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Minutes of the Bountiful City Council Meeting City Council Chambers July 13, 2004 - 7:00 p.m.

Present: Mayor: Joe L. Johnson
Council Members: Richard Higginson, Barbara Holt
and Thomas Tolman
City Manager: Tom Hardy
City Attorney: Russell Mahan
City Engineer: Paul Rowland
Admin. Services Director: Galen Rasmussen
Planning/RDA Director: Aric Jensen
Department Representatives: Neal Jenkins, Parks and Recreation
Terry Thompson, Streets and Sanitation
Recording Secretary: Nancy T. Lawrence

Excused: Councilmen: R. Fred Moss, John S. Pitt

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 welcomed those in attendance. Jordan, a visiting Boy Scout, led the pledge of allegiance to the flag, following which Mr. Rowland offered the prayer/thought.

MINUTES OF JUNE 29, 2004 AND JULY 6, 2004 APPROVED

Minutes of the regular meetings of the City Council held June 29, 2004 and July 6, 2004 were presented and unanimously approved as written on a motion made by Councilman Higginson and seconded by Councilman Tolman. Voting was unanimous with Councilpersons Higginson, Holt and Tolman voting "aye".

WEEKLY EXPENDITURES APPROVED FOR PERIOD JUNE 17 - JUNE 30, 2004

Mayor Johnson referred to the Weekly Expenditure and Expense Report for the Period June 17-30, 2004 in the amount of \$1,942,703.48. Staff responded to several questions, following which Councilman Tolman motioned to approve the report. Councilman Higginson seconded the motion and voting was unanimous. Councilpersons Higginson, Holt and Tolman voted "aye".

EXPENDITURES APPROVED FOR STREET/SANITATION DEPARTMENT

Road Paint Striping. Mr. Thompson reported that bids were received from three companies for the annual contract for road striping. It is the staff recommendation to award the bid to Interstate Barricades for waterbase paint in the amount of \$15,777.50 (based on unit prices). Depending on the amount of work that is done, Mr. Thompson stated that the total contract might be as high as \$20,000.00. Councilman Higginson made a motion to award the contract for road striping to Interstate Barricades, as presented. Councilman Tolman seconded the motion and voting was unanimous with Councilpersons Higginson, Holt and Tolman voting "aye".

1
2 **Purchase of 1 ½ Ton Cab Truck and Dump Bed.** Mr. Thompson reported that this
3 year’s budget includes the purchase of a new truck used by the patch crew to pull the roller and
4 crack sealer. The truck being replaced (a 1991 Chevrolet one-ton) was auctioned off last year due
5 to repetitive transmission problems. It is the staff recommendation that the new truck be
6 purchased on the State Bid from Young Chevrolet in the amount of \$38,683.05. Councilwoman
7 Holt made a motion to approve this purchase as requested. Councilman Tolman seconded the
8 motion and voting was unanimous. Councilpersons Higginson, Holt and Tolman voted “aye”.

9
10 **Purchase of 1/2-Ton Truck for Sanitation Department.** Mr. Thompson reported that a
11 1/2-ton truck is included in the Sanitation Department budget to replace a 1996 1/2-ton Ford truck
12 which is used to deliver and repair garbage containers. It is recommended that the replacement
13 truck be purchased on the State bid from Young Chevrolet in the amount of \$14,204.00.
14 Councilman Tolman motioned to approve this request. Councilman Higginson seconded the
15 motion and voting was unanimous with Councilpersons Higginson, Holt and Tolman voting “aye”.

16
17 **PURCHASE OF 10 ELECTRIC GOLF CARTS**

18 **APPROVED**

19 Mr. Jenkins reported that it is the recommendation of the Recreation Department to
20 purchase ten new Yamaha electric golf carts to replace ten older carts which will be traded in. He
21 recommended that the purchase be made through the State contract with Highland Golf Company
22 at a total cost of \$25,250.00 (\$3,325 less \$800 trade-in per cart). The staff responded to questions
23 and the Mayor pointed out that all golf course expenditures are funded by user fees (there is no
24 City subsidy). Councilman Higginson made a motion to approve the golf cart purchase as
25 presented. Councilwoman Holt seconded the motion and voting was unanimous with
26 Councilpersons Higginson, Holt and Tolman voting “aye”.

27
28 **UPDATE ON 9-11 MEMORIAL AT UTAH STATE**

29 **BOTANICAL GARDENS**

30 The person representing this matter was unable to attend the meeting and there was no
31 discussion.

32
33 **ORD. NO. 2004-12 ADOPTED RE: ICE CREAM**

34 **VENDING REQUIREMENTS**

35 Mr. Mahan reported that the City received a request from Dad’s Ice Cream requesting that
36 the City ordinance be changed to permit vehicles to be used that are driven from the left side (not
37 the right side as stipulated by the ordinance, while still maintaining the requirement that all
38 vending be done on the *curb side*. He explained that the only vehicles that are right hand side are
39 the older postal vehicles which are very hard to find and are so old they are considered unsafe. It
40 is the recommendation of staff that the request be approved as stipulated in Ordinance No. 2004-12
41 entitled AN ORDINANCE AMENDING THE BOUNTIFUL CITY CODE TO REPEAL THE
42 REQUIREMENT THAT ICE CREAM VENDING VEHICLES HAVE RIGHT-SIDE DRIVING.
43 Councilwoman Holt made a motion that the Council adopt Ord. No. 2004-12 as presented.
44 Councilman Higginson seconded the motion which carried unanimously with Councilpersons
45 Higginson, Holt and Tolman voting “aye”.

46
47 **STORM DRAIN REPAIRS BID AWARDED TO**

1 **ZAK CONSTRUCTION**

2 Mr. Rowland explained that proposals were opened last week for the repair of storm drain
3 lines and manholes at various locations for the year 2004. He said that this year's contract features
4 eight separate projects which are considered most urgently needed as identified through the annual
5 pipe video inspection program. It is the recommendation of staff that the contract to make the
6 storm drain repairs be awarded to ZAK Pipeline Construction (low bidder) in the amount of
7 \$29,916.00 (based on unit prices). Mr. Rowland indicated that the storm water budget has
8 \$100,000.00 in the Miscellaneous Repairs budget and this work could use up to one-third of that
9 amount. Following discussion, Councilwoman Holt made a motion to approve the contract with
10 ZAK Pipeline Construction as presented, recognizing that the project might increase in size.
11 Councilman Higginson seconded the motion. Voting was unanimous with Councilpersons
12 Higginson, Holt and Tolman voting "aye".
13

14 **PRELIMINARY AND FINAL SUBDIVISION APPROVAL -**
15 **TWO-LOT SBDVN AT 320 SO 750 E; JEFF MAW, APPLICANT**

16 Mr. Rowland presented the request of Jeff Maw for a two-lot subdivision at approximately
17 320 South 750 East. He noted that there is an existing home on the property which faces onto 750
18 East and Mr. Maw is desirous of splitting the lot and building a new home. The new home would
19 face on 800 East. Both of the lots meet the minimum requirements for size, frontage, and setbacks.
20 It is the recommendation of the Planning Commission and staff that preliminary and final
21 subdivision approval be granted with the condition that all fees be paid, and that any corrections
22 (to the mylar plat) be made to Staff's satisfaction. Following a brief discussion, Councilman
23 Higginson motioned for preliminary and final subdivision approval, as recommended.
24 Councilwoman Holt seconded the motion and voting was unanimous. Councilpersons Higginson,
25 Holt and Tolman voted "aye".
26

27 **FINAL SITE PLAN APPROVAL GRANTED TO**
28 **LAKEVIEW HOSPITAL PUD**

29 Mr. Jensen reviewed that final subdivision plat approval has been requested for a
30 commercial planned unit development in the Hospital zone, and final site plan approval for a
31 medical office building, which includes related modifications to the existing Lakeview Hospital
32 site plan. This request has been reviewed by staff and the Planning Commission and comes to the
33 Council with a positive recommendation, subject to the following conditions:

- 34 1) Any outstanding engineering or site plan issues be resolved to Staff's satisfaction
35 (including the fact that all parking areas should have dedicated access to the public
36 street).
- 37 2) That the required fees be paid as per the bond letter.
- 38 3) That the applicant receive approval from the FAA for the relocation of the helipad prior
39 to any changes or modifications to the existing helipad.
- 40 4) That the required bond for all on-site improvements be posted (parking, drainage,
41 retaining walls, etc.).
- 42 5) That a current title report be provided.
43

44 Following a brief discussion, Councilwoman Holt made a motion to grant final approval of
45 the proposed Lakeview Hospital PUD subdivision plat and site plan, with the conditions as
46 presented. Councilman Higginson seconded the motion and voting was unanimous.
47 Councilpersons Higginson, Holt and Tolman voted "aye".

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**PRELIMINARY AND FINAL APPROVAL GRANTED
TO TOM WOOD SBDVN; 800 NO 100 E**

Mr. Jensen explained that Tom Wood (applicant) is proposing a two-lot subdivision at approximately 800 North 100 East. The proposed site is a double frontage lot and contains an existing 4-plex facing onto Main Street. The applicant would like to build a single-family home on the new lot (even though it is large enough to accommodate up to four units. Both of the lots meet minimum requirements for size, frontage, and setbacks. It is the recommendation of the Planning Commission and staff to grant preliminary and final subdivision approval for the Tom Wood Subdivision with the condition that all fees be paid, and that any corrections be made to Staff's satisfaction. Following discussion, Councilman Higginson motioned to grant preliminary and final subdivision approval as recommended. Councilman Tolman seconded the motion and voting was unanimous with Councilpersons Higginson, Holt and Tolman voting "aye".

**INTERLOCAL COOPERATION AGREEMENT
WITH DAVIS COUNTY ON RECREATION ELECTION APPROVED**

Mr. Hardy reviewed that Davis County has paid for the costs of the bond election and if the bond passes, the expenses will be reimbursed out of the bond proceeds. In the event that the bond election fails, it will be the responsibility of each participating municipality to re-pay the County on a pro-rata basis determined by population. The total cost of the election could be \$30 - \$50,000, with Bountiful's share being about \$16,000.00. Councilman Higginson made a motion to approve the Interlocal Cooperation Agreement with the County as explained. Councilman Tolman seconded the motion and voting was unanimous. Councilpersons Higginson, Holt and Tolman voted "aye".

**MAYOR JOHNSON APPOINTED TO SO DAVIS
RECREATION DISTRICT ADMINISTRATIVE BOARD**

Mr. Hardy explained that each City participating in the newly formed Recreation District will have one representative on the Administrative Control Board and he recommended that Mayor Johnson be appointed as Bountiful's representative. Councilman Higginson motioned that this recommendation be approved. Councilwoman Holt seconded the motion and voting was unanimous with Councilpersons Higginson, Holt and Tolman voting "aye".

**TRAFFIC SAFETY COMMITTEE RECOMMENDATION
APPROVED - CROSSWALK ON 1500 SOUTH**

Mr. Rowland reported that the Traffic Safety Committee met just prior to this meeting and it is their recommendation that a cross walk be approved between the Excel Fitness facility and the Renaissance Town Center on 1500 South. He explained that the parking facility for the Renaissance Town Center (south of 1500 South) will most likely be used by patrons of Excel Fitness (located on the north side of 1500 South) and it is felt that the crosswalk is necessary for pedestrian safety. After a brief discussion Councilman Tolman made a motion to approve this recommendation. Councilwoman Holt seconded the motion and voting was unanimous with Councilpersons Higginson, Holt and Tolman voting "aye".

COUNCIL COMMITTEE REPORTS

Mayor Johnson expressed his displeasure about the negative press from the Clipper regarding the proposed new recreation center. He indicated that he has visited with the owners of

1 Excel Fitness and issues cited in the press regarding competition are basically non-issues. He
2 noted specifically that the motivation for completing this project is for the benefit of citizens who
3 will use it – not personal grandisement.

4 Councilman Tolman noted that the downtown merchants and the Historical Committee are
5 putting the final touches on a brochure that will be used for Handcart Days. He reported that the
6 new Smiths Marketplace has donated money to build a portable kiosk which can be used for public
7 and educational activities to promote the history of this area.

8
9 Mr. Jensen invited those present to attend the ribbon cutting ceremony for the parking
10 structure at the Renaissance Center on July 23rd at 8:30 a.m.

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12 The meeting adjourned at 8:03 p.m. on a motion made by Councilman Higginson and
13 seconded by Councilwoman Holt. Voting was unanimous with Councilpersons Higginson, Holt
14 and Tolman voting “aye”.

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19 JOE L. JOHNSON, Mayor

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24 KIM J. COLEMAN, City Recorder

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