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**Minutes of the
Bountiful City Council Meeting
City Council Chambers
January 11, 2005 - 7:00 p.m.**

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Present: Mayor: Joe L. Johnson
Council Members: Richard Higginson, Barbara Holt, R. Fred Moss, John S. Pitt 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 Representative: Clifford Michaelis, Power
Recording Secretary: Nancy T. Lawrence

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So. Davis Metro Fire Agency: George Sumner, Chief

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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 7:08 p.m. (following a meeting of the Redevelopment Agency) and welcomed those in attendance. Harland Reizt, Boy Scout from Troop 910, led the pledge of allegiance to the flag, following which Mayor Johnson offered the prayer/thought.

MINUTES APPROVED FOR PREVIOUS MEETING

Minutes of the regular City Council meeting held December 14, 2004 were presented and approved as written on a motion made by Councilman Higginson and seconded by Councilman Pitt. Voting was unanimous with Councilpersons Higginson, Holt, Moss, Pitt, and Tolman voting "aye".

WEEKLY EXPENDITURES APPROVED FOR ONE PERIOD

Mayor Johnson presented the Weekly Expenditure and Expense Report for the Period December 2 - 29, 2004 in the amount of \$2,247,916.73. Following a brief discussion, these expenditures were unanimously approved on a motion made by Councilman Moss and seconded by Councilwoman Holt. Councilpersons Higginson, Holt, Moss, Pitt, and Tolman voted "aye".

ANNUAL METING SCHEDULE APPROVED FOR 2005

Mayor Johnson reviewed the proposed meeting schedule for City Council and Redevelopment Agency Board of Directors, noting that it was the same as the 2004 schedule. Regular City Council meetings will be held on the second and fourth Tuesdays of each month at 7:00 p.m. at City Hall. Unless otherwise advertised, when the RDA Board of Directors meet, it will be at 6:45 p.m. before City Council meetings, as needed. Councilman Tolman made a motion to approve the meeting schedule as presented. Councilman Higginson seconded the motion. Voting was unanimous with Councilpersons Higginson, Holt, Moss, Pitt, and Tolman voting "aye".

**REPORT ON SOUTH DAVIS METRO FIRE
AGENCY - GEORGE SUMNER**

1 Chief Sumner, Chief of the South Davis Metro Fire Agency, was in attendance to give an
2 update on the South Davis Metro Fire Agency. He said that the Board members had suggested that
3 in the future, the report from the Agency to the Council will be given by the City's representative
4 on the Board (Mayor Johnson). Future reports will be made monthly (unless meaningful data is
5 available on a more frequent basis). The first fire alarm for the new agency was at 01:34 a.m.
6 January 1st and the first paramedic response was at 12:16 p.m. . Paramedics are averaging 10 calls
7 per day. There has been one call for mutual aid from Davis County Sheriff Paramedics, to cover
8 concurrent calls for service. It is anticipated that when the second paramedic rescue unit goes in
9 service on March 1, 2005, the need for mutual aid should be almost non-existent.

10
11 Following Chief Sumner's report, he showed a video tribute to Bountiful City Fire
12 Department, featuring "When They Ran With the Old Machine" and "I'm Proud to be by Your
13 Side". Copies of this video were given to members of the Bountiful City Fire Department as a
14 Christmas gift.

15
16 **POWER POLE BID APPROVED**

17 Mr. Michaelis reported that bids were opened for 116 poles which range from thirty-five to
18 sixty-five feet in length. Three vendors responded (one was rejected due to not meeting
19 specifications) and it is recommended by staff and the Power Commission that the lowest
20 qualifying bid from Western States in the amount of \$61,822.74 be approved. Councilman Moss
21 motioned to approve the bid from Western States, as recommended. Councilman Tolman
22 seconded the motion and voting was unanimous.

23
24 In response to questions from the Council, Mr. Michaelis affirmed that the decision to
25 allocate additional funding for tree trimming has resulted in the system being more reliable and not
26 failing during recent winds.

27
28 **ANIMAL CONTROL SERVICE CONTRACT**
29 **RENEWED FOR 2005**

30 Mr. Hardy presented the Animal Control Service Contract for 2005 and noted that the
31 amount has been increased substantially from the previous year. DeeAnn Hess, Animal Control
32 Director, expressed appreciation for the opportunity to present this item to the Council and she
33 praised the City personnel that she works with for their support to her officers. She noted that
34 Davis County Animal Control has been contracting with the cities for animal control services since
35 1989. The basis for the contract is 50 percent County budget and 50 percent City (based on
36 population and percentage of usage). She noted that although Bountiful's costs have gone up
37 significantly this year, the portion calculated through percentage of use was much lower than in
38 some cities due to Bountiful citizens being more responsible, and therefore there were few calls.

39
40 Sources of revenue for Animal Control are: (1) shelter and license fees; (2) city contracts,
41 and (3) contributions from the County General Fund. Following a short discussion, Councilman
42 Higginson verified that the services provided in the contract are basically the same as last year and
43 he made a motion to approve the contract as presented at \$45,174.00. Councilman Pitt seconded
44 the motion and voting was unanimous. Councilpersons Higginson, Holt, Moss, Pitt, and Tolman
45 voted "aye".

46
47 **APPOINTMENTS MADE TO POWER COMMISSION AND**

1 **BOARD OF ADJUSTMENT**

2 Mayor Johnson referred to materials which he had distributed to the Council members
3 earlier and then recommended that the following appointments be made:

4
5 **Power Commission:** Re-appointment of Ralph Mabey to a four year term ending January
6 15, 2009. Councilman Moss motioned to approve this appointment as presented. Councilwoman
7 Holt seconded the motion and voting was unanimous. Councilpersons Higginson, Holt, Moss, Pitt,
8 and Tolman voted “aye”

9
10 **Board of Adjustment:** Re-appointment of Leon Thurgood for a second term on the Board
11 of Adjustment to end on January 1, 2010. Councilman Pitt motioned to approve this re-
12 appointment, Councilwoman Holt seconded the motion and voting was unanimous.
13 Councilpersons Higginson, Holt, Moss, Pitt, and Tolman voted “aye”

14
15 **PRELIMINARY AND FINAL SUBDIVISION PLAT AND PRELIMINARY**
16 **SITE PLAN APPROVAL GRANTED TO NEWBY ESTATES SBDVN.**

17 Mr. Rowland reviewed that at the last Planning Commission meeting a positive
18 recommendation was made to grant preliminary and final subdivision plat approval and
19 Preliminary Site Plan approval to a request submitted by Newby Estates Subdivision, a one-lot
20 subdivision. He reported that the primary purpose of this plat is to memorialize the combination of
21 existing parcels into one lot of sufficient area and footage to meet all of the criteria of the
22 Residential Foothill zone. The purpose of conducting a preliminary site plan review concurrently
23 with the plat review is so that the Council can better understand how the lot could be built upon
24 and why an exception was included with the conditional recommendation by staff and the Power
25 Commission, as follows:

26
27 **Exceptions:**

28 (1) Allow a short distance of the driveway to have a fill greater than 10 feet as shown on the
29 driveway plan and profile drawing.

30
31 **Conditions:**

- 32 (1) Pay all subdivision fees prior to recording. Other fees may be paid with the issuance of the
33 building permit.
34 (2) Provide the ordinance required fire access and turn-around.
35 (3) Provide an easement on the final plat for the main water line from the fire hydrant to the
36 street.
37 (4) Provide/obtain signed permits as required by Weber Basin to work on the water line
38 easement.
39 (5) Make minor corrections to the subdivision plat and drawings to the satisfaction of the City
40 Engineer.
41 (6) Provide a current title report on the property prior to recording.
42 (7) Obtain final site plan approval for the home prior to any construction on the lot.

43
44 Following discussion by the Council, Councilwoman Holt motioned to grant preliminary
45 and final subdivision plat approval and preliminary site plan approval for Newby Estates
46 Subdivision, as presented and recommended. Councilman Higginson seconded the motion and
47 voting was unanimous. Councilpersons Higginson, Holt, Moss, Pitt, and Tolman voted “aye”.

1
2 **BEER LICENSE APPROVED FOR NEW MANAGEMENT -**
3 **ANDY'S MILK DEPOT**

4 Mr. Jensen reported that the approval given in the last meeting for a beer license for
5 Andy's Milk Depot was specific to the owner of the business. The previous sale of the business
6 was not completed and a different person has now purchased the business. Therefore, based on the
7 background check by the Police Department, it is recommended by staff that approval be given
8 for a beer license for Andy's Milk Depot, with the new owner being Matt Kitterman. Councilman
9 Moss motioned for approval as presented and Councilman Higginson seconded the motion.
10 Voting was unanimous with Councilpersons Higginson, Holt, Moss, Pitt, and Tolman voting
11 "aye".

12
13 **RES. NO. 2005-01 ADOPTED RE: PERSONNEL POLICIES**
14 **AND PROCEDURES MANUAL**

15 Mr. Mahan reviewed that he has prepared a revision of the Bountiful City Personnel
16 Policies and Procedures Manual, with most of the changes being in the nature of improved
17 wording, updating and minor revisions based on experience in the City or as suggested by model
18 ordinance providers.
19 It is the recommendation of staff that Resolution No. 2005-01 entitled A RESOLUTION GENERALLY
20 REVISING AND UPDATING THE BOUNTIFUL CITY PERSONNEL POLICIES AND PROCEDURES MANUAL
21 be adopted. Councilman Higginson made a motion to this effect, Councilman Moss seconded the
22 motion and voting was unanimous. Councilpersons Higginson, Holt, Moss, Pitt, and Tolman
23 voted "aye".

24
25 **COUNCIL COMMITTEE REPORTS**

26 Mayor Johnson confirmed with the Council that they had received the Mayor Pro-tem
27 schedule which he had provided earlier and he also reported that the Legacy Highway meeting that
28 he attended went well.

29
30 Councilman Pitt reported that the Youth City Council Christmas service activity went well.
31 The Youth Council will be participating in Legislative Day and the Mayor encouraged all of the
32 Council to attend the lunch for this event.

33
34 The meeting adjourned to the Planning Conference Room for a Study Session at 8:37 p.m.

35
36 **STUDY SESSION TO REVIEW GOALS FOR THE YEAR**

37 The Study Session to review goals for the year commenced at 8:42 p.m. and Mr. Hardy
38 reviewed the proposed economic development projects (Main Street, JC Penney area, the
39 Renaissance Towne Center, and 500 West Street).

40
41 Mr. Hardy then gave an informal review of the annual projects which the Council had
42 prioritized last year, including the area around the "B", Channel 17, emergency services
43 consolidation, fire department consolidation, historical district designations, Main Street trees and
44 signage, power supply contracts, RDA investment to improve blighted areas, transportation
45 planning, and recreation, arts and parks programs with a regional recreation center. Proposed sales
46 tax re-distribution was discussed, as well as the proposed boutique tax.

1 Councilwoman Holt commented that significant progress was made on those items
2 addressed last year and she suggested that this year's priorities should include (1) power supply
3 contracts, (2) a focus on development and where the City is with relationship to the potential for
4 new growth, etc., and (3) that emergency preparedness be addressed.

5
6 Councilman Tolman presented the Council with a handout prepared by the Historical
7 Commission and Downtown Merchants of their past efforts and focus for the future and
8 Councilman Pitt reported that a seminar for downtown redevelopment will be held in March.

9
10 Mayor Johnson mentioned the following areas of possible focus: the old Streets and Parks
11 area and the possibility of expanding a park in that area, acquisition of additional cemetery space,
12 and development of parking lot and tennis courts on the east side of Mueller Park junior high
13 school. Mr. Hardy mentioned that the Stoker School needs significant maintenance. Councilman
14 Moss expressed a desire for a work session with the Power Commission and Power Department
15 staff to discuss power contracts. It was noted that Mr. Michaelis has recently been elected as
16 chairman of Utah Associated Municipal Power Systems (UAMPS). Councilman Higginson
17 suggested that the City master plan be re-visited.

18
19 The meeting was adjourned to executive session to discuss the acquisition of real property,
20 pending litigation, and personnel matters at 9:58 p.m. on a motion made by Councilman Moss and
21 seconded by Councilman Higginson. Councilpersons Higginson, Holt, Moss, Pitt, and Tolman
22 voted "aye".

23
24 **Attendance at Executive Session**

25 Mayor Johnson
26 Councilpersons Higginson, Holt, Moss, Pitt and Tolman
27 Mr. Hardy
28 Mr. Mahan
29 Mr. Rowland
30 Mr. Michaelis
31 Mr. Jensen
32 Mr. Mark Franc

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37 JOE L. JOHNSON, Mayor

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42 KIM J. COLEMAN, City Recorder

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