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**Minutes of the
Bountiful City Council Meeting
City Council Chambers
May 28, 2013, 6:30 p.m.**

Present: Mayor: Joe L. Johnson
Council Members: Beth Holbrook, John Marc Knight, Fred Moss, and
Thomas Tolman
City Manager: Gary Hill
City Attorney: Russell Mahan
City Engineer: Paul Rowland
City Recorder: Kim Coleman
Planning/RDA Director: Aric Jensen
Department Heads: Allen Johnson, Power
Tom Ross, Police
Jerry Wilson, Parks
Recording Secretary: Nancy Lawrence
Excused: Councilman: Richard Higginson

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.

STUDY SESSION

Mayor Johnson called the meeting to order at 6:30 p.m., and welcomed those in attendance. He noted that the first Agenda item is a Study Session to review Land Use Ordinance revisions regarding electronic message centers. This Agenda item was discussed in the last City Council meeting and it had been requested that the matter be continued to permit additional study.

Aric Jensen reviewed the sections of the proposed revisions and noted that there were several opinions regarding animation. The final recommendation from the Planning Commission was that a Conditional Use Permit be approved for each proposed electronic message center. The Planning Commission would be the hearing body for these requests.

The Council shared their opinions regarding reader boards and electronic message centers regarding size, illumination, and animation and sign type (pedestal/monument). Mr. Hill clarified that other parts of the ordinance address location and sign type issues which will be discussed in the next meeting. There was no official action and the Study Session concluded at 7:01 p.m.

Mayor Johnson opened the regular City Council meeting at 7:05 p.m. Jerry Wilson led the pledge of allegiance to the flag and Kim Coleman offered the prayer/thought.

1 **APPROVAL OF MINUTES**

2 Minutes of the regular City Council meeting held May 14, 2013 were presented and
3 approved as written. Councilman Moss motioned to approve the minutes, Councilwoman
4 Holbrook seconded the motion and voting was unanimous. Councilpersons Holbrook, Knight,
5 Moss and Tolman voted “aye”.

6
7 **COUNCIL REPORTS**

8 Councilwoman Holbrook reported that the upcoming Concerts in the Park are moving
9 forward (schedule is on the City web site) and the Car Show (Coats for Kids) will be held June
10 14-15, 2013.

11
12 **YOUTH COUNCIL REPORT**

13 The Youth Council will be co-sponsoring the Stomp on Main on June 8th (200 South
14 between Main and 100 East). A large attendance is expected.

15
16 **WEEKLY EXPENDITURES APPROVED FOR**
17 **APRIL AND MAY TIME PERIODS**

18 Mayor Johnson presented the Report for Expenditures and Expenses paid on May 13,
19 2013 (\$33,450.74), May 20, 2013 (\$176,107.45), and the Summary Expenditure Report for the
20 Month of April 2013 (\$4,202,962.38) and the Capital Outlay Budget Report for April 2013
21 (\$170,952.55). Councilwoman Holbrook motioned to approve the financial reports, Councilman
22 Knight seconded the motion and voting was unanimous. Councilpersons Knight, Holbrook,
23 Moss and Tolman voted “aye”.

24
25 **2013 WATER LINE CONTRACT AWARDED**

26 Mr. Rowland reported that bids were received for the 2013 Water Line Replacement
27 contract. Of the 5 bidders that were pre-qualified earlier this year, three bids were presented. It
28 is the recommendation of staff to award the bid to low bidder, Kapp Construction, in the amount
29 of \$729,838.45 at the Unit Prices submitted in their proposal. He noted that although the City
30 has not had previous experience with Kapp Construction, they come highly recommended by
31 Centerville City. They also confirmed that the pricing of Schedule 9 is accurate.

32
33 Councilman Moss noted that the second-low bid was from M.C. Green in the amount of
34 \$752,599.00 and based on the fact that the difference is only ~\$22,000 and the City has a long
35 history of satisfaction with M.C. Green, he would prefer to award the bid to Green. Councilman
36 Knight pointed out that the ~\$22,000 difference on a quarter-million dollar project is within the
37 margin of error. The Mayor stated that he would feel more comfortable with a contract of this
38 magnitude to deal with someone we have had previous experience with.

39
40 The staff noted that bidders had been pre-qualified and based on that should be eligible
41 and that the purpose of bidding is to obtain the best value for tax dollars. Following discussion,
42 Councilman Moss made a motion to award the bid to M. C. Green, based on the fact that over the
43 years he has provided good service and has saved money for the City. Councilman Knight
44 seconded the motion and voting was unanimous. Councilpersons Knight, Holbrook, Moss and
45 Tolman voted “aye”.

1 **MOSQUITO ABATEMENT DISTRICT REPORT – DUANE GARDNER**

2 Duane Gardner, Bountiful’s representative on the Mosquito Abatement District Board,
3 presented a report to the Council of the operation and recent activities of the District. He
4 reviewed changes of membership on the Board, pursuant to recent legislation. He noted that the
5 continuing subdivision developments in west Layton and Kaysville have made it difficult to
6 control mosquitoes by aerial and truck spraying. There are now six bicyclists who drop pellets in
7 ponds of water that stand along roadways and trails. He noted that residents are encouraged to
8 report pools of standing water so that the cyclists can treat them. The number to call is
9 801.544.3736. That number can also be called if an outdoor event is being held for which
10 mosquito control is needed. There is no additional charge for these services. Councilwoman
11 Holbrook requested that this contact information be placed on the City web site. The Mayor
12 expressed appreciation for this report and for Mr. Gardner’s service on this Board.
13

14 **COUNCIL APPROVES OFFER TO PURCHASE 36 ACRES ON HILLSIDE**

15 Mr. Jensen reviewed that approximately four years ago the City met with descendants of
16 Jed Stringham to purchase 160 acres of land in Holbrook Canyon. To date the City has acquired
17 123.33 acres and it is proposed that the remaining 36.67 acres be purchased for a sum not to
18 exceed \$36,667, as set forth in the Bargain Sale Real Estate Purchase Contracts. Funding for this
19 purchase is budgeted. It is planned that grants will be used to improve trails in this area.
20 Councilman Knight made a motion to approve the purchase of the 36.67 acres, as noted.
21 Councilwoman Holbrook seconded the motion and voting was unanimous. Councilpersons
22 Knight, Holbrook, Moss and Tolman voted “aye”.
23

24 **COUNCIL APPROVES LAND PURCHASE FOR CITY PARK**

25 Mr. Hill reviewed that last year Gail Stahle approached the City and asked if the City
26 would like to purchase 7.5 acres of property at 600 East Mill Street to be used as a public park.
27 This offer has been studied, appraisals were obtained, and after negotiations, a price of \$2
28 million was mutually agreed upon. Mr. Hill noted that it is rare for a City that is mostly built-out
29 to have the opportunity to purchase a parcel of land this close to the center of the City. It is the
30 recommendation of staff that the Land Sale Agreement be approved, subject to authorization to
31 staff to make minor revision as may be necessary to resolve details. The Fiscal Year 2012-2013
32 budget currently has \$2.4 million appropriated for the acquisition of real property. Development
33 of the park will require a comprehensive plan and appropriations in future years. Following a
34 brief discussion, Councilman Knight made a motion to approve the purchase of the Gail and
35 Shirley Stahle property, as presented. Councilwoman Holbrook seconded the motion and voting
36 was unanimous. Councilpersons Knight, Holbrook, Moss and Tolman voted “aye”.
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38 **ASPLUNDH TREE EXPERTS AWARDED EXTENSION OF CONTRACT**

39 Allen Johnson reviewed with the Council that the Power Department currently has two
40 contract crews, along with an in-house crew, that are used year round to trim trees within the
41 City. By using the three crews, it makes it possible to come close to meeting the necessary
42 clearances and to maintain the three year cycle with is the standard utility practice. This matter
43 was discussed by the Power Commission and comes to the Council with a unanimous
44 recommendation to extend the current contract with Asplundh Tree Expert Company for the
45 fiscal year 2013-14 at their current rate of \$117.84/hour for personnel and equipment costs, not
46 to exceed \$520,000. Councilman Moss made a motion to approve extending the Asplundh

1 contract, Councilman Tolman seconded the motion and voting was unanimous. Councilpersons
2 Knight, Holbrook, Moss and Tolman voted “aye”.

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4 **STAFF AND CALENDARING ITEMS**

5 Mr. Hill reminded the Council that the meeting of the City Council normally scheduled
6 for July 23rd will be held July 30th, at 7:00 p.m., due to Handcart Days.

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8 The meeting adjourned at 7:57 p.m. on a motion made by Councilwoman Holbrook and
9 seconded by Councilman Tolman. Voting was unanimous with Councilpersons Knight,
10 Holbrook, Moss and Tolman voting “aye”.

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17 JOE L. JOHNSON, Mayor

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21 KIM J. COLEMAN, City Recorder

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