

Minutes of the
Bountiful City Council Meeting
City Council Chambers
October 28, 2003 -7:00 p.m.

Present: Mayor: Joe L. Johnson
Council Members: Barbara Holt, R. Fred Moss, John S. Pitt, and J.
Gordon Thomas
City Manager: Tom Hardy
City Attorney: Russell Mahan
City Engineer: Paul Rowland
Administrative Director: Galen Rasmussen
Recording Secretary: Nancy T. Lawrence

Absent: Councilman: Thomas Tolman

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 a meeting of the Redevelopment Agency. The pledge of allegiance was led by David Moyes, visiting Boy Scout from Troop 406, following which Councilman Thomas offered the invocation.

MINUTES APPROVED FOR OCTOBER 14, 2003

Minutes of the City Council meeting held October 14, 2003 were presented and approved as written on a motion made by Councilman Pitt and seconded by Councilman Thomas. Voting was unanimous with Councilpersons Holt, Moss, Pitt and Thomas voting "Aye".

**EXPENDITURES, EXPENSES, AND TOTAL DISBURSEMENTS
APPROVED FOR MONTH OF SEPTEMBER AND PERIOD OCTOBER 2-15, 2003**

Mayor Johnson presented the report of Expenditures and Expenses Greater than \$1,000 for the period October 2-15, 2003 in the amount of \$808,095.53 and Summary for Month of September 2003 totaling \$3,711,372.44. Following a short discussion, Councilman Thomas motioned to accept the expenditure reports as presented. Councilwoman Holt seconded the motion and voting was unanimous with Councilpersons Holt, Moss, Pitt, and Thomas voting "aye".

**ORD. NO. 2003-16 ADOPTED RE: REZONE -
523 NORTH MAIN STREET**

Mr. Mahan reviewed that the Council voted in the last meeting to approve a zone change and he presented Ordinance No. 2003-16 entitled AN ORDINANCE AMENDING SECTION 14-2-102 OF THE BOUNTIFUL CITY ZONING ORDINANCE BY AMENDING THE OFFICIAL ZONING MAP OF BOUNTIFUL CITY TO REZONE PROPERTY LOCATED AT 523 NORTH MAIN STREET FROM R-1-6.5 TO R-3-13, which officially effects the change. Councilwoman Holt motioned to adopt Ord. No. 2003-16 and Councilman Moss seconded the motion. Voting was unanimous with Councilpersons Holt, Moss, Pitt and Thomas voting "Aye".

**COUNCIL APPROVES RELEASE OF EASEMENT -
BEN ROGERS, 571 SO CEDAR CIRCLE**

Mr. Rowland explained that Ben Rogers has requested a Release of Easement on property owned by him at 571 South Cedar Circle. He explained that Mr. Rogers purchased a piece of property contiguous to his lot and is building a garage which will straddle the existing utility easement. He said that the easement is no longer needed and Mr. Rogers has acquired the signatures from all utilities involved giving permission to release the easement. Staff recommends approval of the utility easement release. Councilwoman Holt motioned to release the easement on the Rogers property as requested and Councilman Thomas seconded it. Voting was unanimous with Councilpersons Holt, Moss, Pitt and Thomas voting "Aye".

RELEASE OF EASEMENT APPROVED AT 1017 EAST WOODMOOR DR., - QUINN GARDNER, OWNER

Mr. Rowland presented the request for Release of Easement from Quinn Gardner, 1017 East Woodmoor Drive. Mr. Gardner owns two adjoining parcels and is desirous of adding onto his existing home, which would encroach into the original easement along the property line between the two lots. All of the utility companies that signed the plat have given approval to release the easement and the staff recommends approval of the request. Councilman Pitt motioned to approve the Release of Easement on the Gardner property, as explained. Councilman Moss seconded the motion and voting was unanimous. Councilpersons Holt, Moss, Pitt and Thomas voted "Aye".

SINGLE EVENT PERMIT APPROVED FOR CANTERBURY RECEPTION CENTER

Mr. Mahan reported that the owner of Canterbury Reception Center has requested a Local Consent Single Event liquor permit for Saturday, November 1, 2003 from 6:00 to 8:00 p.m. The Reception Center will be hosting a special reception where alcoholic beverages will be served. It is the recommendation of staff to approve the request. Attendance at the reception is by invitation only. Councilman Thomas expressed concern that approval would be given for two hours of drinking and the impact this could have as invitees leave the event.

Mr. Mahan explained that State law provides that prior to a liquor permit being issued it must be approved by the City Council and the concerns raised apply equally well to alcohol sold in stores and bars. Councilwoman Holt noted that the City has never had a problem as the result of a Single Event Permit. Following discussion, Councilman Moss motioned to approve the request as presented. Councilwoman Hole seconded the motion which carried by a majority. Councilpersons Holt, Moss and Pitt voted "Aye" and Councilman Thomas voted "Nay".

EXTENSION OF TIME TO RECORD PLAT APPROVED - GATEWAY PARK PUD AMENDED

Mr. Mahan reviewed that the City Council approved an amendment to Gateway Park PUD, a part of the RDA project at Gateway, on September 24, 2002. Due to complications in the process of acquiring necessary approvals the plat did not get recorded within the required twelve-month period. Carvel Shaffer, attorney for the project, explained the problems which resulted in the time delay and requested that the Council approve an extension of time. He also noted that the plat is now ready to be recorded. Councilman Moss noted that the intent of the ordinance (requiring recording within 12 months) related to avoidance of paying property tax. He commented that as long as the plat is recorded before the end of the year, that problem would not be an issue. Councilman Thomas made a motion to

grant an extension of time for recording the plat. Councilman Pitt seconded the motion and voting was unanimous. Councilpersons Holt, Moss, Pitt and Thomas voted “Aye”.

COUNCIL COMMITTEE REPORTS

Councilman Pitt reported that the annual Pumpkin Patch event was a great success and he expressed appreciation for the support of the staff, particularly the Parks, Police, Fire and power departments.

Councilman Pitt also passed on a reminder of the Bountiful Performing Arts production of “Saints and Strangers” and the fact that Mayor Johnson is in the production.

Councilman Moss expressed appreciation for the large number of Boy Scouts and leaders who were in attendance and reminded everyone of the upcoming election next Tuesday.

The meeting adjourned at 7:25 p.m. to an Executive Session for the purpose of discussing personnel. Councilman Thomas made the motion to adjourn and Councilman Moss seconded it. Voting was unanimous with Councilpersons Holt, Moss, Pitt and Thomas voting “Aye”.

Attendance at Executive Session

- Mayor Johnson
- Councilmembers Holt, Moss, Pitt and Thomas
- Mr. Hardy
- Mr. Mahan
- Mr. Rowland

JOE L. JOHNSON, Mayor

KIM J. COLEMAN, City Recorder

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