of staff to award the bid to low bidder, Granite Construction, in the amount of \$289,000.00. Mayor Johnson noted that the bid from M.C. Green was very close to the Granite bid (\$303,915.00) and inasmuch as M.C. Green has done many jobs in the City and is known to have good public relations skills with residents, he asked if the Council could approve a bid that was not the low bid. Mr. Mahan indicated that State law requires offering the contract to the lowest bidder, *unless* there is a reason not to. A lengthy discussion followed regarding the staff recommendation and the merits of choosing a contractor that would provide excellent public relations skills. Mayor Johnson suggested that the staff research specifically how Granite Construction has performed on municipal jobs and how their public relations skills were rated. Councilwoman Holt motioned to delay a decision on this matter until the next meeting. Councilman Thomas seconded the motion and voting was unanimous. Councilpersons Holt, Moss, Thomas and Tolman voted "aye".

**PRELIMINARY AND FINAL SITE PLAN APPROVAL  
GRANTED TO BOUNTIFUL MAZDA - M. McDONALD, DEVELOPER**

Mr. Franc reviewed the proposal of Mike McDonald, developer, to build a new Mazda dealership on the south portion of the property which is currently occupied by the old Bountiful Motors. This will only use the existing site, with the old residential property and the old Classic Skating rink sites to be added in the future. He reported that it is the recommendation of staff and the Planning Commission that preliminary and final site plan approval be granted, subject to the following conditions:

1. Size all drainage and detention facilities to accommodate the roller rink property and former duplex property - extend necessary lines to both properties.
2. Dumpster enclosure to match construction of building.
3. All work along Highway 89 requires permit by UDOT Region 2.
4. Provide evidence of permanent recorded cross access agreement with dealership to the north - showing access to building and parking.
5. Provide 10' wide overhead utility easement along existing power line, and along the south property line.
6. Building to meet requirements of the 2000 I.B.C.
7. Storm sewer impact fee waived if on-site detention is provided. Provide for detention overflow at the southwest corner of the parking lot.
8. Sewer and water services are provided by South Davis Sewer and South Davis Water. Impact, connection and relocation fees will be set by these agencies.

9. Minor corrections to the site drawings.
10. Plant additional trees in the islands in the parking lot and next to the building.

Following discussion, Councilwoman Holt made a motion to grant preliminary and final site plan approval for Bountiful Mazda, as recommended, including the ten conditions. Councilman Tolman seconded the motion which carried unanimously. Councilpersons Holt, Moss, Thomas and Tolman voted “aye”.

### **PRESENTATION OF 2001 ANNUAL REPORT - POLICE DEPARTMENT**

Paul Rapp, Chief of Police, reviewed the 2001 Annual Report of the Bountiful Police Department. In addition to the traffic, detective and technical services divisions, the department also provides bike patrol, a crime lab, and school resource officers. In general, the requests for services have decreased over the past four years. He reviewed the eight major offense classifications (homicide, rape, robbery, assault, burglary, vehicle theft, larceny, and arson) and noted that there were 16 less crimes against persons in 2001 than in 2000. Crimes against property (e.g. vandalism) increased slightly between 2000 and 2001. Although robberies increased in 2001 (from 2 to 5), arrests have been made accounting for all of the robberies that occurred in 2001. Residential and business burglaries have remained fairly consistent from year to year. Areas of marked decrease include bicycle thefts and shoplifting.

Arrests for adults and juveniles have also decreased, which Chief Rapp attributed to an external factor. He explained that the Sheriff’s Office has requested that, in an effort to solve the problem of over- crowding in the jail, arrests not be made unless warrants or criminal offenses rise to the level of a Class A Misdemeanor. This has resulted in flattening on the low end of the statistical scale for overall crimes in 2001 while showing a marked decrease in the number of adults arrested. Discussion also focused on the trial program of restoring vehicles (rather than purchasing new). Chief Rapp said that this program has not been as successful as hoped for.

Councilwoman Holt expressed concern about the lack of support by the School District for the PROS officer and discussion focused on how that program will continue to be funded. Mayor Johnson thanked Chief Rapp for his presentation and complimented the department for its accomplishments.

### **COUNCIL COMMITTEE REPORTS**

Councilman Thomas reported that Centerville has elected to have a central place where citizens can get water that is not fluoridated, and he asked if that same service might be made available to Bountiful residents.

The meeting adjourned at 9:05 p.m. on a motion made by Councilman Thomas and seconded by Councilman Tolman. Voting was unanimous with Councilpersons Holt, Moss, Thomas and Tolman voting “aye”.

*(C.C. minutes April 9, 2002)*

JOE L. JOHNSON, Mayor

KIM J. COLEMAN, City Recorder

\* \* \* \* \*