

Minutes of the  
BOUNTIFUL CITY COUNCIL

July 13, 2021 – 6:00 p.m.

Present:	Mayor	Randy Lewis
	Councilmembers	Millie Segura Bahr, Kate Bradshaw, Kendalyn Harris, Richard Higginson, Chris R. Simonsen
	City Manager	Gary Hill
	City Engineer	Lloyd Cheney
	Planning Director	Francisco Astorga
	Finance Director	Tyson Beck
	Streets Director	Charles Benson
	Power Director	Allen Johnson
	Planning Intern	Travis Lundell
	Recording Secretary	Maranda Hilton

Excused:

City Attorney	Clinton Drake
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Official notice of the City Council Meeting was given by posting an agenda at City Hall and on the Bountiful City Website and the Utah Public Notice Website and by providing copies to the following newspapers of general circulation: Davis County Journal and Standard Examiner.

**Work Session – 6:00 p.m.**  
**City Council Chambers**

Mayor Lewis called the meeting to order at 6:01 p.m. and welcomed those in attendance.

**AFFORDABLE HOUSING LEGISLATION UPDATE – MR. GARY HILL**

Mr. Gary Hill explained that since the last legislative session, there have been a lot of committees with legislators and interested parties meeting to discuss affordable housing. Housing has been a high priority topic for several years as the State prepares for a drastic population increase along the Wasatch Front. Current legislative leadership in both the Senate and the House recently tasked a committee with “fixing the city problem” as it pertains to high housing costs. There is a growing worldview that local government is an obstacle to homebuilding, and Mr. Hill fears that the current housing crisis will push more and more legislation forward which will strip cities of local decision making without actually helping housing affordability. The Property Rights Coalition (PRC) has communicated that their wish list includes mandatory up-zoning of all single-family lots into multifamily lots, removal of a city’s ability to designate their own zoning, allowing commercial property owners to convert properties to multi-family housing without Council consent, removal of city impact fees, putting caps on fees to recover inspection costs, removing the ability of cities to do inspections, and allowing developers to have independent inspections done. Mr. Hill then detailed a number of questions that could be asked of legislators to help in the discussion.

Councilman Higginson asked what Mr. Hill recommends. Mr. Hill answered that he thinks small meetings with our legislators, where elected officials can talk with other elected officials,

1 would be the best way to start. He hopes that staff and council members can talk in detail about  
2 concerns and begin educating them about the issues seen, sharing stories with them, and providing  
3 counterarguments to the things they are hearing from the development community.

4 Councilman Simonsen asked about the involvement of other cities in the area and what  
5 their Councils and Mayors will be doing. Mr. Hill said that he met with other city managers about  
6 two months ago and they all have a desire to be involved, but it comes down to the actions of the  
7 elected officials. Other cities do not have the same depth of understanding that Bountiful does, but  
8 they are getting up to speed and trying to find ways to contribute to the conversation. Councilwoman  
9 Bradshaw said there is a need to help our sister cities understand the importance of these issues so  
10 that they can help shoulder some of this burden. She agreed that small meetings would be a good way  
11 for us to show our legislators how this relationship, between developers and a city, works in real life.

12 Councilman Higginson asked if it would be beneficial to write up a resolution and  
13 encourage other cities to do the same. Mr. Hill said that is an option, however, he feels that sharing  
14 stories with their peers might be the best way to convey our side of the issue. He explained that the  
15 state legislature is a very anecdote-driven body. The legislative session is so short that they simply do  
16 not have time to be data-driven, so stories go a long way in helping persuade and educate people. The  
17 challenge is that bad stories get used and decisions are made based off a few “bad actors”. Good  
18 stories need to be shared promoting how local government is working well.

19 Mr. Hill clarified that Bountiful does not think that development or developers are bad. The  
20 City fully supports new development happening in the City and recognizes the rights of property  
21 owners to build and develop, as well as recognizing the rights of existing property owners and their  
22 expectation that their neighborhoods will remain similar to what they were when they bought into  
23 them. The role of local government is to balance those rights. If state legislation cripples our ability to  
24 do that, they will inevitably tip the scales in favor of one group or another.

25 With the consent of the Council, Mr. Hill said he would reach out to our legislators right  
26 away to set up meetings. They all agreed to help and that this was an important issue to begin  
27 working on right away.

### 28 29 **9/11 DAY OF SERVICE DISCUSSION – MR. GARY HILL**

30 Mr. Hill explained that the 9/11 Foundation is promoting a day of service to commemorate  
31 the 20-year anniversary of the terrorist attacks on the twin towers in New York. They hope to inspire  
32 people to go out and serve. The City started a tradition of having a day of service two years ago, and  
33 it is felt that this national movement would align nicely with the desire to have a robust day of service  
34 here in Bountiful. If the Council approves it, Mr. Hill said staff would work with emergency  
35 committees and local churches and organizations to coordinate some service projects throughout the  
36 City. One priority would be to have volunteers help with fire mitigation efforts on the eastern bench  
37 as well as projects in City parks.

38 Mr. Hill asked if the Council would be okay with using the Town Square as a gathering  
39 location for volunteers and a place to hand out water bottles and supplies, etc. The Council all agreed  
40 that this is a great idea, and they are okay dedicating staff time and resources toward it. They  
41 approved the use of Town Square for the event as well.

42 Mr. Hill said they will continue to look for ideas on how to best use the many volunteers that  
43 day. Councilman Higginson suggested that local churches be contacted to find individuals who could  
44 use help. Mr. Hill agreed as there will be more volunteers than likely would be needed on just City  
45 projects, so finding neighborhood projects is a good idea.

1 The meeting ended at 6:51 p.m.  
2

3 **Regular Meeting – 7:00 p.m.**  
4 **City Council Chambers**  
5

6 Mayor Lewis called the meeting to order at 7:01 p.m. and welcomed those in attendance. Mr.  
7 Mark Bryant led the Pledge of Allegiance and Ms. Sherry Figueira, Bountiful East Stake Relief  
8 Society President, offered a prayer.  
9

10 **PUBLIC COMMENT**

11 The public comment section was opened at 7:07 p.m.  
12

13 Mr. Mitch Davis (400 West 100 South) said that he supports the approval of Ordinance 2021-  
14 08 which will allow a curbside glass recycling business to operate in Bountiful. He has been  
15 hauling his glass to Kaysville and said that he wishes there were even more services here, but  
16 glass is a good place to start.  
17

18 Ms. Cecily Busby (1202 E Center Street) said that she also supports the approval of  
19 Ordinance 2021-08. She usually takes her glass recycling into Salt Lake County. She has been  
20 a proponent of recycling since her grade school days. She commented that the fee of \$8 for  
21 the recycling bin seems high.  
22

23  
24 Ms. Claudia Lindeburg (2057 Penman Lane) asked why the City is allowing apartment  
25 buildings to be built that do not have an adequate amount of parking spaces. She mentioned  
26 200 West specifically, stating that there were at least 20 cars parked along the sides of the  
27 road. She also spoke about the new Brighton Homes development which is only providing  
28 enough parking for their own units with no visitor parking available. She feels that street  
29 parking has become out of control.  
30

31 Mr. Mark Bryant (690 East 2000 South) asked the Council what the City intends to do about  
32 the proposal from President Biden to begin a door-to-door campaign urging people to be  
33 vaccinated.  
34

35 Mr. Jonathan Branham (Morgan, UT) said he would like to see a skate park erected in  
36 Bountiful that ideally has a bowl, a quarter pipe, and a ramp. He said that people often get  
37 mad at skateboarders for skating around town, but they get bored at their houses.  
38

39 The public comment section was closed at 7:12 p.m.  
40

41 **CONSIDER APPROVAL OF MINUTES OF PREVIOUS MEETINGS HELD ON JUNE 8 &**  
42 **22, 2021**

43 Councilwoman Bradshaw made a motion to approve the minutes from June 8 & 22, 2021 and  
44 Councilwoman Bahr seconded the motion. The motion passed with Councilmembers Bahr,  
45 Bradshaw, Harris, Higginson and Simonsen voting “aye”.  
46

1 **COUNCIL REPORTS**

2 Councilman Higginson reported that the committee reviewing fiber providers met for several  
3 hours over the past two days and interviewed four potential providers. He said the City will have  
4 good support regardless of which direction they choose to go and that Mr. Alan West will be bringing  
5 more information to the Council about it soon.

6 Councilman Higginson also voiced his concern about how the fire district budget committee  
7 is allowing the fire district to request a property tax increase to pay for items other than what has  
8 historically been deemed eligible in their budget. Mr. Hill asked if the Council was comfortable with  
9 him sharing this concern with the committee on their behalf. They all agreed it would be an important  
10 thing to do.

11 Lastly, Councilman Higginson stated that he does not feel good about supporting such a large  
12 bond for the Recreation District. He feels very strongly that one of our neighboring cities needs to  
13 “step up” and donate land for the district’s expansion site. He reminded everyone that Bountiful  
14 donated land without any compensation for the construction of the recreation center several years  
15 ago. Now the City is being asked for more land and our residents will be taxed to pay for land in  
16 another city.

17 Councilwoman Bahr did not have a report.

18 Councilman Simonsen reported that the Veterans Park now has 9,000 names on the honor  
19 wall with 1,900 names having been submitted since Memorial Day. He gave some time to Richard  
20 Watson to report on the Summer Concert series.

21 Mr. Watson said that they have held two successful concerts so far and that over \$1,000 was  
22 collected at the last concert for the Bountiful Food Pantry. He invited Mr. Brett Hart and Mr. Troy  
23 Jolley (members of Vision Band) to join him, and they suggested the City construct a paved path to  
24 the side of the stage at Bountiful Park, which would cause less damage to the grass and make loading  
25 and unloading equipment a lot easier for performers.

26 Councilwoman Harris reported that the Historic Commission will be doing tours of the  
27 history museum on July 24 this year. She also reminded everyone about the annual business  
28 symposium which will take place on September 22.

29 Councilwoman Bradshaw reported that there have been reports of West Nile Virus this year  
30 and reminded everyone that they can request a spray from the Mosquito Abatement agency through  
31 their website. She also mentioned that they are currently hiring. She explained that the trails event  
32 that she has been planning has been moved to August 27. She then asked Mr. Lloyd Cheney if any  
33 public outreach events for Washington Park have been scheduled yet. Mr. Cheney replied that  
34 nothing has been scheduled yet, but that they would be very soon.

35  
36 **BCYC REPORT**

37 Mr. Zach Gardner reported that the BCYC was able to combine with the North Salt Lake  
38 Youth Council to hear from Justice Paige Petersen, a Utah Supreme Court Justice. The turnout was  
39 good, and it was a really good meeting.

40  
41 **CONSIDER APPROVAL OF:**

42 **A. EXPENDITURES GREATER THAN \$1,000 PAID JUNE 14 & 21, 2021**

43 **B. MAY 2021 FINANCIAL REPORT**

44 Councilwoman Harris made a motion to approve the expenditures and the financial report and  
45 Councilman Higginson seconded the motion. The motion passed with Councilmembers Bahr,  
46 Bradshaw, Harris, Higginson and Simonsen voting “aye”.

1  
2 **CONSIDER APPROVAL OF THE PURCHASE OF TWO INTERNATIONAL 10-WHEEL**  
3 **DUMP TRUCK CHASSIS FROM RUSH TRUCK CENTER AND THE PLOW, BODY AND**  
4 **HYDRAULICS PACKAGES FROM SEMI-SERVICE IN THE TOTAL AMOUNT OF**  
5 **\$476,105 – MR. CHARLES BENSON**

6 Mr. Charles Benson explained that these trucks will be used year-round as snowplows and for  
7 street maintenance. They looked at state bids and at other comparable bids in order to secure the best  
8 price. He commended Mr. Jared Edge (City Fleet Manager) for working diligently on grants and  
9 reported that the City qualifies to get \$119,000 back on this purchase.

10 Councilwoman Bahr made a motion to approve the purchase and Councilwoman Bradshaw  
11 seconded the motion. The motion passed with Councilmembers Bahr, Bradshaw, Harris, Higginson  
12 and Simonsen voting “aye”.

13  
14 **CONSIDER APPROVAL OF THE PURCHASE OF A FUEL/SERVICE TRUCK UPFIT**  
15 **FROM SM2 EQUIPMENT IN THE TOTAL AMOUNT OF \$59,780 – MR. CHARLES**  
16 **BENSON**

17 Mr. Benson explained that the Streets Department is due to replace their 1999 Dodge pickup  
18 truck which they use to haul fuel to equipment. They would like to transfer a vehicle that was  
19 recently replaced at the landfill and purchase a lube skid for it. This is a specialized piece of  
20 equipment which will allow them to do lube repairs and maintenance servicing out in the field.

21 Councilman Simonsen made a motion to approve the purchase of the fuel/service equipment  
22 and Councilman Higginson seconded the motion. The motion passed with Councilmembers Bahr,  
23 Bradshaw, Harris, Higginson and Simonsen voting “aye”.

24  
25 **CONSIDER APPROVAL OF THE PURCHASE OF A PETERBILT REFUSE CHASSIS**  
26 **FROM PETERBILT OF UTAH AND A LABRIE REFUSE BODY FROM SIGNATURE**  
27 **EQUIPMENT FOR THE SANITATION DEPARTMENT IN THE TOTAL AMOUNT OF**  
28 **\$266,988 – MR. CHARLES BENSON**

29 Mr. Benson explained that with how much use the City’s garbage trucks get, and they need to  
30 be replaced about every six years. He explained that Signature Equipment had the best price for the  
31 service body and that the City will also get a rebate of around \$73,000 for the purchase of the chassis.

32 Councilwoman Harris made a motion to approve the purchase and Councilman Higginson  
33 seconded the motion. The motion passed with Councilmembers Bahr, Bradshaw, Harris, Higginson  
34 and Simonsen voting “aye”.

35  
36 **CONSIDER APPROVAL OF THE PURCHASE OF A 2022 FORD ¾-TON CREW CAB**  
37 **PICKUP FROM YOUNG FORD FOR THE STORM WATER DEPARTMENT IN THE**  
38 **AMOUNT OF \$32,123 – MR. CHARLES BENSON**

39 Mr. Benson explained that this item is a pickup truck for the Storm Water Department to be  
40 used by the Assistant Director. They took the State bid on this item.

41 Councilwoman Bahr made a motion to approve the purchase and Councilwoman Bradshaw  
42 seconded the motion. The motion passed with Councilmembers Bahr, Bradshaw, Harris, Higginson  
43 and Simonsen voting “aye”.

44  
45 **CONSIDER APPROVAL OF THE PURCHASE OF A GLOBAL M4 MECHANICAL**  
46 **SWEeper FOR THE STORM WATER DEPARTMENT FROM DAWSON**

1 **INFRASTRUCTURE SOLUTIONS IN THE AMOUNT OF \$311,027 – MR. CHARLES**  
2 **BENSON**

3 Mr. Benson explained that it takes a variety of equipment to keep City streets as clean as  
4 possible. This sweeper is a purpose-built chassis and equipment all in one. They found it to be very  
5 superior to the other models they looked at; it has a third-arm option that can reach farther into the  
6 gutters, which they want to add on. The City currently has three sweepers and this will be the fourth.

7 Councilwoman Bradshaw made a motion to approve the purchase and Councilwoman Harris  
8 seconded the motion. The motion passed with Councilmembers Bahr, Bradshaw, Harris, Higginson  
9 and Simonsen voting “aye”.

10  
11 **CONSIDER APPROVAL OF THE PURCHASE OF A TEREX TA-400 HAUL TRUCK FOR**  
12 **THE LANDFILL FROM RASMUSSEN EQUIPMENT WITH THE ADDITIONAL**  
13 **WARRANTY COVERAGE IN THE TOTAL AMOUNT OF \$478,035 – MR. CHARLES**  
14 **BENSON**

15 Mr. Benson explained that this truck will be used at the landfill as a sister truck to the large-  
16 haul truck that was purchased last year. Of the three brands they looked at, the Terex is significantly  
17 less expensive and is still excellent quality. This purchase will replace two 10-wheel trucks, which  
18 will be taken to the salvage yard. They also wish to purchase the 10-year warranty.

19 Councilman Higginson made a motion to approve the purchase and Councilwoman Bahr  
20 seconded the motion. The motion passed with Councilmembers Bahr, Bradshaw, Harris, Higginson  
21 and Simonsen voting “aye”.

22  
23 **CONSIDER APPROVAL OF THE PURCHASE OF A HITACHI ZW-370 LARGE WHEEL**  
24 **LOADER FROM RASMUSSEN EQUIPMENT IN THE AMOUNT OF \$386,334 – MR.**  
25 **CHARLES BENSON**

26 Mr. Benson explained that they need to replace the 2006 John Deere loader with one that has  
27 a higher lift and a large scoop to work in conjunction with these new large-haul trucks. He said that  
28 Rasmussen came through with everything needed at a good price. The old equipment will be sold at  
29 auction.

30 Councilman Higginson made a motion to approve the purchase and Councilwoman Bradshaw  
31 seconded the motion. The motion passed with Councilmembers Bahr, Bradshaw, Harris, Higginson  
32 and Simonsen voting “aye”.

33  
34 **CONSIDER APPROVAL OF THE REQUEST FROM THE BOUNTIFUL MAIN STREET**  
35 **MERCHANTS ASSOCIATION TO HOLD A YEARLY SIDEWALK SALE – MR.**  
36 **FRANCISCO ASTORGA**

37 Mr. Francisco Astorga explained that Ms. Leeann Jorgensen, on behalf of the Main Street  
38 Merchants Association, has asked permission to hold an annual sidewalk sale the last week of July.  
39 The sale will be located on Main Street between 400 North and 500 South. It was recently learned  
40 that sidewalk sales must be approved by the City Council according to a clause in the Land Use  
41 Code.

42 Councilwoman Harris made a motion to approve the Main Street Merchants annual sidewalk  
43 sale and Councilman Simonsen seconded the motion. The motion passed with Councilmembers Bahr,  
44 Bradshaw, Harris, Higginson and Simonsen voting “aye”.

1 **CONSIDER APPROVAL OF ORDINANCE 2021-08 WHICH ALLOWS PRIVATE GLASS**  
2 **RECYCLING AND DELEGATES THE RESPONSIBILITY OF REVIEWING AND**  
3 **APPROVING “SIDEWALK SALES” REQUESTS TO CITY STAFF – MR. FRANCISCO**  
4 **ASTORGA**

5 Mr. Astorga explained that this Ordinance is regarding both glass recycling and sidewalk  
6 sales.

7 The City was approached by a glass recycling business that would like to provide a curbside  
8 service in Bountiful. Mr. Astorga said there was challenging language in the Code to overcome  
9 regarding use of the City’s “Right of Way” before they could allow this new business to begin  
10 operations. His department has drafted an ordinance to help fix the problem. The final action to take  
11 is to amend our contract with Ace Recycling, which states that they have full rights to recycling in the  
12 City. Ace has already indicated that they are fine with this other business coming in, and he believes  
13 it will take about two weeks to make the amendment. They will bring the change to the next Council  
14 meeting on July 27.

15 Mr. Astorga added that this Ordinance will also delegate the approval of future sidewalk sales  
16 requests to Planning staff.

17 Councilman Higginson asked if they planned to amend the code regarding food truck  
18 businesses. Mr. Astorga answered that it was something they could talk about and get the Council’s  
19 direction on. Since food trucks are not mentioned in the code, the City has been lenient about them in  
20 the past. Councilwoman Bradshaw requested that topic be brought to a work session in the future.

21 Councilwoman Bradshaw made a motion to approve Ordinance 2021-08 and Councilman  
22 Higginson seconded the motion. The motion passed with Councilmembers Bahr, Bradshaw, Harris,  
23 Higginson and Simonsen voting “aye”.

24  
25 **CONSIDER APPROVAL OF THE BID FROM BLACK AND MCDONALD IN THE**  
26 **AMOUNT OF \$23,815 FOR ADDITIONAL DIRECTIONAL BORING WORK IN THE**  
27 **TOTAL AMOUNT OF \$365,866 – MR. ALLEN JOHNSON**

28 Mr. Allen Johnson explained that they have discovered 2 more items they want to add to the  
29 workload for Black and McDonald. They won the bid for our streetlight and other utility work in the  
30 spring, but now we have a conduit on 500 South and a neighborhood with burned up streetlights that  
31 we want to add to their contract.

32 Councilman Higginson made a motion to approve the expanded services from Black and  
33 McDonald and Councilwoman Bahr seconded the motion. The motion passed with Councilmembers  
34 Bahr, Bradshaw, Harris, Higginson and Simonsen voting “aye”.

35  
36 **CONSIDER APPROVAL OF THE PURCHASE OF 20 GE/PROLEC TRANSFORMERS**  
37 **FROM ANIXTER POWER SOLUTIONS IN THE AMOUNT OF \$37,730 AND 30 PAD**  
38 **TRANSFORMERS FROM IRBY IN THE AMOUNT OF \$62,850 – MR. ALLEN JOHNSON**

39 Mr. Johnson explained that in an effort to keep their inventory at a satisfactory level, they  
40 want to purchase some transformers. Parts have been harder and harder to come by lately and they do  
41 not want to find themselves with low inventory. They went out to bid for 30 pad transformers and 20  
42 pole transformers. For the pole transformers, they are asking to use the next to lowest bid from  
43 Anixter, since the lowest bid has a wait time of 24-26 weeks. For the pad transformers, they have  
44 decided to purchase a slightly different transformer than they normally do, but Irby has them in stock  
45 and they are \$1,000 less each.

1 Councilman Simonsen made a motion to approve the purchases and Councilman Higginson  
2 seconded the motion. The motion passed with Councilmembers Bahr, Bradshaw, Harris, Higginson  
3 and Simonsen voting “aye”.

4  
5 **ADJOURN**

6 Councilwoman Harris made a motion to adjourn the meeting and Councilman Higginson  
7 seconded the motion. The motion passed with Councilmembers Bahr, Bradshaw, Harris, Higginson  
8 and Simonsen voting “aye”.

9  
10 The regular session was adjourned at 8:07 p.m.  
11

  
\_\_\_\_\_  
Mayor

  
\_\_\_\_\_  
City Recorder