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Minutes of the Bountiful City Council Meeting

City Council Chambers
September 12, 2006 - 7:06 p.m.

Present: Mayor: Joe L. Johnson
Council Members: Richard Higginson, Barbara Holt, R. Fred Moss, John Pitt and Thomas Tolman
City Attorney: Russell Mahan
City Engineer: Paul Rowland
City Recorder: Kim J. Coleman
Planning/RDA Dir.: Aric Jensen
Department Reps: Gary Blowers, Streets/Sanitation
Paul Rapp, Police
Recording Secretary: Nancy T. Lawrence
Excused: City Manager: Tom Hardy

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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.

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Mayor Johnson called the regular meeting to order at 7:06 p.m. and welcomed those in attendance. He commented on the recent 9-11 commemoration and expressed gratitude for the freedoms we enjoy as citizens of this country and community. J.T. Herrman, visiting Boy Scout, led the pledge of allegiance to the flag following which Councilwoman Holt offered the prayer/thought. The Mayor then expressed appreciation to Nathan Powell for his Eagle project (the contribution of eight hand-made easels which were presented to the City).

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APPROVAL OF MINUTES

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Minutes of the regular City Council meetings held August 8, 2006 and August 22, 2006 were presented and unanimously approved as written on a motion made by Councilman Higginson and seconded by Councilman Pitt. Councilpersons Higginson, Holt, Moss, Pitt and Tolman voted "aye".

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EXPENDITURES AND EXPENSES APPROVED FOR TWO PERIODS

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Mayor Johnson presented the Report of Expenditures and Expenses Greater than \$1,000 for the following periods, with respective totals: August 10 - 16, 2006 (\$581,257.40); August 17 - 23, 2006 (\$979,373.62); August 24 - 30, 2006 (\$1,652,691.26); August 31 - September 6, 2006 (\$408,234.80); Summary for June, 2006 (4,785,811.24); and Summary for July, 2006 (\$6,808,202.43). It was noted that the June Summary report had been held for an extra month to get all of the year-end transactions included. Following discussion, all reports were approved on a motion made by Councilman Higginson and seconded by Councilman Tolman. Voting was unanimous with Councilpersons Higginson, Holt, Moss, Pitt and Tolman voting "aye".

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BRIAN TAYLOR, BOUNTIFUL POLICEMAN, RECOGNIZED ON RETIREMENT

1 Mayor Johnson recognized Brian Taylor, retiring Bountiful City police officer, and noted
2 that he has served the City in this capacity for 26 years. Chief Rapp stated that it was a great
3 honor to present Mr. Taylor and to recognize him for a long and distinguished career. He has been
4 cited for many meritorious services– including saving the lives of an entire family whom he
5 carried from their burning home. In addition to being a credit to the department, Chief Rapp
6 thanked Mr. Taylor for his friendship.

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8 Mr. Taylor expressed appreciation for the comments of the Mayor and Chief and expressed
9 appreciation to his fellow officers who were in attendance. He stated that Bountiful is a wonderful
10 community and he was grateful for the friendships formed within the department and the support
11 from the administration. Mayor Johnson presented Mr. Taylor with a gift certificate to Inkleys as
12 a token of appreciation on behalf of the City, following which Mr. Taylor was honored by a
13 standing ovation from those in attendance.

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15 **PRESENTATION OF MAYOR’S AWARD IN THE HUMANITIES**

16 Mayor Johnson stated that Marsha Pilgeram is being recognized for her community
17 service, particularly with Summerfest and the Bountiful Davis Art Center, by being named the
18 recipient of the Mayor’s Award in the Humanities by the Utah Humanities Council. Ms. Pilgeram
19 stated that she has worked with Summerfest since 1990 and has been involved with 37 different
20 foreign countries in that capacity. She has worked with the Bountiful Davis Art Center since
21 2000. Arley Curtz, BDAC, expressed appreciation for the service of Ms. Pilgeram, noting that she
22 is easy to work with and is a very caring and sharing individual who “works her heart out”.

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24 Mayor Johnson reviewed the accomplishments as listed on the award from the Humanities
25 Council and, together with Michelle Call from Zions Bank (a funding partner for the Humanities
26 Council), presented Ms. Pilgeram with the award.

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28 **CONSIDER CONTINUING REZONING APPLICATION FOR 785 SO 100 EAST**
29 **(Old Indoor Pool Building) TO OCTOBER 24 COUNCIL MEETING**

30 Mr. Mahan reviewed that a public hearing was scheduled July 11th to consider the request
31 of the Historical Commission to have future use of the old indoor pool building. Inasmuch as
32 other requests had also been received by the City, a motion was made to table discussion on that
33 night to permit further study of all options (including also the request from the Bountiful
34 Performing Art Center for a theater and a proposed rezoning to permit a professional office use).
35 As this study was being conducted, it became apparent that there was a need to determine the
36 needs of the building as it relates to earthquakes and seismic issues and the costs associated with
37 bringing the building up to Code.

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39 Mayor Johnson stated that the City is willing to pay for a study to determine the seismic
40 condition of the building and recommended that further consideration be delayed until the results
41 of the study are available. Councilman Moss made a motion that the hearing be continued until
42 October 24th (or sooner, if the study is completed) and that up to \$10,000 be approved for the
43 seismic study of the building. Councilman Higginson seconded the motion and voting was
44 unanimous. Councilpersons Higginson, Holt, Moss, Pitt and Tolman voted “aye”. It was noted
45 that required seismic upgrades to the building could range from \$100,000 to \$1,000,000.00.

1 **PURCHASES FOR STREET/SANITATION DEPARTMENT APPROVED**

2 **Loader.** Mr. Blower reported that bids were received from three vendors for a new Loader
3 for the Street Department and it is the recommendation of staff to accept the *second* low bid from
4 Scott Machinery Company for a John Deere 624J in the amount of \$132,850. The reason for
5 recommending the 2nd lowest bid was that the department already has \$1,500 of parts in stock and
6 existing John Deere equipment has a good performance record. Councilman Moss motioned to
7 approve the purchase of the John Deere from Scott Machinery, as recommended. Councilman
8 Tolman seconded the motion and voting was unanimous. Councilpersons Higginson, Holt, Moss,
9 Pitt and Tolman voted “aye”.

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11 **Excavator for Landfill.** Mr. Blower presented the bid results for a new Excavator for the
12 Landfill and said it is the recommendation of staff to accept the low bid from Scott Machinery for
13 a John Deere 200CLC in the amount of \$159,950.00 (\$190,000 was budgeted). Councilman
14 Tolman motioned to approve the purchase as presented. Councilwoman Holt seconded the motion
15 and voting was unanimous. Councilpersons Higginson, Holt, Moss, Pitt and Tolman voted “aye”.

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17 **Used Bobtail Dump Truck with Plow and Sander.** Mr. Blower reviewed that the
18 Bountiful Street Department has the opportunity to purchase another International truck with plow
19 and salter (previously owned by Salt Lake County) from Lake City International. It is the staff
20 recommendation to make this purchase at a cost of \$67,000.00 (\$133,000 was budgeted for the
21 purchase of a new truck w/plow and sander). He noted that all of the Salt Lake County trucks that
22 the City has purchased have given excellent service and that this truck is a great value.
23 Councilman Higginson motioned to approve the purchase, as recommended. Councilman Moss
24 seconded the motion and voting was unanimous. Councilpersons Higginson, Holt, Moss, Pitt and
25 Tolman voted “aye”.

26
27 **Employee Uniform Contract.** Mr. Blower reported that bids for the contract for
28 employee uniforms were received from three companies and it is the recommendation of staff to
29 award the contract to UNIFIRST, low bid. UNIFIRST has the contract with the State of Utah and
30 includes three (1) year renewals with a price guarantee for 2 years. Discussion followed regarding
31 the practice of the City providing uniform service and Mr. Blowers stated that in addition to
32 appearance and cleanliness, it satisfies a safety issue if all employees are identified by the orange
33 color in the uniform. Councilman Pitt made a motion to approve the contract with UNIFIRST at a
34 per/unit amount of \$9.15 each. Councilwoman Holt seconded the motion and voting was
35 unanimous. Councilpersons Higginson, Holt, Moss, Pitt and Tolman voted “aye”.

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37 **PRESENTATION ON PROPOSED CLEANUP PLAN FOR THE**
38 **BOUNTIFUL/WOODS CROSS 500 SOUTH PCE PLUME SUPERFUND SITE**

39 Peggy Linn, State EPA, introduced Mario Robles who gave a presentation on the proposed
40 cleanup plan for the Bountiful/Woods Cross 500 South PCE plume superfund site. Mr. Robles
41 reviewed that seven of 26 wells which have been investigated showed borderline levels of
42 contamination (6 of the wells are used for irrigation and one is residential). He explained that the
43 contaminant (VOC, a carcinogen) entered into the ground from a dry cleaning operation on 500
44 South, sometime prior to 1966, and has slowly spread, as indicated on maps which were displayed.
45 The groundwater plume is about one mile long, 2,000 feet wide and is expanding to the North-
46 West towards several domestic wells and a municipal well. He reviewed three alternatives and

1 stated that it is the EPA recommendation to excavate. The cleanup will consist of excavating
2 down 8 - 20 feet and then removing the contaminated source. The project will be funded by EPA
3 and will prohibit new wells being drilled within the fingerprint of the plume. A public meeting
4 will be held in the near future. The only requirement to the City will be a required vapor intrusion
5 mechanism in new buildings, to be determined at the time the building permit is issued. No
6 official action was taken.

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8 **SINGLE EVENT PERMIT APPROVED FOR ST. OLAF'S**

9 Mr. Mahan reviewed that St. Olaf's has submitted a request for a Local Consent Single
10 Event Permit for Friday and Saturday, November 3 and 4, 2006, from 6:00 p.m. to 1:00 a.m. They
11 will be holding their annual event where alcoholic beverages will be served. This event has been
12 held for many years, without any complaints, and it is recommended that the request be approved.
13 Councilman Pitt made a motion to this effect, Councilwoman Holt seconded the motion and voting
14 was unanimous. Councilpersons Higginson, Holt, Moss, Pitt and Tolman voted "aye".

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16 **APPROVAL GIVEN TO PURCHASE VIDEO DETECTION EQUIPMENT -**
17 **MILL STREET AND ORCHARD DR. AND 200 W 2600 SO.**

18 Mr. Rowland explained that the City has started a program of changing from buried loops
19 to monitor traffic signals to video detection. He said that this change was prompted by the high
20 cost of disrupting a roadway if the buried equipment goes bad. Two locations were included in
21 this year's budget (Mill Street and Orchard Drive, and 500 West 2600 South). However, due to
22 the equipment at 200 West 2600 South being damaged by road construction, it is being proposed
23 that the 200 West intersection be done this year and the 500 West project will be continued to a
24 future time. It is the recommendation of staff that the Council approve the purchase of the
25 ECONOLITE video detection equipment at a cost of \$19,546.05 (Mill Street/Orchard Drive) and
26 \$17,881.05 (200 West/2600 South). Councilman Higginson made a motion to this effect,
27 Councilman Tolman seconded the motion and voting was unanimous. Councilpersons Higginson,
28 Holt, Moss, Pitt and Tolman voted "aye".

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30 **APPROVAL GIVEN TO PURCHASE COPY MACHINE**

31 Mr. Rowland reviewed that this year's Engineering and Planning budget includes the
32 purchase of a new color copy machine and it is the recommendation of staff to purchase a Sharp
33 MX-450 1N in the amount of \$12,739.00. Councilman Pitt made a motion to approve the
34 purchase as requested. Councilwoman Holt seconded the motion and voting was unanimous.
35 Voting was unanimous with Councilpersons Higginson, Holt, Moss, Pitt and Tolman voting "aye"

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37 **COUNCIL COMMITTEE REPORTS**

38 Councilman Pitt distributed materials prepared by the BPAC for consideration by the
39 Council. Mayor Johnson reminded the Council of the upcoming ULCT meetings tomorrow
40 through September 15th and he also commented on the balloon festival which will be held on
41 Antelope Island.

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46 The meeting adjourned at 8:33 p.m. on a motion made by Councilman Higginson and

1 seconded by Councilwoman Holt. Voting was unanimous with Councilpersons Higginson, Holt,
2 Moss, Pitt and Tolman voting "aye".
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7 JOE L. JOHNSON, Mayor
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12 KIM J. COLEMAN, City Recorder
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