Mayor
James Behunin

City Council
James Bruhn
Debbie McKean
Kenneth Romney
Cheryl Searle
Valerie Shaw

# West Bountiful City

550 North 800 West
West Bountiful, Utah 84087

Phone (801) 292-4486
FAX (801) 292-6355

City Administrator
Craig Howe

City Recorder
Beverly Haslam

Chief of Police
Randy W. Lloyd

## CITY COUNCIL AGENDA

NOTICE IS HERBY GIVEN THAT WEST BOUNTIFUL CITY WILL HOLD THE REGULARLY SCHEDULED CITY COUNCIL MEETING ON TUESDAY JANUARY 20, 2009 AT 7:30 P.M. – 550 NORTH 800 WEST, WEST BOUNTIFUL, UTAH.

AGENDA AS FOLLOWS

Invocation/Thought (Limit 2 minutes please)

Pledge of Allegiance – James Bruhn

1. Accept Agenda
2. Public Comment (Two minutes per person) or if a spokesperson who has been asked by a group to summarize their comments, five minutes will be allowed).
3. Davis County Dispatch – Reverse 911 calls.
4. Dr. Ray Ward/Physicians for a clean environment. Opposition to Co-Gen Plant
5. Consider approval of Park Strip Tree Planting- Chapter 12.20 of Municipal Code.
6. Appointment to Scenic Byway Committee.
7. Appointment to RDA TECH Committee
8. Approval of Planning Commission Bylaws.
9. Discussion regarding City Staff organization and authorized positions.
10. Notice of approval for exchange of Title – Eggett Acres Lot 4
11. Planning Commission Report
12. Police Report
13. Administrative Report – Information on Water Bond issue.
14. Mayor/Council Reports.
15. Approval of minutes of previous meeting.
16. Adjournment.

According to the American's with Disabilities Act, individuals needing special accommodations (including auxiliary communicative aids and services) during the meeting should contact Beverly Haslam (City Recorder) – 292-4486.

Any resident or property owner in West Bountiful City may request to offer a prayer or thought at the City Council meetings. Please notify Beverly Haslam, City Recorder of West Bountiful City of this desire, twenty four (24) hours before the meeting .

**I certify that this agenda has been posted, delivered to the City Council and sent to Clipper Publishing Company on 1/16/09

Any resident or property owner in West Bountiful City may request to offer a prayer or thought at the City Council meetings. Please notify Beverly Haslam, City Recorder of West Bountiful City of this desire, twenty four (24) hours before the meeting .

City Council Minutes
January 20, 2009
West Bountiful City
550 North 800 West

| | |
|---|---|
| Members Present: | Mayor, James Behunin, Debbie McKean, Cheryl Searle, Valerie Shaw, James, Bruhn, Ken Romney. |
| Staff Present: | Craig Howe (City Administrator), Mike Eggett, (Planning & Ordinance Officer), Beverly Haslam (City Recorder), Chief Randy Lloyd. |
| Visitors Present: | Ed Richardson, Ann Richardson, David Richardson, Dr, Ray Ward, George Miller, Paul Keene, Zac Seljaas, Austin Bartschi, Patricia Sanders, Thon Tiltos, Jan & Denzil Grimshaw, Sally & Sarah Staetevant, Julie Checketts, Jun and Unda Grover, Sydnee Willis, Elizabeth Merrell, Jason Merservy Michelle Francis, Sharon Stanger, Julie Jensen, Wendy Green, Adam Jensen, Jess & Anita Strickland, Janet Anderson, Brent Anderson, Kelly Enquist, Kevin Walton Susan Brown, Alan Malan, Donna McCormick, Chris Jensen, Brain Moench, Beverly Ward, Lucy Ward, Holly Hurst, Nathan Long, Carol Francis Bill Francis, Catherine Ank, Lois Long, Arlann Long, Tom Barber, Josh Smith, Alan White, Bob Yeates, Leslie Gertsch, D. Gertsch, Keith Curtis, Steven Thiriot, Doug Roberts, Austin Lindsey, Channel 4 News Team. |
| Invocation | Offered by Cheryl Searle |
| Pledge of Allegiance | James Bruhn |
| Called to Order | Mayor James Behunin called the January 20, 2009 meeting to order at 7:30 p.m. |
| Accept Agenda | The agenda for this meeting was reviewed. Debbie McKean moved to accept the agenda with removing item 9 (City Staff organization and authorized positions) and moving item 3 (Davis County Dispatch report) down on agenda. Cheryl Searle seconded the motion and voting was unanimous in favor.<br><br>Mayor Behunin explained that item 3 on the agenda was a report from Davis County Dispatch on the reverse 911 calls erroneously made to Olsen Farm Subdivision for evacuation due to the refinery fire in Woods Cross. |
| Public Comment | Mayor Behunin invited those present wishing to speak on the Co-Gen issue to speak after the Physicians for Clean Environment presentation. |
| Physicians for Clean Environment | Dr. Scott Hurst, Dr. Ray Ward, and Dr. Brian Moench presented information to the council about the air quality not only in West Bountiful but along the Wasatch front. It is the opinion of these Doctors that with the proposed Co- Generation plant the pollution in this area will |

rease by 40%. Dr. Scott Hurst stated that Salt Lake, Provo and Logan consistently in the top ten for bad air quality. Dr. Hurst also stated air pollution shortens the life of each of us by 2 years. Chemicals n these plants such as Benzene, Formaldehyde, Naphthalene, Arsenic, d, Mercury, Chromium, Nick, Cobalt, Zinc, etc. do irreparable nage to children.

yor Behunin asked to what extent does the pollution stay local and at percent is disbursed. Dr. Ray Ward answered stating the closer are to the plant the more pollutants you will experience. Council mber McKean stated we have very little information about the posed co-gen plant and to date nothing has been presented to the City approval.

as noted that closest air monitoring device is at Viewmont High ool.

yor Behunin expressed his concern about the problems we are sently having with Trinity Steel on the north end of the City. He also ed he would like to see a testing mechanism here in West Bountiful. Scott Hurst concluded by stating he would like to hit this hard before plant ever is approved and built. Mayor Behunin reiterated the fact we do not have information on the company proposing this plant or principals.

Public Comment

is Jensen – Stated we have just finished Legacy Highway and have ited citizens to bike and hike the trails of Legacy, but then expect n to breath polluted air. Steven Leary - Expressed his concern about noise level from turbo engines, trains or trucks that might be ivering products to the plant. Ann Richards – Related an experience had over the week with dirty polluted air. Janet Anderson – Also ed her concern about the added noise and pollution. Ms. Anderson nked the mayor and council for allowing the citizens to speak to this e. Julie Sanchez agrees that we should have a monitoring device hin the city. Ms. Sanchez also feels the citizens have not been rmed about the proposed plant. Donna McCormick – Works with a lition dealing with children's health, she has MS disease and feels ngly that the air pollution adds to severity of her condition. Doug erts – Lives in Bountiful and wants to make people aware of what pollutants in the air do to birds, chickens and ducks in the area. He ed the toxins come out of the smoke stacks and blow toward the untains. He feels the toxins could very well end up in the food we

ncil member Valerie Shaw thanked everyone for coming out to this eting and stated we realize this is not just a West Bountiful problem the council will seriously consider how it affects our surrounding ghbors as well as our residents. She also stated that there is nothing at time to take formal action due to the fact that nothing has been sented to the council.

Motion on the floor

bbie McKean moved to take a short break and then resume the iness at hand at 8:45. Cheryl Searle seconded the motion , vote was nimously in favor.

8:45 Reassemble

Tree Planting – Park St

e Eggett presented an official tree planting list. This list included for roval of the council: Residential Zone – 1. Park Strip Approved nting . 2. All Zone – Banned tree plantings in any park strip. 3. tion 12.20.040 City Arborist from the Municipal Code. 4. Section 28.040 Landscape plan materials. (See attached documents).

Valerie Shaw moved to approve the Tree Planting List as presented. Debbie McKean seconded the motion and voting was unanimous in favor.

**Scenic Byway Committee**

Craig Howe (City Administrator) informed the council members of West Bountiful City's attempt to seek federal funds as a means to fund the projects related to the management of the Scenic Byway and in order to do so we need to appoint a member to this committee as determined by the By-Laws of the Great Salt Lake Legacy Parkway Scenic Byway. Mr. Howe suggested Mike Eggett be appointed to this position.

Debbie McKean moved to adopt Resolution 243-09 appointing Mike Eggett to the Scenic Byway Committee. Cheryl Searle seconded the motion passed unanimously.

**Appointment to The Taxing Entity Committee**

In order to fulfill the requirements of the Utah Code Annotated §17C-1-402, representatives will be appointed to a Taxing Entity Committee for all future urban renewal and economic development project areas within the boundaries of West Bountiful Redevelopment Agency.

Debbie McKean moved to adopt Resolution 245-09 appointing Craig Howe and James Behunin to the Taxing Entity Committee. Cheryl Searle seconded the motion and all voted in favor.

**Tabled Item**

Item #9 on the agenda - Discussion regarding city staff organization and authorized positions was tabled until the next council meeting.

**Planning Commission Bylaws**

Mike Eggett explained to the council that the Planning Commission had reviewed the Bylaws in their first meeting in December and changed paragraph 5 to read a five (5) member commission, with the chairman being a voting member. The chairman will be appointed by the Mayor of West Bountiful City and ratified by the City Council.

Debbie McKean moved to approve the Planning Commission By-laws. James Bruhn seconded the motion and voting was unanimous in favor.

**Lot 4 Eggett Acres Property Division**

Craig Howe referred to the memo under tab 9 which explains the division of Lot 4 Eggett Acres from one parcel into six parcels without proceeding through the city subdivision process. Even though Lot 4 was never formally subdivided, these six parcels were recorded by the Davis County Recorder's office with new tax id numbers for each lot. As a direct result of this, many land issues and concerns have arisen with these 4 parcels of land. The council members were presented a resolution to authorize the approval for exchange of title to the four lots affected by the land division.

After a discussion on the easements and the possible change to existing easement, Ken Romney moved to accept Resolution 244-09 Authorizing Notice of Approval of Exchange of Title for Lot 4 Eggett Acres. James Bruhn seconded the motion . All five votes were in the affirmative.

**Planning Commission Report**

James Ahlstrom (Planning Commission Chairman) reported the commission will be working very hard and conducting work sessions on a design for the west side of the city as it relates to L-I zone and the A-1 Zone. Mayor Behunin asked for a calendar of scheduled work sessions and also suggested we confer with Woods Cross on this issue. Denis Hopkinson (Planning Commission member) led a discussion about the non-conforming property owners and suggested that the Mayor, Craig Howe and he meet with property owners in that area to see what vision

they have and to see that the property owners have input on developing that area. James Bruhn would like to look at all aspects of the development including those businesses that would create a tax base for the city.

It was noted that Brain Hall from the Utah League of Cities and Towns will be conducting a training session which could possibly be held here in our building at the end of February

Police Report

Chief Randy Lloyd reported that the case lot in general is increasing with five DUI arrests in December and forty other criminal arrests. Detectives have been hard at work recovering $50,000 to $60,000 of stolen property. Investigation continues on drug arrests. Chief Lloyd suggested the council review the2008 report. The Chief stated he feels this report will give guidelines as to where the police deptartment will go in the future.

Administrative Report

Craig Howe reported on the Golf Course Bonus Program and stated Mike Bicker would like to forgo the bonus program in order to hire a second pro assistant as a full time position.
Budget revenues are now at 47.92% for the 6 months of the budget year (we are at 50% of budget year) additional property tax is expected in January. Mr. Howe stated we have paid a substantial amount of engineering fees that are not reflected in this budget report . These fees were paid in January. The finalizing of the Water Bond will be on the agenda for Feb. 3, 2009 and the signing of the Bond will be on Feb. 9 2009.
Mr. Howe continued his report and informed the council that Jayson Burningham is pursuing federal funds to help with water projects and other infrastructure.
It was reported that Paul Bergantz (Golf Superintendant ) submitted an outline of winter projects being performed at the golf course. There are four full time employees on staff during the winter months.

Mayor's Report

Mayor Behiunin's reported included a request for a up-coming budget calendar with a proposed work session between Feb. 17 and 22nd. He asked for two council members to look at each of the following budgets: Court, Legal, Engineering . Ken Romney and James Bruhn will work on the Engineering. Ken Romney and Debbie McKean will work on Court and Cheryl Searle, Val Shaw will work on Legal. The Mayor would like to know if the current providers are meeting the city's needs and what it is costing the city for each of these services.

Mayor Behunin , Craig Howe and Denis Hopkinson will interview with law firms on January 21,2009 at 7:00 a.m. in order to choose an attorney with the expertise to help strengthen our ability to deal with the various corporations that are proposing to come into the city.

Council Reports

Ken Romney reported Golf Course there will be a Golf Board meeting Wednesday night. The Board needs to decide what they will do with the pro-shop for next year. Golf Course Café' will be up for lease for the next season. Mr. Romney expressed his concern that Holly Refinery does not know or has not shared with us what is going on with their property. He expressed his concern that we have to hire and pay an attorney to sort this out.

Valerie Shaw stated we should look into our Noise Ordinance to see if it covers the needs of our city. Jayson Meservey will join the Trails Committee at the next meeting.

Debbie McKean reported that the Newsletter was mailed out today . She informed the police and crossing guards of the early out schedule. Council member McKean expressed her concern that we are possibly giving out too much information and commitment on the Co-Gen plant when we don't have the information we need. She stated we need to be careful about the statements we are making.

James Bruhn informed the council members that the side yard and set back ordinances have been reviewed and approved by the planning commission and they will be coming to the council for approval. Mr. Bruhn reported on the pull down screen he is working on for the council chambers. He stated the screen cannot be mounted where he first thought and he will have to address other possibilities.

Cheryl Searle –Congratulated Terry Olsen on being Citizen of the year and for the work he is done in emergency preparedness for our city. The Historical Committee is busy taking pictures and gearing up for a special presentation.

Minutes

There were no minutes available for approval.

Adjournment

Debbie McKean moved to adjourn the January 20, 2009 City Council meeting. Ken Romney seconded the motion and voting was unanimous in favor.

Meeting adjourned at 9:55 p.m

Mayor James Behunin

Beverly Haslam
City Recorder/Secretary