

**Minutes of the
Bountiful City Council Meeting
City Council Chambers
July 22, 2003 - 7:00 p.m.**

Present:	Mayor:	Joe L. Johnson
	Council Members:	R. Fred Moss, John S. Pitt and Thomas Tolman
	City Manager:	Tom Hardy
	City Prosecutor:	J. C. Ynchausti
	City Engineer:	Paul Rowland
	City Recorder:	Kim J. Coleman
	Planning/RDA Director:	Blaine Gehring
	Dept. Representatives:	Mark Franc, Engineering Neal Jenkins, Parks/Recreation Paul Rapp, Police Terry Thompson, Streets/Sanitation
	Recording Secretary:	Nancy T. Lawrence
Excused:	Councilmembers:	Barbara Holt, 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. and Mr. Thompson offered the opening prayer. Shawn Carey, visiting Boy Scout, led the pledge of allegiance to the flag.

**MINUTES OF CITY COUNCIL MEETINGS
APPROVED - MAY 28, 2003 AND JULY 8, 2003**

Minutes of the Special City Council meeting held May 28, 2003 and the regular City Council meeting held July 8, 2003 were presented and unanimously approved as written. Councilman Moss motioned for approval and Councilman Pitt seconded the motion. Councilpersons Moss, Pitt, and Tolman voted "aye". (NOTE: Minutes of the regular City Council meeting held June 24, 2003 will be presented for approval at the next regular meeting.)

**WEEKLY EXPENDITURES AND/OR MONTHLY
EXPENDITURE REPORT APPROVED FOR PERIOD
JULY 3-16, 2003 AND SUMMARY OF JUNE 2003**

Mayor Johnson presented the Report of Expenditures and Expenses Greater than \$1,000 for the period July 3-16, 2003 in the amount of \$769,996.66 and the Summary of Expenditures and Expenses for June 2003 totaling \$4,842,165.05. Following a short discussion, both reports were approved on a motion made by Councilman Pitt and seconded by Councilman Tolman. Councilpersons Moss, Pitt, and Tolman voted "aye".

**APPROVAL GIVEN TO PURCHASE DIGITAL
LOGGING DEVICE FOR POLICE DEPARTMENT**

Chief Rapp explained that the device that is presently used to log calls is old, somewhat unreliable, and is difficult to maintain because repair parts are hard to find. The storage capability is only 30 days and this analog system no longer meets the needs of court requests. It is the recommendation of staff that a new digital logger be purchased from McIntosh Communications

(the same company that installed the dispatch consoles) in the amount of \$27,499.00. This is a budgeted item. Following discussion, Councilman Tolman made a motion to approve the purchase of the digital logging device as requested. Councilman Pitt seconded the motion and voting was unanimous. Councilpersons Moss, Pitt, and Tolman voted "aye".

PURCHASE OF AUTOMATED GARBAGE TRUCK APPROVED - SANITATION DEPARTMENT

Mr. Thompson reported that \$168,000 is included in this year's budget to purchase a new automated garbage truck. Salt Lake County ordered more trucks than they needed and the excess trucks are available for purchase. Because Salt Lake's bid was in large quantity, the price is lower than a bid would be for Bountiful for one truck. In addition to the bid being favorable, the truck features a pre-emission motor which runs at idle, saving approximately 100 gallons of fuel per month over the other Heil trucks which have high RPM pumps. It is the staff recommendation to purchase the 2003 Autocar/Heil, 7000 Dura-Pack automated sideloader garbage truck from A. G. Body in the amount of \$162,196.00. Councilman Moss made a motion to this effect, Councilman Pitt seconded it, and voting was unanimous. Councilpersons Moss, Pitt, and Tolman voted "aye".

HOUSEHOLD HAZARDOUS WASTE CONTRACT APPROVED WITH ONYX

Mr. Thompson reviewed that the Household Hazardous Waste Collection event has become well supported in Bountiful and it is recommended that this year's contract be awarded to Onyx Environmental Service in the amount of \$36,000.00. Onyx has provided this service for the past two years and they respond in a timely and professional manner. Also, because they have a local facility, mobilization costs are substantially lower than competitors. Councilman Tolman made a motion to approve the contract with Onyx as recommended. Councilman Moss seconded the motion and voting was unanimous. Councilpersons Moss, Pitt, and Tolman voted "aye".

AL HESS RE-APPOINTED TO BOARD OF ADJUSTMENT

Mayor Johnson reported that Al Hess has expressed a willingness to continue serving on the Board of Adjustment and the Mayor recommended that he be re-appointed to another five-year term (ending July 2007). Councilman Pitt acknowledged the contributions that Mr. Hess makes to the Board and motioned that he be re-appointed for five years. Councilman Moss seconded the motion and voting was unanimous. Councilpersons Moss, Pitt, and Tolman voted "aye".

ORD. NO. 2003-11 ADOPTED RE: MISCELLANEOUS ZONING ISSUES

Mr. Gehring reviewed there are several housekeeping matters that need to be made regarding the zoning ordinance and he briefly reviewed each, noting if it were merely housekeeping or the need for new regulation. At 7:21 p.m. the Mayor called for input from those in attendance; there was none and the hearing was closed. Councilman Pitt made a motion to adopt Ordinance No. 2003-11 entitled AN ORDINANCE MAKING MISCELLANEOUS AMENDMENTS TO THE BOUNTIFUL CITY ZONING ORDINANCE DEALING WITH NOTICES OF PUBLIC HEARING, SETBACKS FOR PARKING IN COMMERCIAL ZONES, CHANGES TO THE SIGN ORDINANCE AND SIGHT CLEARANCES FOR DRIVEWAYS. Councilman Tolman seconded the motion and voting was unanimous. Councilpersons Moss, Pitt, and Tolman voted "aye".

APPROVAL GIVEN TO PURCHASE LARGE AREA

MOWER - PARKS DEPARTMENT

Mr. Jenkins reported that the large area mower presently being used by the Parks Department is 10 years old and is costly to maintain. A replacement mower has been included in the budget and bids were requested. It is the recommendation of staff that the low bid from Turf Equipment Company for a new mower be approved in the amount of \$54,749.00. Councilman Tolman made a motion to this effect and Councilman Moss seconded the motion. Voting was unanimous with Councilpersons Moss, Pitt, and Tolman voting "aye".

PURCHASE OF NEW GOLF CARTS APPROVED

Mr. Jenkins reported that this year's budget for the Golf Course includes replacement of some of the older golf carts. Bids were requested and it is the recommendation of staff to purchase 10 electric carts (with a trade-in of 10 current fleet golf carts) from Highland Golf in the amount of \$23,210.00. This amount includes trade-in and 2 per cart/sand and seed bottles with holders. Mr. Jenkins noted that \$30,000 was budgeted and the balance will be used towards the purchase of 2 to 4 gas carts through the bid process. Councilman Moss motioned to approve purchasing ten electric golf carts from Highland Golf, as presented. Councilman Pitt seconded the motion which carried unanimously. Councilpersons Moss, Pitt, and Tolman voted "aye".

**SEWER AND WATER LINE REPLACEMENT
CONTRACT AWARDED TO CLAUDE H. NIX CONSTRUCTION**

Mr. Rowland reviewed that 1800 South Street will be reconstructed between Orchard Drive and Main Street during the 2004 construction season. Prior to that time, the underlying water line will be upgraded and a new sewer trunk line will be installed. Bids were requested for this work and it is the recommendation of staff to award the bid to Claude H. Nix Construction in the amount of \$263,862.03. Following a short discussion, Councilman Tolman made a motion to award the contract to Claude H. Nix Construction, as recommended. Councilman Pitt seconded the motion and voting was unanimous. Councilpersons Moss, Pitt, and Tolman voted "aye".

Mr. Rowland reported that the South Davis Sewer District Board has agreed to pay for the cost of the sewer trunk line (\$158,000). Inasmuch as the full amount was included in Bountiful's budget, it will be necessary to open the budget at the end of the year to reflect the payment by South Davis.

**APPROVAL GIVEN FOR EXPENDITURE TO MEET
PUBLIC EDUCATION REQUIREMENT OF STORM WATER PERMIT**

Mr. Franc reviewed that the storm water discharge permit requires that Bountiful provide public education to City residents regarding ways that individuals can reduce their contribution to storm water pollution. It is recommended that Bountiful participate with other Davis County cities in public education, with Bountiful's cost to be \$10,402.31. The public education campaign will include door hangers, a tri-fold brochure, TV advertising, public school participation and curb markers. The total cost for the public education campaign in the County is \$68,988.36 with cost allocation to individual cities being based on population. Councilman Moss motioned to approve the expenditure for the purpose of meeting the Public Education requirement of the storm water permit. Councilman Tolman seconded the motion which carried unanimously. Councilpersons Moss, Pitt, and Tolman voted "aye".

POLICE CHIEF REPORTS ON RECENT BURGLARIES IN BOUNTIFUL

Chief Rapp reviewed that recently there have been some television and newspaper articles that have reported on crime in Utah based on the Bureau of Criminal Identification and Bureau of Justice statistics. Some of these news stories have focused on Bountiful City and other cities that have shown significant statistical variances in certain areas of crime. Two areas of crime increase reported by the news agencies in Bountiful are in the area of larceny and burglaries. He explained that prior to 2003 there were certain areas of larceny which Bountiful did not include in their statistics. Now that these areas are included, crime appears to be up in Bountiful. However, it is a matter of using a different reporting procedure. In comparison by population densities, Bountiful is still markedly lower than other cities per capita for Index Crimes. The area that had not been previously reported by Bountiful is related to identification fraud, including forged checks, cell phones that are purchased under false names, computer equipment being ordered through the mail to post office boxes under fraudulent names, etc.

Burglaries are up in Bountiful, as well in surrounding jurisdictions. Chief Rapp emphasized that a part of the problem is the lack of security on the part of citizens and business owners. He encouraged citizens to make sure that homes, businesses, and vehicles are locked. Councilman Pitt suggested that an article be included in the City's quarterly newsletter regarding good security practices.

CONSIDER ORDER TO SHOW CAUSE - CARL RICHARDSON HOME

Mr. Hardy reported that the City has again received a letter from Ken Cutler, neighbor of the Carl Richardson home which has been under construction for the past 24-plus years. Mr. Cutler is frustrated with the lack of progress on the part of Mr. Richardson. Mr. Hardy reviewed that the Council met with Mr. Richardson 16 months ago and it was agreed that the exterior of the home would be finished, as well as the landscaping and sprinkling system, by June/July 2003. Inasmuch as Mr. Richardson has not kept his word, the next step in moving the process along is for the court to declare the house a public nuisance and have it taken down. Councilman Moss stated that the Council must do all in our power to take care of the citizens and he made a motion that an Order to Show Cause why the nuisance should not be abated be set for August 26, 2003 at 7:30 p.m. Councilman Pitt seconded the motion and voting was unanimous. Councilpersons Moss, Pitt, and Tolman voted "aye". Councilman Pitt requested that Mr. Hardy write a letter to Mr. Richardson advising him of the Council's action.

COUNCIL COMMITTEE REPORTS

Councilman Tolman reported that the Historical Commission is putting display materials together which will be used during the Pioneer Days celebration, including souvenir post cards and aerial shots of Bountiful which can be purchased.

Mr. Hardy confirmed that there will be a fireworks display at Mueller Park Jr. High the evening of the 23rd.

Councilman Pitt reported that the Coordinating Committee (merchants and City reps) will hold a meeting regarding the Street Fest on July 30th at 10:00 a.m.

The meeting adjourned at 8:25 p.m. on a motion made by Councilman Tolman and seconded by Councilman Moss. Voting was unanimous with Councilpersons Moss, Pitt, and

Tolman voting "aye".

JOE L. JOHNSON, Mayor

KIM J. COLEMAN, City Recorder

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