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Minutes of the Bountiful City Council Meeting

City Council Chambers
February 27, 2007 - 7:00 p.m.

Present: Mayor: Joe L. Johnson
Council Members: Richard Higginson, Barbara Holt, Scott Myers
(sworn in at this meeting) and Thomas Tolman
City Manager: Tom Hardy
City Attorney: Russell Mahan
City Engineer: Paul Rowland
City Recorder: Kim J. Coleman
Planning/RDA Dir.: Aric Jensen
Department Reps: Allen Johnson, Power
Mark Slagowski, Water
Recording Secretary: Nancy T. Lawrence
Excused: Councilman: R. Fred Moss

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. He then requested that Mr. Coleman perform the swearing in ceremony for newly appointed Councilman Scott Myers. Councilman Myers took his place at the Council table, following which Councilman Higginson led the pledge of allegiance to the flag. The prayer/thought was given by Councilwoman Holt.

APPROVAL OF MINUTES

Minutes of the regular meeting of the City Council held January 23, 2007 were presented and unanimously approved as written on a motion made by Councilman Tolman and seconded by Councilman Higginson. Councilpersons Higginson, Holt, Myers and Tolman voted "aye".

EXPENDITURES AND EXPENSES APPROVED FOR FIVE PERIODS (JANUARY AND FEBRUARY)

Mayor Johnson presented the Report of Expenditures and Expenses Greater than \$1,000 for the following periods, with totals as noted: January 11-17, 2007 (\$833,832.82); January 18-24, 2007 (\$1,220,838.54); February 1-7, 2007 (\$332,983.05); February 8-14, 2007 (\$390,813.96); and February 15-21, 2007 (\$530,936.40). Following a brief discussion, all expenditure reports were approved on a motion made by Councilman Higginson and seconded by Councilwoman Holt. Voting was unanimous with Councilpersons Higginson, Holt, Myers and Tolman voting "aye".

TRANSFORMER BID APPROVED

Mr. Hardy recognized Mr. Allen Johnson who was in attendance representing business of the Power Department. He explained that Clifford Michaelis will be retiring on May 31, 2007 and Mr. Johnson has been selected by the Council as the new director, effective June 1, 2007.

1 Mr. Johnson reported that the current transformer inventory is low and transformers also
 2 need to be purchased for known upcoming projects. Invitations to bid on transformers were sent
 3 out and two vendors responded with four bids. The bids were analyzed by the staff on a total
 4 ownership cost (TOC) basis which takes into account the bid price, value of no-load losses and
 5 value of full-load losses. It is the recommendation of staff and the Power Commission that the
 6 following bids be approved: 96 pad mount transformers from H. D. Supply in the amount of
 7 \$338,791.00 and 10 pole mount transformers from Codale Electric in the amount of \$19,720.00.
 8 (The Codale bid is being recommended based on delivery time). The total of both bids is
 9 \$358,511.00. Councilwoman Holt made a motion to approve the bids as recommended.
 10 Councilman Higginson seconded the motion and voting was unanimous. Councilpersons
 11 Higginson, Holt, Myers and Tolman voted "aye".

12
 13 **PHASE SIX TRANSMISSION LINE BID APPROVED**

14 Mr. Johnson reviewed that bid packages were sent to suppliers for the poles, conductor,
 15 and materials required to rebuild Phase VI of the 46 kV transmission system. The materials were
 16 broken into five different bid packages, as follows: pole line hardware, conductor, optical ground
 17 wire and hardware, wood poles, and steel deadend poles. The staff evaluated each of the 38 items
 18 for the lowest bid and to verify that any substituting would be compatible with the required design.
 19 A report was made to the Power Commission and it is the recommendation of the Power
 20 Commission and staff that the following bids be approved:

<u>Pole Line Hardware</u>		
H.D. Supply,	\$ 6,023.06	
Riter Engineering Co.,	\$13,918.75	
Northern Power Equipment, Inc.,	<u>\$10,909.50</u>	
Total		\$30,851.31
 <u>Conductor</u>		
Anixter, Inc. (1272 ACSR conductor/reels)		\$33,592.90
 <u>OPGW Cable and related Hardware</u>		
Anixter, Inc.		\$14,551.48
 <u>Wooden Poles</u>		
Northern Power Equipment, Inc. (8 poles)		\$29,609.00
 <u>Steel Deadend Poles</u>		
TransAmerica Power Products (three 36" poles)		<u>\$70,157.00</u>
Total		<u>\$178,761.69</u>

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 41 The engineering estimate which was budgeted for these materials was \$247,000.00. Councilman
 42 Higginson made a motion to approve the bids as presented. Councilman Tolman seconded the
 43 motion and voting was unanimous with Councilpersons Higginson, Holt, Myers and Tolman
 44 voting "aye".

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 46 **METER BASE BID APPROVED**

1 Mr. Johnson reported that invitations to bid were sent to four local vendors for meter
2 pedestals. Because the pedestals are our own design, they are manufactured in runs of fifty and
3 bids were based on that amount. Three vendors responded and it is the recommendation of the
4 Power Commission and staff that the bid be awarded to low bidder, Northern Power, in the amount
5 of \$18,500.00. Councilman Tolman motioned to approve the bid as recommended, Councilman
6 Higginson seconded the motion and voting was unanimous. Councilpersons Higginson, Holt,
7 Myers and Tolman voted "aye".
8

9 **APPROVAL GIVEN TO PURCHASE THREE**
10 **TRUCKS FOR WATER DEPARTMENT**

11 Mr. Slagowski reported that the budget for the Water Department this year includes the
12 purchase of three (3) pickup trucks (two 1/2-ton and one 1-ton) to be used by the valve crew
13 foreman, the meter specialist and the valve maintenance crew and also for snow removal at the
14 Mill Creek water treatment plant. Staff recommends approval of the following items, all of which
15 are at the State contract price:
16

17	1/2-ton Dodge pickup	Ken Garff Dodge	\$17,099.00
18	1-ton Dodge cab/chassis	Ken Garff Dodge	20,334.00
19	Dump bed for 1-ton	H&K Truck Equipment	6,789.00
20	1/2-ton Chevrolet pickup	Young Chevrolet	<u>17,593.30</u>
21		Total Purchase	<u>\$61,815.30</u>

22
23 In response to a question from the Mayor, Mr. Slagowski said all of the older trucks will be kept
24 for use by temporary employees during the summer. Councilman Higginson made a motion to
25 approve the purchases as presented. Councilwoman Holt seconded the motion and voting was
26 unanimous with Councilpersons Higginson, Holt, Myers and Tolman voting "aye".
27

28 **INTERLOCAL AGREEMENT WITH SOUTH DAVIS**
29 **METRO FIRE AGENCY APPROVED**

30 Mayor Johnson recognized Chief George Sumner (South Davis Metro Fire Agency),
31 following which Mr. Hardy reviewed that the Interlocal Agreement with the South Davis Metro
32 Fire Agency (Agency) was formed at the time that fire protection services in the south end of the
33 county were combined. A stipulation in the original agreement provided that when equipment was
34 sold, the proceeds were returned to the original owner. The amended agreement provides for
35 money received from the sale of old equipment to be retained by the Agency. This provision does
36 not apply to the sale of fire station buildings or real property. Councilman Higginson motioned to
37 approve the Second Amendment to the South Davis Metro Fire Agency Interlocal Cooperation
38 Agreement via Resolution 2007-01 and authorize the Mayor to sign it. Councilman Myers
39 seconded the motion which carried unanimously. Councilperson Higginson, Holt, Myers and
40 Tolman voted "aye".
41

42 At the invitation of the Mayor, Chief Sumner then reported on the progress of the new fire
43 station being built at 2600 South west of Redwood Road and plans for the proposed station in
44 North Salt Lake (Eaglewood above Orchard Drive). It was noted that Chief Sumner will be
45 retiring at the end of May, 2007.
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1 **PRELIMINARY AND FINAL APPROVAL GRANTED TO**
2 **DOMAINE AT HIGHLAND OAKS P.U.D. AMENDED**

3 Mr. Rowland presented the request of the Domaine at Highland Oaks P.U.D. Amended for
4 preliminary and final approval and reviewed the background of this development. The request for
5 approval has been reviewed by the staff and Planning Commission and comes to the Council with
6 a favorable recommendation, subject to the following conditions:

- 7
- 8 1. Submit the plat for recording with all of the current property owner's signatures.
 - 9 2. Submit a current title report.
 - 10 3. Pay applicable fees.
- 11

12 Based on the above recommendation, Councilwoman Holt motioned to grant preliminary and final
13 approval to the amended P.U.D. plat of the Domaine at Highland Oaks. Councilman Higginson
14 seconded the motion which carried unanimously with Councilpersons Higginson, Holt, Myers and
15 Tolman voting "aye".

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17 **REQUEST FOR ZONE MAP AMENDMENT DENIED**
18 **RILEY COURT, 200 EAST SOUTH OF 500 SOUTH**

19 Mr. Jensen reviewed that Marv Blosch submitted an application to the City for a zone map
20 amendment to rezone the existing Riley Court property and other parcels on the west side of 200
21 East south of 500 South from RM-13 to RM-19. He said that over the past few years, Mr. Blosch
22 has repeatedly petitioned to expand the Riley Court apartments and each time a large contingent of
23 the neighborhood has attended the Public Hearings and spoken out in opposition to the proposal.
24 The Planning Commission considered Mr. Blosch's request on February 20, 2007 and following
25 their public hearing, voted 4-0 to recommend denial of the rezone request.

26

27 Mr. Jensen reviewed the procedure for rezone requests as outlined by Utah State Code and
28 noted that the Council is not required to hold a public hearing unless they desire to approve the
29 rezone. If the Council chooses to concur with the Planning Commission recommendation to deny
30 the proposal, then only a motion and vote to deny is required.

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32 John Blosch, representing the owner, reviewed the reasons for the rezone request and stated
33 that he felt it would have minimal impact on the neighborhood. Councilwoman Holt stated that the
34 Land Use ordinance which is in place was formulated to protect the integrity of neighborhoods and
35 is based on the concept that the Planning Commission "may not recommend approval of any zone
36 map amendment unless it is necessary, is in the best interest of the public, and is in harmony with
37 the objectives and purposes" of the Ordinance. Based on that, she made a motion to uphold the
38 recommendation of the Planning Commission to deny the proposed zone map amendment.
39 Councilman Higginson said that this matter has had a significant amount of discussion over the past
40 year and he concurred with Councilwoman Holt. He seconded the motion which carried
41 unanimously. Councilpersons Higginson, Holt, Myers and Tolman voted "aye".

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43 **COUNCIL COMMITTEE REPORTS**

44 Mr. Rowland reviewed that 200 West Street was recently re-constructed and the contractor,
45 M. C. Green Company, was awarded the "Best Paving Project" for this project by the American
46 Concrete Pavers Association and UDOT. He also noted that Lloyd Cheney, Assistant City

1 Engineer, received a similar award for his survey, design, and coordination effort on that same
2 project.

3
4 Mayor Johnson noted that the City Awards program will be tomorrow and Mr. Hardy will
5 be recognized. Friday there will be a dedication event at the new Recreation Center.

6
7 **EXECUTIVE SESSION APPROVED**

8 At the request of the Mayor, Councilman Higginson made a motion to adjourn the regular
9 meeting of the City Council at 8:15 p.m. and that the Council reconvene in Executive Session at
10 8:45 p.m. for the purpose of discussing pending litigation and the acquisition of real property.
11 Councilwoman Holt seconded the motion and voting was unanimous. Councilpersons Higginson,
12 Holt, Myers and Tolman voted "aye". (The purpose of leaving a break prior to the Executive
13 Session was to give those who wished an opportunity to attend a retirement event for Arley Curtz
14 (Bountiful Davis Art Center)).

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16 **Attendance at Executive Session**

17 Mayor Johnson
18 Councilpersons Higginson, Holt, Myers and Tolman
19 Mr. Hardy
20 Mr. Mahan

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25 JOE L. JOHNSON, Mayor
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30 KIM J. COLEMAN, City Recorder
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