

**Minutes of the  
Bountiful City Council Meeting  
City Council Chambers  
Tuesday, July 31, 2001 - 7:00 p.m.**

Present:	Mayor	John R. Cushing
	Council Members	Samuel R. Fowler, Barbara Holt, John Pitt, and J. Gordon Thomas
	City Manager	Tom Hardy
	City Attorney	Russell Mahan
	City Engineer	Paul Rowland
	City Recorder	Kim J. Coleman
	Planning/RDA Director	Blaine Gehring
	Department Reps	Paul Rapp, Police Chief Tim Salt, Streets/Sanitation Neal Jenkins, Parks/Recreation George Sumner, Fire Chief
	Recording Secretary	Ellen H. Call
Excused:	City Councilmember	Stewart Knowlton

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 Cushing called the meeting to order at 7:03 p.m., and invited Councilmember Holt to lead the pledge of allegiance to the flag. Councilmember Thomas offered the invocation.

**MINUTES APPROVED FOR JULY 10, 2001**

Minutes of the regular City Council meeting held July 10, 2001 were presented and unanimously approved as written on a motion made by Councilman Thomas and seconded by Councilmember Holt . Councilpersons Fowler, Holt, Pitt, and Thomas voted “aye”.

**EXPENDITURES, EXPENSES, AND TOTAL DISBURSEMENTS  
APPROVED FOR TWO JULY PERIODS AND JUNE SUMMARY**

Mr. Coleman explained that the unusually large list of expenditures was attributed to fiscal year-end close, summer construction and summer work in the parks. Reports of expenditures and expenses greater than \$1,000 were presented for the periods July 5-11 (\$372,337.35) and July 12 - 26 (\$2,729,800.36), and also the June, 2001 summary in the amount of \$11,809,058.38. After questions by Councilman Thomas were answered, all reports were approved on a motion by Councilman Thomas, seconded by Councilman Fowler. Voting was unanimous, with Councilmembers Fowler, Holt, Pitt, and Thomas voting “aye”.

**PRESENTATION BY DAVIS BEHAVIORAL HEALTH  
ON ADOLESCENT SUICIDE PREVENTION PLAN**

Dian Olsen quoted from the Surgeon General's *Call to Action to Prevent Suicide*. In it he refers to suicide as a serious public health problem which is the ninth leading cause of mortality in the United States, responsible for 31,000 deaths in 1996 – more than 50% higher than the number of homicides. He also stated that each year approximately 500,000 people require emergency room treatment as a result of attempted suicide.

Utah ranks in the top 10 states in suicides, and Davis County suicides are four times higher than the national average. Davis County has formed a committee to address the issue and has developed a program, *From Vision to Action*, which includes training, education, prevention efforts, coordination of community services, and developing a family support structure. The committee represents 24 agencies and 12 families who have been affected by suicide. Dian and Kim Haws have been hired by Davis Behavioral Health to help implement the program in Davis County.

Kim Haws appealed to the city to join with other agencies in the county to work as a safety net for troubled youth. A “QPR” (question, persuade, and refer) training session will be held on August 22-24 to teach “gatekeeper” instructors to recognize problems and warning signs that someone may be contemplating suicide, and to prepare them to go into the community and share their knowledge with others. They asked that the city send four people (Jolene Jones, Dyan Harris, Jesse Harris, and Terri Stock) to the seminar at a cost of \$300/person, with \$50 each for additional materials (total of \$1,400).

After questions from the Council, Councilman Pitt committed to make the Youth Council members aware of this program to see if any of them wish to be involved (using YCC funds). The Mayor suggested that the Council be given a chance to review this proposal and deferred making a decision at this time.

**PUBLIC HEARING TO CONSIDER PROPERTY REZONE  
AND ORDINANCE 2001-12 ADOPTED**

Blaine Gehring stated that Ronn Marshall would like to build a professional office building on the southeast corner of 300 North and 200 West. Inasmuch as this is currently in a residential zone and abuts single-family homes, he is asking that the zoning of the parcel be changed to the new Professional Office (P-O) Zone. The Planning Commission has reviewed this proposal and sends a favorable recommendation for approval by the Council.

At 7:35 p.m. Mayor Cushing opened the public hearing for comments, but there were none. In answer to a question by Councilman Thomas, Ronn Marshall, owner, stated that the building would be about 4,500 sq. ft. and he would use half of that space for his office. The plan allows for about 25 parking spaces. Councilman Thomas made a motion to approve Ordinance 2001-12, AN ORDINANCE AMENDING SECTION 14-2-102 OF THE BOUNTIFUL CITY ZONING ORDINANCE BY AMENDING THE OFFICIAL ZONING MAP OF BOUNTIFUL CITY TO REZONE PROPERTY LOCATED AT THE SOUTHEAST CORNER OF 300 NORTH AND 200 WEST FROM R-3-13 TO P-O. Councilman Pitt seconded the motion and voting was unanimous, with Councilmembers Fowler, Holt, Pitt, and Thomas voting “aye”.

**REQUEST FOR BILLIARDS CLUB DENIED**

Blaine Gehring stated that Greg Misener would like to create a billiards club in the basement of the old Servus Drug building, which is in a commercial/residential zone. This type of business is not listed as a permitted or conditional use in a C-R zone; however, the Zoning Ordinance allows for the City Council to consider allowing a use that is not listed, and Mr. Misener is asking for this consideration.

Mr. Gehring reminded the Council that commercial/residential zoning was carefully reviewed by staff and the Council some time ago, and billiards and pool halls were specifically eliminated at that time. It is therefore the recommendation of staff that it not be allowed. There are other zones in the city where this type of business would be more appropriate.

Greg Misener stated that he feels Bountiful is in need of a place for high school students to “hang out.” His plan is to put in pool tables, a beverage counter, tables, a juke box, etc., and according to his interpretation of the definitions in the city’s Zoning Ordinance, his proposed business is considered an arcade and the amusement devices he intends using are not on the list of exclusions. He assured the Council that his plan is for a drug-, alcohol-, and smoking-free environment, and asked them to favorably consider approval for him to establish a billiards club as discussed.

Answers to questions raised by the Council were: Hours of operation would be from after school until about 10 p.m. Parking would be on the street front or the lot in back, and it is anticipated that most patrons would come in after 7 p.m. and therefore would not interfere with daytime business parking. There are homes in close proximity to the back parking lot, but this area would be policed by security cameras at the back entrance. Crowd control or the attraction of “undesirables” would be closely monitored by management, and Mr. Misener suggested that the best way to avoid the negative influence would be to fill the place with the positive. Age of patrons would be controlled by requiring identification in order to use the devices, although this would not be a membership club. Safety codes would be considered when making renovations. Primary game devices would be pool tables, therefore placing the club in the “pool hall” classification.

Mr. Hardy explained that this use was specifically omitted from a C-R zone when the zoning ordinance was revised, and there are other areas in the city in which it would be allowed. Councilmember Holt recalled that this subject was discussed extensively and it was the intent of the Council to allow some residential into a commercial zone, and not commercial into residential.

After further discussion Councilman Thomas made a motion to deny the request for a billiards club as a use not specified at 55 North Main. Councilman Fowler seconded the motion and voting was unanimous with Councilmembers Fowler, Holt, Pitt, and Thomas voting “aye”.

**PURCHASES APPROVED FOR POLICE DEPARTMENT**

**Restoration of Police Vehicles.** Chief Rapp explained that it is possible to realize a significant savings by having 3- and 4-year-old police vehicles restored rather than replaced.

They would like to try this concept with three vehicles scheduled for replacement this year and then do a cost comparison on the maintenance and upkeep of extended life vs. new vehicles. The budget allows for six new police cars, and they would use half of that amount (\$64,500) to restore three older vehicles at a cost of \$39,735, a savings of nearly \$25,000.

Restoration by REV (Restored Emergency Vehicles), an Idaho-based company, includes replacement of the engine, transmission, radiator, battery, and exhaust system. It also replaces tires, shocks, brakes, body paint, and comes with a three-year or 36,000-mile warranty, and would add three more years of life to the vehicle. After discussion of questions by the Council, Councilmember Holt made a motion to authorize the Police Department to restore two Crown Victoria Fords and one Dodge Intrepid at a cost not to exceed \$39,735, Councilman Thomas seconded the motion and voting was unanimous. Councilmembers Fowler, Holt, Pitt, and Thomas voted "aye".

**New Canon Copier.** A new copier is needed to replace the old machine that is currently being used in the Police Department. The price of a Canon Copier is \$11,965 on the state bid, and was included in the current year's budget. Not included is a \$280.80 per quarter service agreement cost, which would begin next year. The Council unanimously agreed to accept the bid as presented on a motion by Councilman Thomas, seconded by Councilman Pitt. Councilmembers Fowler, Holt, Pitt, and Thomas voted "aye".

#### **PURCHASES APPROVED FOR STREET DEPARTMENT**

**Bobtail Truck.** Tim Salt, representing the Street Department, asked for approval to purchase a bobtail dump truck to be used for snow plowing in the wintertime and hauling asphalt and road base in the summertime. Staff recommends a Sterling (who bought out Ford) cab and chassis 2002-L7501 for \$47,369. The budgeted amount for this item was \$55,000. Councilman Pitt made a motion to approve the purchase as stated, seconded by Councilman Thomas. Voting was unanimous with Councilmembers Fowler, Holt, Pitt, and Thomas voting "aye".

**Tandem Axle Truck.** This 10-wheel International dump truck can be purchased from Lake City International on the state bid at \$69,459. The budgeted amount was \$75,000. Councilman Thomas motioned to authorize the purchase as recommended, seconded by Councilmember Holt, and voting was unanimous with Councilmembers Fowler, Holt, Pitt, and Thomas voting "aye".

**Two 1-ton dump trucks.** Mr. Salt explained that two one-ton dump trucks are needed, one for the new storm water department and the other for the landfill. Low bidder was Utah Auto Collection at a cost of \$46,688 for the two trucks. Budgeted amount was \$33,500 each. Councilman Fowler made a motion to accept the bid as outlined, seconded by Councilmember Holt, and voting was unanimous. Councilmembers Fowler, Holt, Pitt, and Thomas voted "aye".

**Road Paint Striping.** The Street Department asked for approval to award the contract for this year's road striping based on unit prices, rather than a total project price, and recommended the low bidder, Peck Striping, at the following prices:

Traffic striping 4" lines . . . . .	\$ .043 lf
Painted arrows . . . . .	8.03 ea.
Littering (stencils) . . . . .	7.76 ea
18" Stop bar . . . . .	.49 lf

Mr. Salt stated that Peck uses oil-based paint which should last longer than the water-based paint that was used for striping last year. Councilmember Holt made a motion to award the bid for road paint striping as recommended, not to exceed the unit prices listed, Councilman Pitt seconded the motion and voting was unanimous with Councilmembers Fowler, Holt, Pitt, and Thomas voting "aye".

**Green Waste Grinding for Compost.** Two quotes were received for compost grinding at the landfill, the lower bid being from Enviro-Progress, Inc., at \$4.00 per ground yard for anything under 4,000 yards and \$3.75 per ground yard for anything over 4,000 yards. Councilman Pitt made a motion to award the bid to this company at their quoted price, Councilman Thomas seconded the motion and voting was unanimous with Councilmembers Fowler, Holt, Pitt, and Thomas voting "aye".

**Road Salt.** It is the recommendation of the Street Department that the city award the contract for road salt to Morton Salt. They also recommend contracting with Bonneville Salt as a backup supplier, in the event that Morton runs out. Morton's price is \$16.83/ton delivered, and Bonneville's price is \$18.75/ton. Councilman Thomas made a motion to award the contract to Morton Salt as the principal supplier and to Bonneville as a secondary supplier at their quoted prices. Councilman Fowler seconded the motion and voting was unanimous, with Councilmembers Fowler, Holt, Pitt, and Thomas voting "aye".

**PURCHASES APPROVED FOR PARKS AND RECREATION DEPARTMENT**

**Rotary Mower for Parks.** Neal Jenkins reported that the six-year-old mower being used by the Parks Department is in need of replacement. They are recommending the purchase of a Toro 62" rotary mower from Turf Equipment Company for \$15,150. The budgeted amount for this item is \$18,500. The Council unanimously approved the purchase on a motion by Councilmember Holt, seconded by Councilman Thomas. Councilmembers Fowler, Holt, Pitt, and Thomas voted "aye".

**Utility Vehicles for Golf Course.** These vehicles are used by the maintenance crews on the golf course, and the low bid price of \$13,726 was submitted by Greenline Equipment Company for two Gator 6x4 mid-duty utility vehicles. There is \$15,000 in the budget for these items. Councilmember Holt made a motion to award the bid as recommended. Councilman Pitt seconded the motion and voting was unanimous. Councilmembers Fowler, Holt, Pitt, and Thomas voted "aye".

**New Ice Resurfacing Machine.** The Ice Arena is in need of a new ice resurfacing machine, as the one they are currently using was purchased in 1992. Although it has been a very reliable machine and has given many years of service it is time to replace it. The facility is wired for a Zamboni, and it is recommended that another Zamboni be purchased at a cost of \$80,000. The company has offered a trade-in allowance possibly as high as \$20,000 for the old machine,

which would reduce the price to approximately \$60,000. Councilmember Holt made a motion to purchase a new Zamboni, with trade-in, at a cost not to exceed \$65,000. Councilman Thomas seconded the motion and voting was unanimous. Councilmembers Fowler, Holt, Pitt, and Thomas voted “aye”.

**CONTRACT AWARDED TO ASHCO CONSTRUCTION CO.  
FOR FIRE STATION No. 2 REMODEL**

Chief Sumner reported that bids were received for the remodel of fire station No. 2, and the low bidder was Ashco Construction Co. at \$453,307. He has evaluated their proposal and checked references and feels confident that they are capable of completing the project. Mr. Ashley, the owner, has been in business for ten years, nine of which he was a partner before his buy-out. Among the projects they have worked on are the Eaglewood Golf Course Clubhouse remodel in North Salt Lake and the golf course clubhouse in Tooele, as well as numerous small commercial and retail businesses.

There was \$478,495 budgeted for the station No. 2 remodel, \$437,195 of which is for construction and \$41,300 for furniture, fixtures, and appliances. Inasmuch as the construction bid is higher than the budgeted amount, the furnishings will have to be pared somewhat. It is the recommendation of the Fire Department staff that the contract be awarded to the low bidder. Councilman Fowler made a motion to accept the bid presented by Ashco Construction Company in the amount of \$453,307, Councilman Thomas seconded the motion and voting was unanimous with Councilmembers Fowler, Holt, Pitt, and Thomas voting “aye”.

**TRAFFIC SAFETY COMMITTEE  
RECOMMENDATIONS APPROVED**

At a meeting of the Traffic Safety Committee on July 17, the following items were discussed and are being recommended to the Council for their consideration:

**School Crossing at 1000 North 200 West.** This request has been made in the past but action was delayed because it was anticipated that a signal would soon be warranted at that intersection. However, traffic counts are down and it doesn't appear likely that a signal will be placed there any time soon. The school district and Viewmont High School have indicated that the crossing will be on their Child Access Routing Plan and it is felt that it is a valid request to place a school crossing on the north leg across 200 West at 1000 North. There is no crossing guard at that intersection.

**Policy on installing dead-end signs on street sign poles.** The Engineering Department would like to establish a policy of installing dead-end signs on existing street sign poles. These plaques would be placed directly below the street sign plaque and can be seen by the motorist before turning the corner and ending up on a dead-end. The Engineering Department would like approval to install these signs as needed, without the necessity of presenting each one to the Traffic Safety Committee and Council.

**Revise speed limit on 3100 South.** It has been requested that the speed limit on 3100 South be revised downward from 35 mph as posted to 30 mph to promote safety and also to have a consistent east-west speed limit in the city. The area involved is between 400 East and Orchard Drive.

**Remove the “No Parking” area on Center Street west of 200 West.** When there was a retail business on Center Street, street parking caused a problem as the street was so narrow.

To alleviate the problem, the north side of the road was painted and designated a “No Parking” area. Since the commercial operation has been removed and replaced by condos with plenty of on-site parking, the Traffic Safety Committee recommends the removal of the red painted curb to once again allow parking on that street.

All four items were unanimously approved as recommended by the Traffic Safety Committee on a motion by Councilman Fowler, seconded by Councilman Thomas, with Councilmembers Fowler, Holt, Pitt, and Thomas voting “aye”.

### **UPDATE ON 200 WEST PROJECT**

Paul Rowland reported that the 200 West project is progressing on schedule. The first major pavement pour is down, the majority of the utility work is done, all the storm drain system is in, the Power Department is at about 300 South with their line relocations, and the Water Department and Bountiful Sub are progressing well.

The first pavement that was poured from 400 North to 200 North on July 16<sup>th</sup> is showing shrinkage cracks. In addition, the surface of the concrete is soft and susceptible to wear. The Engineering Department is working with the contractor and concrete supplier to remedy the problem, which represents a significant financial item to the contractor, and a decision should be reached tomorrow. It is the opinion of the Engineering Department that removal and replacement is the most reasonable solution to assure a 50-year life span of the road. The neighbors in the area of the construction project have been informed of the problem, and are concerned but supportive.

The next two sections of the project should be ready for concrete by the first part of next week, if the cause of the failure of the first pour can be determined. It was suggested that a small pour be made first to test the integrity of the concrete before putting in the entire four-block area. The project is still scheduled for completion by November 7, but the contractor anticipates it will be done by the third week in October. He will not be granted an extension of time for correcting the concrete failure on the first pour.

### **SIGN ORDINANCE DRAFT REVIEWED**

Blaine Gehring reported that the new sign ordinance has been reviewed and evaluated and each of the Council members has received a copy. He acknowledged the suggestions and input from Dick Drescher of the Planning Commission in preparing the draft. He asked the Council for any changes or suggestions that they might have before presenting it to the businesses for review and before scheduling a public hearing date for final adoption of the ordinance.

There was a lengthy discussion regarding temporary and off-premise signs and inflated devices. Councilman Pitt noted that the proposed sign ordinance allows temporary banners and signs without a permit. However, Mr. Gehring pointed out that they will be an enforcement problem as well as a clutter and aesthetic problem. The 30-day time limit on temporary signs was discussed, and it was suggested that there should be some regulations in order to have a means of controlling their use. Councilman Pitt suggested issuing permits for temporary signs

in order for the city to maintain control. He also suggested the possibility of doing the permit process on line, but it was pointed out that this would be difficult to handle if a fee is involved.

After further discussion of temporary signs, it was determined that there was still lack of agreement regarding this portion of the proposed new sign ordinance. Councilman Pitt agreed to put together a proposal to modify this section and return it to the Council members for their review and a decision at the August 14<sup>th</sup> Council meeting.

Mr. Gehring proposed that the businesses from Slim Olson's south which face onto Highway 89 be changed to C-H designation, which is the least restricting of the sign ordinance zones, in order to allow them to be more competitive with the businesses on the other side of the street which are in other cities.

Meeting adjourned at 9:50 p.m. on a motion by Councilman Thomas and seconded by Councilman Pitt.

JOHN R. CUSHING, Mayor

KIM J. COLEMAN, City Recorder

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