

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20

**Minutes of the  
Bountiful City Council Meeting  
City Council Chambers  
March 28, 2006 - 7:00 p.m.**

21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36  
37  
38  
39  
40  
41  
42  
43  
44  
45  
46  
47  
48  
49  
50

Present:	Mayor:	Joe L. Johnson
	Council Members:	Richard Higginson, Barbara Holt, R. Fred Moss, John 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
	Staff Engineer:	Lloyd Cheney
	Parks/Rec. Director:	Neal Jenkins
	Parks Staff:	Jerry Wilson
	Streets/Sanitation Dir:	Gary Blowers
	Recording Secretary:	Nancy T. Lawrence

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 Michael Kelly, visiting Boy Scout, led the pledge of allegiance to the flag. Mr. Hardy offered the prayer/thought.

**MINUTES OF MARCH 14, 2006 APPROVED**

Minutes of the regular City Council meeting held March 14, 2006 were presented and unanimously approved as written on a motion made by Councilman Higginson and seconded by Councilman Tolman. Voting was unanimous with Councilmembers Higginson, Holt, Moss, Pitt and Tolman voting "aye".

**EXPENDITURES AND EXPENSES APPROVED FOR  
PERIODS FEBRUARY 23 - 27, 2006, FEBRUARY 28 - MARCH 22, 2006  
AND SUMMARY FOR FEBRUARY, 2006**

Mayor Johnson presented the Report of Expenditures and Expenses Greater than \$1,000 for the periods February 23-27, 2006 in the amount of \$41,486.90, February 28 - March 22, 2006 totaling \$801,926.19 and the Summary of Expenses for the month of February, 2006 in the amount of \$3,675,736.17. The staff responded to questions following which Councilman Pitt motioned to approve the expenditure reports as presented and Councilman Higginson seconded the motion. Voting was unanimous with Councilmembers Higginson, Holt, Moss, Pitt and Tolman voting "aye".

**SUSAN ROBISON RECOGNIZED FOR WORK  
ON BOUNTIFUL COMMUNITY SERVICE COUNCIL**

Councilman Higginson reviewed that Susan Robison has served on the Bountiful Community Service Council over four years and is being recognized tonight in view of her stepping down from this responsibility. Canyon Andersen, director of the Council, praised Mrs. Robison for her contributions to the City, stating that she has been "a pillar" of the Council upon

1 whose back the projects of the Council were carried. In addition to her own hard work and  
2 efforts, she encouraged and nurtured others on the Council and delegated wisely. Mayor Johnson  
3 recognized Mrs. Robison and her husband and son who were in attendance, and presented her with  
4 a letter of appreciation. Mrs. Robison expressed appreciation for the opportunity she had to serve  
5 in this capacity and encouraged others to become involved in the community.

6  
7 **REPORT ON ATTENDANCE AT NAT'L LEAGUE OF**  
8 **CITIES CONFERENCE - JOSH PINEAULT, YOUTH MAYOR**

9 Josh Pineault, Youth Mayor of the Bountiful City Youth Council, reported on his recent  
10 participation in the National League of Cities Conference in Washington DC. He expressed  
11 appreciation to the Mayor and City Council for the opportunity to make this report and stated that  
12 he is attempting to bring back to the Youth Council the things he learned from other Youth Mayors  
13 across the United States. He noted that he has been able to make valuable connections with other  
14 City Youth Councils electronically and feels that this will be very valuable in sharing information.

15  
16 Youth Mayor Pineault gave an update on future plans of the Youth Council (film festival,  
17 Bunny Hop, Relay for Life marathon and other weekly services done by Youth Council members).  
18 Mayor Johnson and Councilman Pitt expressed appreciation to Youth Mayor Pineault and the  
19 work that is being done by the Youth Council. Mr. Hardy noted that the Bountiful Youth Council  
20 City Manager (Jamie Figueira) was selected as the State Sterling Scholar in Social Science and she  
21 cited her experience on the Youth Council as one of her most valuable experiences.

22  
23 **BID FOR PICKUP TRUCK APPROVED FOR**  
24 **STREET DEPARTMENT**

25 Mr. Hardy reported that Terry Thompson will be retiring from the Street Department  
26 within a few days and Gary Blowers has been appointed as the new superintendent of that  
27 department. He expressed confidence in Mr. Blowers' ability to lead this department and that he is  
28 looking forward to working with him. Mr. Blowers reported that bids were requested for one  
29 pickup truck to be used by the Street Department. Three vendors responded and it is the  
30 recommendation of staff to accept the low bid (State contract) from Young Chevrolet for a 2006  
31 Silverado 1500 4WD Extended Cab in the amount of \$20,360.66. The old truck will be sold to the  
32 Landfill. Councilman Tolman made a motion to accept the bid from Young Chevrolet, as  
33 presented. Councilwoman Holt seconded the motion and voting was unanimous. Councilpersons  
34 Higginson, Holt, Moss, Pitt and Tolman voted "aye".

35  
36 **DISCUSSION ON PROPOSED ORDINANCE RE: SKATEBOARD**  
37 **RAMPS WITHIN CITY LIMITS TABLED**

38 Councilman Moss made a motion that the discussion regarding an ordinance which would  
39 prohibit certain skateboard ramps within the city limits be tabled to permit further study.  
40 Councilman Higginson seconded the motion and voting was unanimous. Councilpersons  
41 Higginson, Holt, Moss, Pitt and Tolman voted "aye".

42  
43 **BID FOR TENNIS COURT OVERLAY PROJECT APPROVED**

44 Mr. Cheney reported that bids were opened for the construction of a new post-tensioned  
45 concrete tennis court at Five Points park. This project will replace the two existing courts on the  
46 east side of the park. In addition to the new surface, a new lighting system and new fencing will  
47 be installed. The southeast corner of the new court will also have a concrete wall constructed for

1 players to practice against. Two contractors submitted bids for the post-tensioned courts and it is  
2 the recommendation of staff to accept the low bid from Parkin Construction in the amount of  
3 \$129,412.00. The Parks Department budgeted \$130,000 for this project. Following a brief  
4 discussion, Councilman Pitt made a motion to accept the bid from Parkin Construction, as  
5 presented. Councilman Higginson seconded the motion and voting was unanimous.  
6 Councilpersons Higginson, Holt, Moss, Pitt and Tolman voted “aye”.

7  
8 Mayor Johnson asked if the schools had been contacted regarding this project and Mr.  
9 Jenkins indicated “yes” and that the school district was told only three courts would be available at  
10 this location.

11  
12 **CONTRACT AWARDED FOR 200 WEST RECONSTRUCTION PROJECT**

13 Mr. Cheney reported that bids were opened for the reconstruction of 200 West Street from  
14 Pages Lane to 1000 North. Two contractors responded and it is the recommendation of staff to  
15 award the bid to M. C. Green & Sons (low bidder) in the amount of \$1,457,709.40 (based on unit  
16 costs). Following discussion, Councilman Moss motioned to approve the staff recommendation  
17 and award the contract to M.C. Green & Sons. He also suggested that an information sheet be  
18 given to residents along the street to keep them informed. Councilman Pitt seconded the motion  
19 which carried unanimously. Councilpersons Higginson, Holt, Moss, Pitt and Tolman voted “aye”.

20  
21 **COUNCIL APPROVES VARIANCE REQUEST FOR MICHAEL**  
22 **CROSBY - 180 EAST NO CANYON ROAD**

23 Mr. Jensen reviewed that Michael Crosby (applicant), 180 East North Canyon Road,  
24 petitioned the Planning Commission to grant a variance on said property to build a single family  
25 residential dwelling with a 20-foot front yard setback. This property is located in an R-1-8 zone,  
26 and the minimum required setback is 30 feet. The Planning Commission denied the request and  
27 Mr. Crosby is appealing the decision of the Planning Commission to the City Council. It was  
28 noted that inasmuch as Councilwoman Holt was a participant in the discussion at the Planning  
29 Commission meeting, she cannot participate in this discussion.

30  
31 Mr. Mahan noted that this is the first appeal of a variance that has come before the City  
32 Council and he reviewed the Findings of Fact and Conclusions of Law related thereto.  
33 Councilman Moss asked how the size of the proposed home compares with others in the area, and  
34 Mr. Jensen stated that it was a little smaller and considerable effort has been made by the owner to  
35 find a house plan suitable to the configuration of the lot. Following discussion, Councilman Moss  
36 made a motion to grant the 20-foot setback (thus reversing the Planning Commission’s decision).  
37 Councilman Higginson seconded the motion based on the logic that the owner would be denied a  
38 right enjoyed by others in the same zone if the size of the home was reduced.

39  
40 Mr. Crosby pointed out that the lot would be unbuildable without the variance. The  
41 proposed home is 1900 sq. ft. and the minimum requirement for the subdivision is 1700 sq. ft.  
42 The fact that there is a creek (with an easement beside it) is another factor that add constraints to  
43 the development of the lot. Following discussion, the Mayor called for the vote and the motion  
44 carried unanimously. Councilpersons Higginson, Moss, Pitt and Tolman voted “aye”, and as was  
45 noted, Councilwoman Holt was excluded from action on this item due to protocol.

46 **TRAFFIC SAFETY COMMITTEE ITEMS**

47 Mr. Rowland presented three items from Traffic Safety Committee to be considered by the

1 Council, as follows:

2 (1) A request to paint and sign a “NO PARKING” zone in front of the building at 655  
3 Medical Drive.

4 (2) A request to place 25 MPH signs on Chelsea Drive just east of 400 East and slightly  
5 west of Bountiful Blvd.

6 (3) A request to place two or three curb markers (with yellow background) along 1800  
7 South to warn of the slight bend in the road prior to intersecting with Orchard Boulevard.

8 These items come with a positive recommendation from the Traffic Safety Committee.

9 Councilman Tolman made a motion to approve the recommendations of the Traffic Safety  
10 Committee. Councilman Higginson seconded the motion and voting was unanimous.

11 Councilpersons Higginson, Holt, Moss, Pitt and Tolman voted “aye”.

12  
13 Councilman Tolman reviewed the “Slow Down” campaign which is in the process of being  
14 implemented. The desired result of this campaign is to reduce the speeds of vehicles on Bountiful  
15 City streets. The program would include trained citizen volunteers who would monitor the speed  
16 of passing motorists (via a speed gun) and the information would be recorded and passed on to the  
17 police. If there was a speeding violation, the individual would not be cited, but sent a letter  
18 encouraging obedience to the speed limit laws. The main thrust of this program would be to  
19 educate motorists. Information about this program will be on the City web page. May 1-7, 2006  
20 has been designated as “Slow Down, Bountiful” Day.

21  
22 Mr. Hardy also noted that a speed trailer has been included in the budget and he requested  
23 approval to use the Council Contingency fund for this purchase. Councilman Tolman motioned to  
24 approve the proposed “Slow Down” campaign, and the use of the radar gun, subject to review by  
25 the City Attorney. Councilman Moss seconded the motion. Councilman Pitt recommended that  
26 the letter which will be sent to speeding violators be reviewed for optimal effectiveness. Voting  
27 on the motion was unanimous with Councilpersons Higginson, Holt, Moss, Pitt and Tolman voting  
28 “aye”.

29  
30 The meeting adjourned to a meeting of the Redevelopment Agency at 8:25 p.m. on a  
31 motion made by Councilman Moss and seconded by Councilwoman Holt. Voting was unanimous.  
32 with Councilpersons Higginson, Holt, Moss, Pitt and Tolman voting “aye”.

33  
34 The City Council meeting reconvened 8:30 p.m. to continue the Agenda.

35  
36 **COUNCIL COMMITTEE REPORTS**

37 Councilman Higginson reported that the final Emergency Preparedness group meeting was  
38 held and the emergency plan is available on the Web page.

39  
40 The meeting recessed to the Planning Conference room at 8:45 p.m.

41  
42 **WORK SESSION TO REVIEW SOUTH DAVIS RECREATION CENTER**

43 Mayor Johnson noted that there was some confusion about closure of the pool at the  
44 Recreation Center in connection with the construction of the new facility. Mr. Hardy reviewed the  
45 steps that were taken to keep users informed (South Davis Recreation Board, Davis School  
46 District, municipalities, etc.) and apologized for any confusion which existed. He then reviewed  
47 the progress, by date, on the new facility. He reviewed the Agreement between the Recreation

1 District and the School District and noted that the Recreation District will administer the recreation  
2 programs through this summer and fall softball, but the City will no longer fund programs after  
3 October, 2006. Neal Jenkins will soon be retiring, and other Recreation personnel will be  
4 transitioned to the Recreation District.

5  
6 Mr. Hardy briefly reviewed the flow of operation and maintenance costs, as well as capital  
7 construction costs and the relationship between the Recreation District, the School District and the  
8 Redevelopment Agency. Councilwoman Holt asked about the employee benefits of those persons  
9 transferring to the Recreation District and the Mayor indicated that this has not been discussed yet.  
10 Mr. Jenkins reported on the construction presently underway as it relates to the proposed schedule.  
11 It was noted that the wet weather has slowed the construction somewhat.

12  
13 The meeting adjourned to executive session at 9:37 p.m. for the purpose of discussing the  
14 acquisition of property. Councilman Higginson made the motion and Councilman Tolman  
15 seconded it. Voting was unanimous with Councilpersons Higginson, Holt, Moss, Pitt and Tolman  
16 voting "aye".

17  
18  
19  
20  
21 JOE. L. JOHNSON, Mayor

22  
23  
24  
25  
26 KIM J. COLEMAN, City Recorder

27  
28 \* \* \* \* \*  
29  
30