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2 Minutes of the meeting of the City Council of West Bountiful City held on Tuesday,  
3 December 7, 2010 at West Bountiful City Hall, Davis County, Utah  
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6 Those in Attendance

7 MEMBERS PRESENT: Mayor Kenneth Romney, Dave Tovey,  
8 James Bruhn, Valerie Shaw, Mark Preece. John Baza was excused.  
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10 STAFF PRESENT: Craig Howe (City Manager), Heidi  
11 Voordeckers (City Recorder), Ben White (City Engineer), Steve  
12 Doxey (City Attorney), Chief Randy Lloyd, Nathalie Ellingson  
13 (secretary).  
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15 VISITORS: Brandon McKean, Kelly Enquist, Alan Malan, Robert  
16 Cox, Carolyn Cox, Laura Cherchenko, Wendy Green.  
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19 Called to Order:

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21 Mayor Kenneth Romney called this meeting to order at 7:39 pm.  
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23 Invocation/Thought: Dave Tovey  
24

25 Pledge of Allegiance led by Valerie Shaw.  
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29 1.  
30 Accept Agenda

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32 MOTION: Dave Tovey moved to accept the Agenda as written.  
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34 SECOND: James Bruhn seconded the Motion.  
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36 PASSED: Voting was as follows:

37 Mark Preece – Aye  
38 Valerie Shaw – Aye  
39 James Bruhn – Aye  
40 Dave Tovey – Aye  
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44 2.  
45 Public Comment

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47 No comments  
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50 3.  
51 Employee of the Month –  
52 Craig Howe  
53

54 Mayor Romney – Craig Howe, the City Manager, has worked for  
55 the city a little over two years, and has done a great job with  
56 implementing improvements, both financially and with service to  
57 the citizens of West Bountiful. Craig is humble, and does not keep  
58 track of his hours. After a recent snow storm, Mayor Romney saw  
59 Craig shoveling snow off the overpass on 400 North.  
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4. Consider Approval of Agreement for City Prosecutor

Valerie Shaw, Steve Doxey, and Craig Howe interviewed the applicants. They considered applicants who would be best for the city economically and in services performed. They have decided to have two attorneys share the position; Matt Johnson and Jason Nelson. They both have offices in the same building, which will cut down travel time for them, and they have both prosecuted for other cities. Both attorneys have the required training and certification for the position, which saves the city in professional fees. They have agreed to a fixed fee arrangement (a certain amount per month).

Steve Doxey suggested redoing the signature line on the Professional Services Agreement to require Mayor Romney's signature rather than Craig Howe's.

MOTION: Valerie Shaw moved to approve the Professional Services Agreement for Prosecutor with change in signature line.

SECOND: Mark Preece seconded the Motion.

PASSED: Voting was as follows:

- Mark Preece – Aye
- Valerie Shaw – Aye
- James Bruhn – Aye
- Dave Tovey – Aye

5. Consider Approval of Resolution 270-10, a Resolution Establishing Fees and Procedures for the Use of the City Boweries.

Heidi Voordeckers – the fees listed in the Resolution are similar to those that were brought before the council November 16<sup>th</sup>. The final fees were established after receiving input from the Parks and Trails Committee, and after considering the amount of work that would be required by the Public Works and Parks crews to prepare the boweries. They did away with the tiered rates and will just add an additional \$100 for parties of more than 300 people. They raised the rate for the main bowery, kept the initial rate for the bowery behind City Hall, and established rates for the other small boweries, which have not been rented before. The two boweries closest to the main bowery will not be reservable. A Waiver and Release document has been created wherein a party will agree to an extra \$75.00 fee if they leave a mess.

Renting will begin the second week of January, so the staff is anxious to get the resolution done.

MOTION: James Bruhn moved to approve Resolution 270-10.

SECOND: Mark Preece seconded the Motion.

1 PASSED: Voting by roll call was as follows:

2 Mark Preece – Aye

3 Valerie Shaw – Aye

4 James Bruhn – Aye

5 Dave Tovey – Aye

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7 6.

8 Consider Approval of

9 Resolution 271-10, a Resolution

10 Indicating the Intent to Annex

11 Certain Real Property Located at

12 1288 West 1200 North.

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14 Heidi Voordeckers – The Mr. Robert Cox Family Trust has  
15 petitioned for a certification showing the City's intent to annex Mr.  
16 Cox's property if the city and the county agree. The property is in  
17 the A1 zone. A public notice will be published for three weeks and  
18 a public hearing will be held. This Resolution is the first step in  
19 the process.

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21 Robert Cox – Advantages of annexation would be that his water  
22 bill would be reduced by 25%, he would be able to vote within the  
23 city, and his taxes will pay for services he receives. His property is  
24 the last on his street to remain in Davis County. He has been  
25 pleased with West Bountiful services, and he has been treated well  
26 by golf course employees.

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28 MOTION: Dave Tovey moved to approve Resolution 271-10.

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30 SECOND: Valerie Shaw seconded the Motion.

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32 PASSED: Voting by roll call was as follows:

33 Mark Preece – Aye

34 Valerie Shaw – Aye

35 James Bruhn – Aye

36 Dave Tovey – Aye

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41 7.

42 Consider Approval of

43 Resolution 272-10, a Resolution

44 Establishing an Equipment Lease

45 for Police Vehicles for

46 West Bountiful City Police Department.

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48 Heidi Voordeckers – The current lease on three police vehicles has  
49 a \$13,000 per vehicle buyout. The staff has decided it is in the best  
50 interest of the city to turn the vehicles in and re-lease three new  
51 vehicles for three years, which would be less than the old lease.  
52 Then they would begin a lease rotation schedule for the older  
53 vehicles. This will be discussed in budget work sessions. When  
54 the city has purchased vehicles, the vehicles have been in use after  
55 the warranties have run out, resulting in repairs that become more  
56 costly the older the vehicles get.

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58 Steve Doxey reviewed the Resolution and suggested some  
59 changes, which were noted on copies distributed to council.

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61 MOTION: Valerie Shaw moved to approve Resolution 272-10  
62 with changes noted.

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SECOND: Mark Preece seconded the Motion.

PASSED: Voting by roll call was as follows:

Mark Preece – Aye  
Valerie Shaw – Aye  
James Bruhn – Aye  
Dave Tovey – Aye

8.  
Consider Changes and Additions  
To Ordinance 10-12-090 and  
10-12-095, Overnight Parking.

The changes provide that overnight parking will be allowed during holidays. This was an administrative policy last year, and is now being included in the Ordinance. Copies distributed to council showed the change in red and then some additional changes suggested by Steve Doxey were displayed on the screen. Chief Lloyd was asked about typical enforcement of the Ordinance and he said they usually give out warnings the first two weeks. They will respond to calls from Public Works on snowy days.

MOTION: Dave Tovey moved to approve changes and additions to Ordinance 10-12-090 and 10-12-095, with changes suggested by Steve Doxey.

SECOND: James Bruhn seconded the Motion.

PASSED: Voting by roll call was as follows:

Mark Preece – Aye  
Valerie Shaw – Aye  
James Bruhn – Aye  
Dave Tovey – Aye

9.  
Engineers Report

Ben White – some points that were highlighted in Ben’s memo to council were as follows:

- The next phase of the 400 North water line will begin in January. The project will extend from 800 West on 400 North up to 550 West. A section on the east side of I-15 is under construction. There will be valves on each side of the freeway.
- Government funds will not be used for new street lights, which have been determined would be impractical. Instead they will install a solar energy unit at City Hall.
- Regarding water rights and the new well, Ben has cleared up all deed issues. He may come to council in January or February regarding a purchase that was begun 15 years ago, and was never completed. Centerville has to come up with documentation showing their use for the State.
- Mayor Romney asked if the elementary school should be notified regarding the water line. Ben said work in front of the school would not be done until school was out this spring, and it will be finished before school starts in August.

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10.  
Administrative Report

Craig Howe –

- He has been approached about the sale of “growlers,” which are refillable beer containers. The state statute is being changed effective July 1<sup>st</sup>, and includes sale of growlers. As of now the city ordinance does not permit sale of growlers. Steve Doxey is going over the statute with Craig to decided the city’s options
- The county has implemented a formula to determine sales tax revenue on direct points of sale and indirect points of sale. The reports started in March 2010, when online retailers started paying small amounts of sales tax. They are working with the county in researching the impact on West Bountiful and other cities. Overall sales tax revenue is up compared to last year. Mayor Romney pointed out that as sales tax revenues go down, the city’s share gets smaller and the county’s and state’s shares get larger.

11.  
Mayor/Council Reports

Dave Tovey – talked with Chief Lloyd and they are planning a Neighborhood Watch meeting for January 13<sup>th</sup>. He will get an announcement in the newsletter and talk with local organizations. The Angel Tree is up and donated items are coming in. There are about 20 names left on the tree.

James Bruhn – Christmas on Onion Street went well. He extended thanks to Debbie McKean for cleaning everything up afterwards; the floors were very dirty.

Valerie Shaw – Nothing to report, her meeting was cancelled.

Mark Preece – The Historical Committee has okayed everything on the Bennett home. He asked that Craig get information regarding bowery fees into the newsletter. He would like council members to send emails to him or Debbie McKean on things happening in their appointed areas. He will create a block in the newsletter for each council member.

Mayor Romney – thought the Youth Council did a great job on Christmas on Onion Street. They are sorting out finances for the coming year. The city is looking at another tough year, but things are not going downhill.

12.  
Approval of Minutes  
of November 30, 2010  
City Council Meeting

Mark Preece asked for a change on page 6, line 26 regarding Bennett home.

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MOTION: Mark Preece moved to approve the Minutes of November 30, 2010 City Council Meeting, with noted change.

SECOND: Dave Tovey seconded the Motion.

PASSED: Voting was as follows:  
Mark Preece – Aye  
Valerie Shaw – Aye  
James Bruhn – Aye  
Dave Tovey – Aye

13.  
Closed Meeting, if necessary,  
for reasons allowed by State Law

Not necessary.

14.  
Possible Action Following  
Closed Meeting

Not necessary.

15.  
Adjournment

MOTION: James Bruhn moved to adjourn the meeting.

SECOND: Dave Tovey seconded the Motion.

PASSED: Voting was as follows:  
Mark Preece – Aye  
Valerie Shaw – Aye  
James Bruhn – Aye  
Dave Tovey – Aye

  
MAYOR KENNETH ROMNEY

  
HEIDI VOORDECKERS (CITY RECORDER)



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NATHALIE ELLINGSON (SECRETARY)