Minutes of the Meeting of the City Council of West Bountiful City held on Tuesday, January 3, 2012 at West Bountiful City Hall, Davis County, Utah

Those in Attendance

MEMBERS PRESENT: Mayor Kenneth Romney, James Ahlstrom, Mark Preece, James Bruhn, Dave Tovey, Debbie McKean.

STAFF PRESENT: Craig Howe (City Administrator), Heidi Voordeekers (City Recorder), Ben White (City Engineer), Steve Doxey (City Attorney), Chief Todd Hixson, Nathalie Ellingson (secretary).

VISITORS: Denis Hopkinson, Kelly Enquist, Joel Thompson, Troy Larsen, Laura Charchenko, Scott Strong, Fran Wilby, and Lori Griffith.

Called to Order:

Mayor Romney called this meeting to order at 7:36 pm.

Invocation/Thought – Mayor Romney gave an invocation.

Pledge of Allegiance was led by James Ahlstrom.

1. Accept Agenda

MOTION: Mark Preece moved to accept the Agenda.

SECOND: James Bruhn seconded the Motion.

PASSED: Voting was as follows:

James Ahlstrom – Aye
Mark Preece – Aye
James Bruhn – Aye
Dave Tovey – Aye
Debbie McKean – Aye

2. Introduction of Newly Elected and Re-elected City Council Members.

Mayor Romney – James Ahlstrom is serving a four-year term. He was formerly the Planning Commission chair. James Bruhn is serving a second four-year term. Dave Tovey is serving for two years, finishing out the four-year term of George Biada. Debbie McKean is newly elected, but serving her third term on the council.

3. Public Comment

No comments

4. Employee of the Month

Craig Howe recommended Officer Jeremy Adams as the December Employee of the Month to honor him for his years of service. He is dedicated to the interests of the city. He is good at maintaining records and reporting on assignments. He is interested in self-improvement and takes feedback well.

5. Introduction and Reports from
Craig Howe introduced John Gallagher, the Public Services Director. He has been the owner of a landscape business which he sold recently.

John Gallagher – he is looking forward to new challenges and the experience that comes with them. He is working on opening up communications with all departments and looking at ways to achieve better efficiency and effectiveness. He is developing a monthly report presentation to keep the council updated. As Public Services Director, he manages the work done for the water department, storm drain utility, streets, and the golf course and parks (oversawing the Green Space Supervisor).

Craig introduced Marcus Fenton as Green Space Supervisor. He was formerly with Eaglewood Golf Course. In his position, he will be in charge of maintaining the grass on the golf course and in the parks.

Marcus Fenton – In the next few weeks he will be looking at all the parks in the city and then the golf course in order to assess what is needed. He plans to use some of the golf course mowers for the parks, and he will organize things so that the city park can be mowed in two hours instead of several days.

6.

Consider Appointment of Planning Commission Seats.

Two seats were made available when Tori Boggess resigned and James Ahlstrom was elected to City Council. One of the applicants is now an alternate member so if he is appointed to the commission, there will be an alternate seat open. The new appointments will be for four-year terms. Mayor Romney has reviewed the applications and recommends that council approve the following:

Alan Malan as a member to serve for four years.

MOTION: Mark Preece moved to approve Alan Malan to serve as a member of the Planning Commission for four years.

SECOND: Debbie McKeand seconded the Motion

PASSED: Voting was as follows:

James Ahlstrom – Aye
Mark Preece – Aye
James Bruhn – Aye
Dave Tovey – Aye
Debbie McKeand – Aye

Mike Cottle as a member to serve for four years.

MOTION: Debbie McKeand moved to approve Mike Cottle to serve as a member of the Planning Commission for four years.

SECOND: James Ahlstrom seconded the Motion.

PASSED: Voting was as follows:

James Ahlstrom – Aye
Mark Preece – Aye
James Bruhn – Aye
Dave Tovey – Aye
Debbie McKean – Aye

Since Alan Malan held an alternate seat, Mayor Romney recommended Laura Charchenko for the alternate seat.

MOTION: James Bruhn moved to approve Laura Charchenko to serve as an alternate member of the Planning Commission.

SECOND: Mark Preece seconded the Motion.

PASSED: Voting was as follows:
- James Ahlstrom – Aye
- Mark Preece – Aye
- James Bruhn – Aye
- Dave Tovey – Aye
- Debbie McKean – Aye

Since James Ahlstrom served as Planning Commission Chair, Mayor Romney recommended Denis Hopkinson as Planning Commission Chair.

MOTION: Dave Tovey moved to approve Denis Hopkinson as Planning Commission Chair until the end of his term on the Planning Commission.

SECOND: Debbie McKean seconded the Motion.

PASSED: Voting was as follows:
- James Ahlstrom – Aye
- Mark Preece – Aye
- James Bruhn – Aye
- Dave Tovey – Aye
- Debbie McKean – Aye

7. Consider Appointment of City Recorder and City Treasurer.

Mayor Romney recommended that council approve Heidi Voordeckers as City Recorder and Mindy Tullis as City Treasurer.

MOTION: Debbie McKean moved to re-appoint Heidi Voordeckers as City Recorder, and to re-appoint Mindy Tullis is City Treasurer.

SECOND: Dave Tovey seconded the Motion.

PASSED: Voting was as follows:
- James Ahlstrom – Aye
- Mark Preece – Aye
- James Bruhn – Aye
- Dave Tovey – Aye
- Debbie McKean – Aye

8. Consider Approval of Notice of Intent to Award Contract for 400 North Well; Drilling, Construction, and Testing, to Zim Industries, Inc. in the Amount of $353,850.

Ben White – two years ago the city began the process for a new well to supplement, and eventually replace, the old well. They drilled a test well by the 400 North water tank. They obtained the water rights and can now
start drilling the new well. Zim Industries answered with a competitive bid to drill the well. They operate out of California and are experienced in doing this type of drilling. Ben was asking council to approve a notice of intent so he does not have to come to council again after all the documentation is complete. The contract will include two weeks of drilling and testing of the well when it is finished. Zim was also chosen because they could begin work immediately. The contract will run while Zim Industries is drilling and testing. The contract amount is for drilling 1200 feet. If it is necessary to go deeper, the amount will be more. Debbie McKean suggested they approve the contract for $375,000 to cover extra drilling. The money will come from the water bond.

MOTION: James Bruhn moved to approve a Notice of Intent to award the contract to Zim Industries, Inc. for drilling, construction and testing of the new well, in the amount of $375,000.

SECOND: Debbie McKean seconded the Motion.

DISCUSSION: It was suggested that approval be subject to legal review.

AMEND MOTION: James Bruhn moved to amend the motion to include legal review of the Notice of Intent.

SECOND: Debbie McKean seconded the Amended Motion.

PASSED: Voting was as follows:
- James Ahlstrom – Aye
- Mark Preece – Aye
- James Bruhn – Aye
- Dave Tovey – Aye
- Debbie McKean – Aye

In previous discussions several points had been brought up by council, and it was suggested the city council hold a work session which can include the planning commission. Mayor Romney set the work session for 7:30 pm January 31 for city council and planning commission.

Consider Approval of Resolution 289-12

A Resolution Approving an Interlocal Agreement between the Redevelopment Agency of West Bountiful City (the “Agency”) and West Bountiful City (the “City”) Which Diverts Certain Tax Increment Fund to the Agency to Fund the West Bountiful Legacy Community Development Project Area Plan, and Authorizes the City Mayor to Sign the Interlocal Agreement.

MOTION: James Bruhn moved to approve Resolution 289-12 as read.

SECOND: Mark Preece seconded the Motion.

PASSED: Voting by roll call was as follows:
- James Ahlstrom – Aye
- Mark Preece – Aye
- James Bruhn – Aye
11. Consider Approval of Resolution 290-12.

A Resolution Approving an Interlocal Agreement between the Redevelopment Agency of West Bountiful City (the “Agency”), the Redevelopment Agency of Woods Cross City (the “Woods Cross Agency”), (collectively “the Agencies”) and West Bountiful City (the “City”) Which Diverts Certain Tax Increment Fund to the Agencies to Fund the West Bountiful Legacy Community Development Project Area Plan, and Authorizes the City Mayor to Sign the Interlocal Agreement.

MOTION: James Bruhn moved to approve Resolution 289-12 as read.

SECOND: Mark Preece seconded the Motion.

PASSED: Voting by roll call was as follows:
James Ahlstrom – Aye
Mark Preece – Aye
James Bruhn – Aye
Dave Tovey – Aye
Debbie McKean – Aye

12. Consider Approval of Ordinance 339-12, an Ordinance Amending Chapters 2.40 and 2.64, Appeals, of the West Bountiful Municipal Code

Steve Doxey – the land use appeal procedure needs to be more specific and the planning commission is currently working on it. They also need to have a procedure for non-land use appeals to decisions made by Heidi Voordecker and Craig Howe. There was a discussion regarding subsection H, standards of review, and how the city can have adequate protection if a decision should go to court. It was also suggested they build in some deadlines. Steve recommended tabling this item to give time to decide what should be put in the procedures to protect the city.

MOTION: James Ahlstrom moved to table Item 12, consideration of Ordinance 339-12, to review Subsection H, possibly changing to de novo review and regarding setting time frames for submission.

SECOND: Mark Preece seconded the Motion.

PASSED: Voting was as follows:
James Ahlstrom – Aye
Mark Preece – Aye
James Bruhn – Aye
Dave Tovey – Aye
Debbie McKean – Aye

13. Discussion and Consider Approval for Alcohol Enforcement Program

Chief Hixson – the state of Utah provides funds to each law enforcement agency to use, relative to offenses contributed to by alcohol. This year he would like to create an Alcohol Enforcement Program. It would be a new
budget line item because he wants to hire up to four part time aggressive, experienced officers. These officers would be entirely funded by the grant, as well as DUI money from the state. They will only have these positions as long as the grants last. These officers would work mostly on weekends in five hour shifts and at special events. They will focus on looking for alcohol-related incidents, but a secondary benefit to the city would be increased police presence.

MOTION: Mark Preece moved to approve an Alcohol Enforcement Program as a budget line item.

SECOND: Debbie seconded the Motion.

PASSED: Voting was as follows:
James Ahlstrom – Aye
Mark Preece – Aye
James Bruhn – Aye
Dave Tovey – Aye
Debbie McKeen – Aye

MOTION: Dave Tovey moved to extend the meeting until 10:30 pm.

SECOND: Mark Preece seconded the Motion.

PASSED: Voting was as follows:
James Ahlstrom – Aye
Mark Preece – Aye
James Bruhn – Aye
Dave Tovey – Aye
Debbie McKeen – Aye

14. Engineers Report

Ben White – he is receiving bids on the third baseball field on Friday. The 400 North street design is proceeding, and council will get a final set of plans before next week. He plans to have the road work done before school starts next fall. Before the road is built, they need to rebuild the water line, and Ben would include the 1100 West water line on the contract. They will use bond money for 400 North, and he has not decided yet whether to use bond money or the water fund for 1100 West.

15. Administrative Report

Craig Howe –

- 400 North will be closed during the project. He hopes the staff can inform residents in a timely manner.
- The staff is very pleased with the new council.
- They made a successful transition from the county dispatch to Bountiful Dispatch.
- Craig wants to hold a retreat to go over budgeting plans and focus on financial and service goals. He also wants to focus this year on technology. He will provide possible dates later. Once the economy improves, he hopes the city can continue with the policies put in place during the bad times.
- The fire district’s budget is a significant issue. They are having difficulty in paying their bond because there has been a drop off of impact fees collected due to the decline in construction. Costs of capital equipment and operations are always increasing. West Bountiful’s assessment to the fire district has increased 15% two years in a row.
16. Approval of Minutes of December 20, 2011 City Council Meeting

Page 4 line 43 should be 400 North instead of 400 South.

MOTION: James Bruhn moved to approve the minutes of the December 20, 2011 city council meeting with noted change.

SECONeed: Dave Tovey seconded the Motion.

PASSED: Voting was as follows:
- James Ahlstrom – Aye
- Mark Preece – Aye
- James Bruhn – Aye
- Dave Tovey – Aye
- Debbie McKean – Aye

17. Discussion and Consider Approval of Park Bowery Stage Extension.

The Parks and Trails Committee asked council to reconsider improvements to the Bowery Stage. Kelly Enquist showed some pictures of the present stage and explained changes he wants. He said he wants some contractors to look at his plans. Ben recommended building a new stage. The bids they got last year to rebuild the stage were $30,000. They want to have some contractors look at the stage and Kelly figures the exploratory work and design plans would cost $500. There is currently $112,000 in the RAP fund, $40,000 of which is dedicated to the new baseball diamond. Mayor Romney recommended they plan $30,000 for the entire project.

MOTION: Debbie McKean moved to table approval until they have bids and a complete RAP tax report including projections.

SECONeed: James Ahlstrom seconded the Motion.

DISCUSSION: Denis Hopkinson suggested they first have the Parks Committee write a request for proposal, but Ben stated there is a time issue, since he wants the projects done by the end of March.

PASSED: Voting was as follows:
- James Ahlstrom – Aye
- Mark Preece – Aye
- James Bruhn – Aye
- Dave Tovey – Aye
- Debbie McKean – Aye

MOTION: Mark Preece moved to extend the meeting by five minutes.

SECONeed: James Ahlstrom seconded the Motion.

PASSED: Voting was as follows:
- James Ahlstrom – Aye
- Mark Preece – Aye
- James Bruhn – Aye
- Dave Tovey – Aye
- Debbie McKean – Aye
18. Mayor/Council Reports

James Ahlstrom – nothing to report.
Mark Preece – nothing to report
James Bruhn – nothing to report
Dave Tovey – nothing to report
Debbie McKeen – she needs newsletter articles about the council members by Thursday. She also wants to include a thank you for the elf tree in the newsletter, as well as an article about the principal of West Bountiful Elementary, as she is leaving. She also reminded council they need to get a parade committee chair soon.

Mayor Romney – asked about Christmas tree pickup, and Craig said he would find out. Waste Management might do it for free.

19.  Closed Meeting

Not necessary.

20.  Possible Action Following Closed Meeting

Not necessary.

21.  Adjourn
10:55 pm

MOTION: Mark Preece moved to adjourn City Council meeting.
SECOND: James Ahlstrom seconded the Motion.
PASSED: Voting was as follows:
   James Ahlstrom – Aye
   Mark Preece – Aye
   James Bruhn – Aye
   Dave Tovey – Aye
   Debbie McKeen – Aye

[Signatures]

[Seal of West Bountiful]