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Minutes of the
Bountiful City Council
City Council Chambers
August 20, 2013, 7:00 p.m.

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|----------|------------------------|---|
| Present: | Mayor: | Joe L. Johnson |
| | Council Members: | Richard Higginson, Beth Holbrook, and Thomas Tolman |
| | City Manager: | Gary Hill |
| | City Attorney: | Russell Mahan |
| | City Engineer: | Paul Rowland |
| | City Recorder: | Kim Coleman |
| | Admin. Services Dir.: | Galen Rasmussen |
| | Planning/RDA Director: | Aric Jensen |
| | Department Heads: | Jerry Wilson, Parks/Recreation |
| | Recording Secretary: | Nancy Lawrence |
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- Excused: Councilmen: John Marc Knight, Fred Moss

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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, Standard Examiner, and on the Utah Public Notice Website.

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Mayor Johnson called the meeting to order at 7:00 p.m., and welcomed those in attendance. Chance Jensen, visiting Boy Scout, led the pledge of allegiance to the flag and Councilwoman Holbrook offered the prayer/thought.

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MINUTES APPROVED FOR JULY 30, 2013

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Mayor Johnson presented the City Council minutes of July 18, 2013 (Study Session) and July 30, 2013 for approval. Councilman Higginson asked if the July 18th minutes could be transcribed with greater detail and Mr. Hill stated that this would be done. Councilman Higginson then made a motion to grant approval to the minutes of July 30, 2013, as written, and to delay approval of the July 18, 2013 minutes until later. Councilwoman Holbrook seconded the motion and voting was unanimous. Councilpersons Higginson, Holbrook, and Tolman voted “aye”.

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COUNCIL REPORTS

Councilwoman Holbrook reported that the Concert in the Park series will feature their last concert this coming Friday with the Beach Boys imitating group, “Endless Summer”. The Mayor noted that he has received many compliments on the Concerts in the Park and encouraged all to attend this last concert.

Councilman Tolman reported that Summerfest, held two weeks ago, was also a great success and well attended. It was noted that there were fewer food vendors at the Street Dance in the evening and a suggestion was made to try to increase the food vendors for next year’s Street Dance.

1 Councilman Higginson thanked all those who filed for City Council seats and ran their
2 campaigns, and thanks to those who voted. He also expressed appreciation to the Bountiful
3 Davis Arts folks.

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5 **YOUTH COUNCIL REPORT**

6 Nate Roundy reported that the Youth Council participated in Summerfest by helping to
7 set up and take down. They will also help with the Concert in the Park this week. The group has
8 been discussing the possibility of volunteering regularly at the Bountiful Food Pantry and
9 assisting that facility in gathering food. They hope to have one more social prior to school
10 starting.

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12 **WEEKLY EXPENDITURES APPROVED FOR FOUR DATES**

13 Mayor Johnson presented Expenditure Reports for the following dates for approval, with
14 totals as noted: July 23, 2013 (\$525,063.96); July 29, 2013 (\$90,986.74); July 30, 2013
15 (\$1,132,910.05); and August 5, 2013 (\$521,908.85). Mr. Rasmussen clarified that the
16 expenditure on the July 29, 2013 report, Vendor No. 1412, was a contribution to the “Youth
17 Council”, not the “Bountiful Community Theater”. There was no other discussion and the
18 reports were unanimously approved on a motion made by Councilman Tolman and seconded by
19 Councilman Higginson. Councilpersons Higginson, Holbrook and Tolman voted “aye”.

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21 **ARNELL HEAPS GIVES REPORT ON SO. DAVIS SEWER DISTRICT**

22 Arnell Heaps, Chairman of the South Davis Sewer District Board and Bountiful’s
23 representative on the Board, presented the Council with a report on the District. He focused on
24 property which has been acquired and upgrades and expansion activities of the District. Six
25 acres on the north of the property have been owned by a commercial radio station and that has
26 been purchased with a 5% lease-back with renewal options. Ten acres were added on the east
27 side of Legacy highway, and 3.5 acres which have previously been leased from UDOT have now
28 been purchased and improvements are being made to the building, as well as adding a new
29 building.

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31 The District has joined with the Jordan River and Farmington Bay water groups to fund a
32 study of these areas. Several pieces of equipment have been purchased, compliance with
33 regulations is a high priority, and safety concerns related to the new subdivision in close
34 proximity to the Sewer facility are being addressed. He praised the leadership of Dal Wayment,
35 manager of the Sewer District, and said that the Council will be invited to tour the Sewer District
36 after the first of the year to see the facility and better understand its services. Councilman
37 Higginson shared accounts of citizens who have received excellent assistance from the Sewer
38 District and the services rendered.

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40 **CONTRACT RENEWED FOR TRIP HAZARD ELIMINATION,**
41 **PRECISION CONCRETE CUTTING**

42 Mr. Rowland reviewed that the trip hazard elimination program has been very successful
43 since its implementation in 2001. Precision Concrete Cutting is a sole source provider for the
44 type of service required and it is the staff recommendation that the present contract with
45 Precision be renewed at the unit price of \$21.45 per inch-foot as proposed. He said this is up
46 about 3.8 percent from last year. Mr. Rowland also referenced patent information which creates

1 the sole source status. In response to a question from the Mayor, Mr. Rowland said the entire
2 City has received the services of the trip hazard program one time and we are currently in the
3 second cycle. Councilwoman Holbrook made a motion to award the trip hazard contract to
4 Precision Concrete Cutting, as presented and recommended. Councilman Higginson seconded
5 the motion and voting was unanimous. Councilpersons Higginson, Holbrook and Tolman voted
6 “aye”.

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8 **FINAL PUD PLAT APPROVAL GRANTED TO ORCHARD PINES P.U.D.**
9 **PHASES 2 & 3, 2135 SO. ORCHARD – BRIAN KNOWLTON**

10 Mr. Rowland presented the request of Brian Knowlton for final PUD plat approval of the
11 Orchard Pines PUD, Phase 2 and Phase 3, noting that when preliminary approval was granted in
12 2008, there were only two phases. Mr. Knowlton has elected to split the original Phase 2 into
13 two phases, creating Phase 3. The request has been reviewed by staff and the Planning
14 Commission and comes to the Council with a positive recommendation, subject to the following
15 conditions:

- 16 1. Pay all required fees
- 17 2. Submit signed mylar plats ready for recording

18 Councilwoman Holbrook commented that she is excited to see the progress on this development
19 and she made a motion to grant final PUD Plat approval, as recommended. Councilman
20 Higginson seconded the motion which carried unanimously. Councilpersons Higginson,
21 Holbrook and Tolman voted “aye”.

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23 **CONSIDER ADOPTION OF THE BOUNTIFUL CITY TEN YEAR**
24 **CAPITAL IMPROVEMENT PLAN**

25 This Agenda item will be delayed to a future meeting to permit additional study by the
26 staff.

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28 **THUNDER MOUNTAIN SBDVN. PLAT B GRANTED FINAL ACCEPTANCE**

29 Mr. Rowland reviewed the request of Mark Eubank for the City to grant final acceptance
30 of Thunder Mountain Subdivision Plat B, and approve the release of the remainder of the bond.
31 He noted the requirements attached to the single lot subdivision and stated that it is the
32 recommendation of staff to grant final acceptance, as requested. Councilman Higginson made a
33 motion to this effect, Councilman Tolman seconded the motion and voting was unanimous.
34 Councilpersons Higginson, Holbrook and Tolman voted “aye”.

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36 **RELEASE OF EASEMENT REQUEST APPROVED; TIM MORLEY,**
37 **504 EAST 650 NORTH**

38 Mr. Rowland presented the request of Tim Morley to have the existing 10-ft. wide
39 easement along the rear property line at 504 East 650 North reduced from 10-feet wide to five
40 feet wide to accommodate a future detached garage on his property. In response to questions
41 from the Council, Mr. Rowland explained the necessity of a formal release of easement and he
42 said it is the recommendation of staff that this request be approved. Following a short
43 discussion, Councilman Higginson made a motion to release the easement and authorize the
44 Mayor to sign the release document. Councilwoman Holbrook seconded the motion and voting
45 was unanimous. Councilpersons Higginson, Holbrook and Tolman voted “aye”.

PRIMARY ELECTION CANVASS APPROVED

Mr. Coleman explained that State law requires that the governing body canvass and officially adopt the election returns no earlier than seven days nor later than fourteen days after the election. He noted that the Davis County Recorder’s Office had already processed/counted the votes from early voting and the Primary Election day by the end of August 13, 2013. However, “late arriving absentee ballots” and outstanding provisional ballots still needed to be processed and added to early vote and Election Day results. Mr. Coleman reviewed changes which occurred as a result of late arriving and provisional ballots and then recommended that the Council adopt the official results of the canvass as follows: John S. Pitt (1389 votes); Kendalyn Harris (1341 votes); Fred Moss (1237 votes); Richard Watson (621 votes); Meagan Becker (530 votes); and Suzanne Galloway (491 votes). Councilman Higginson made a motion to accept the canvass as presented and to nominate the four candidates who received the greatest number of votes, namely Pitt, Harris, Moss, and Watson, to advance to the November general election. Councilwoman Holbrook seconded the motion and voting was unanimous. Councilpersons Higginson, Holbrook and Tolman voted “aye”.

The meeting adjourned at 7:55 p.m. on a motion made by Councilwoman Holbrook and seconded by Councilman Higginson. Voting was unanimous with Councilpersons Higginson, Holbrook and Tolman voting “aye”.

JOE L. JOHNSON, Mayor

KIM J. COLEMAN, City Recorder

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