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3 Minutes of the Meeting of the City Council of West Bountiful City held on Tuesday, January 29,
4 2013 at West Bountiful City Hall, Davis County, Utah.

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7 Those in Attendance

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

11 STAFF PRESENT: Craig Howe (City Manager), Heidi Voordeckers
12 (City Recorder), Steve Doxey (City Attorney), Ben White (City Engineer),
13 Cathy Brightwell (Deputy Recorder), Steve Maughan (Public Works
14 Manager), Chief Todd Hixson, Nathalie Ellingson (secretary).

15 VISITORS: Kelly Enquist, Terry Olsen, Doug Lane, Alan Malan

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17
18 Called to Order: Mayor Romney called this meeting to order at 7:33 pm.

19
20 Invocation/Thought – James Ahlstrom gave an invocation.
21 Pledge of Allegiance was led by Debbie McKean.

22
23 1.
24 Accept Agenda

25
26 Mayor Romney proposed to delete Item 3 from the agenda

27
28 MOTION: Debbie McKean moved to accept the agenda, deleting Item 3.

29
30 SECOND: Dave Tovey seconded the Motion.

31
32 PASSED: Voting was as follows:
33 James Ahlstrom – Aye
34 Mark Preece – Aye
35 James Bruhn – Aye
36 Dave Tovey – Aye
37 Debbie McKean – Aye

38
39 2.
40 Public Comment

41
42 Terry Olsen – 1014 Pages Lane. He wanted to thank the city for their
43 efforts in removing the snow; they have done an excellent job. He was
44 shoveling out a neighbor's driveway, and a snowplow driver stopped and
45 thanked him for not putting the snow into the street. Terry organized a
46 group to dig out the fire hydrants in town after the last storm, and he wants
47 to do it again. He received an email regarding grants that the state has to
48 issue to youth, and he suggested the youth council might be interested.
49 Dave Tovey had received the same email and he is working on it.

50
51 Alan Malan – He was involved in an emergency radio communications
52 test which involved Terry's CERT group and the LDS stake leaders, and it
53 went very well. They are working on setting up another test to involve the
54 community.

55
56 Doug Lane – He commented on Agenda Items 6 and 8, suggesting that the
57 amounts of the awards are exorbitant. Mayor Romney said they will take
58 Doug's comments into consideration during discussions of those items.

59
60
61 3.
62 Employee of the Month

Deleted

4.
Consider Approval of Interlocal
Cooperation Agreement Between
Davis County and the City of West
Bountiful for Animal Control
Services for the Calendar
Year 2013.

Craig Howe – Animal Control has always been a difficult issue for West Bountiful; however, Chief Hixson has been working closely with Clint Thacker this past year, and there has been a reduction in calls as a result of incidents being referred to the police department. The police are often able to resolve problems before Animal Control Service is needed. Charts provided to council show that calls for animal control services were reduced by 100, and the yearly fee went from \$14,000 for 2012 to \$10,000 for 2013. There were also fewer calls for wildlife services and that fee was reduced by \$200.

The county ordinance regarding licensing animals has changed. Cities do not have to be compliant, but Craig said they should look at the West Bountiful small animal ordinance to see where they stand. James Ahlstrom asked about simply adopting the county ordinance, but it was suggested that citizens would complain, and the West Bountiful police would still be responsible for enforcement.

James Ahlstrom also asked if Steve Doxey had looked at the contract. James made several comments regarding items in the agreement that touch on how fees are determined, and there are some indemnity issues. Steve said he has read the agreement and it is similar to previous agreements. He has addressed the indemnity issues in past years and believes the agreement needs updating.

The council decided to table the issue. They will mark their proposed changes and Craig will present the changes to Mr. Thacker.

MOTION: James Bruhn moved to table the approval of the Interlocal Cooperation Agreement pending changes to be proposed.

SECOND: Debbie McKean seconded the Motion.

DISCUSSION: Mayor asked Steve Doxey to review the agreement as a first step.

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

5.
Consider Notice of Award of the
1151 West 400 North Storm Drain
Reconstruction to Dennis Lierd II
Construction in the Amount of \$13,900.

Ben White – this is the same project they had bid out last fall. They had received three bids and the low bid was twice the amount of the bid being

1 considered now. The scope of work is the same and they intend to have
2 the work done before the spring runoff. The project will be funded by
3 Storm Drain impact fees.

4
5 MOTION: James Ahlstrom moved to award the 1151 West 400 North
6 Storm Drain Reconstruction to Dennis Lierd II Construction in the amount
7 of \$13,900.

8
9 SECOND: James Bruhn seconded the Motion.

10
11 PASSED: Voting by roll call was as follows:

12 James Ahlstrom – Aye

13 Mark Preece – Aye

14 James Bruhn – Aye

15 Dave Tovey – Aye

16 Debbie McKean – Aye

17
18 For this and the next few agenda items, Heidi presented a summary of
19 projects, funding sources, and balances in the funding sources.
20

21 6.
22 Consider Notice of Award of the
23 City Park Trail Project to Triple J
24 Concrete, LLC, for the Amount of
25 \$106,000 and Set a Project Budget
26 of \$150,000 to be Funded by Park
27 Impact Fees.

28
29 Ben White – The scope of work is for a six foot and eight foot walking
30 trail of concrete around the perimeter of the main park, and the project
31 would be scheduled for Spring construction. Staff expected a bid of over
32 \$150,000. Due to the low bid, there is some concern about the job will
33 getting done on time but Ben has checked references and has no reason
34 not to accept the bid. If they budget the entire \$150,000, they will have
35 some leeway to spend extra without having to come to council for small
36 problems. Some of the extra funds will be needed to repair sod and
37 sprinkler line damage due to the project. If no problems arise, they can
38 put the extra money somewhere else. There was discussion as to how the
39 money should be held, and the final suggestion was to hold \$15,000 to be
40 used at the discretion of the engineer and the mayor, and another \$15,000
41 for the Public Works director to use.

42
43 MOTION: James Ahlstrom moved to award the City Park Trail Project to
44 Triple J Concrete, LLC for the amount of \$106,000, and set a project
45 budget of \$15,000 contingency to be used at the discretion of the city
46 engineer and mayor, and another \$15,000 for the Public Works director to
47 use for follow-up work related to the project.

48
49 SECOND: Debbie McKean seconded the Motion.

50
51 PASSED: Voting by roll call was as follows:

52 James Ahlstrom – Aye

53 Mark Preece – Aye

54 James Bruhn – Aye

55 Dave Tovey – Aye

56 Debbie McKean – Aye

57
58 7.
59 Consider Notice of Award of the
60 City Park Parking Lot Overlay
61 Project to Morgan Pavement in
62 the Amount of \$37,833, to be

1 Funded by RAP Tax Reserves.
2
3

4 Ben White – This project includes a 2-inch asphalt overlay in the south
5 parking lot of the city park. It was scheduled to be replaced in a few
6 years, but they need to do work on it now. The project will also include a
7 curb and gutter and there will be an opening in the fence for access to the
8 park trail instead of a sidewalk. The project will start once the trail is
9 done, and will be completed by mid-June. For landscaping, Steve
10 Maughan said they can use the sod and dirt left from the trail project.
11 There was a question as to the effectiveness of the overlay, and Ben said it
12 would add another 15 years to the lot.

13
14 MOTION: Dave Tovey moved to award of the City Park Parking Lot
15 Overlay Project to Morgan Pavement in the amount of \$37,833, to be
16 funded by RAP tax reserves.

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18 SECOND: James Bruhn seconded the Motion.

19
20 PASSED: Voting by roll call was as follows:

21 James Ahlstrom – Aye
22 Mark Preece – Aye
23 James Bruhn – Aye
24 Dave Tovey – Aye
25 Debbie McKean – Aye
26
27

28 8.
29 Consider Notice of Award of Golf
30 Course Parking Lot Reconstruction
31 to Stapp Construction for the Amount
32 of \$123,127 and Set a Project Budget
33 of \$150,000, to be Funded by RAP
34 Tax Reserves.
35

36 Ben White – This bid includes concrete sidewalks rather than asphalt.
37 Surveying needs to be done and the fence removed from where the
38 entrance will be before work on the parking lot begins. Ben wants to use a
39 work order to subcontract the fence, and that as well as the costs for the
40 surveying will come to council. Also some excavation work will need to
41 be done. The contract is for the parking lot work to be done mid-July
42 when there is less golf played.

43
44 Dave Tovey asked about the city's ability to oversee all the projects
45 properly with so many projects going on at the same time. Ben stated
46 there is some overlap, and a lot of the actual scheduling will depend on the
47 weather and the condition of the ground in the spring. There was the
48 possibility of doing the park trail in the fall, but they would lose the bid
49 pricing.
50

51 James Bruhn stated if \$150,000 goes out from the RAP tax, there will not
52 be enough to do any work on the sprinkler system at the park. This led to
53 some discussion about when to schedule a new sprinkler system and how
54 to fund it. Heidi Voordeckers stated there would be enough in the RAP
55 tax reserves to start work on the irrigation system in the spring of 2014.
56

57 MOTION: James Ahlstrom moved to award the Golf Course Parking Lot
58 Reconstruction to Stapp Construction for the amount of \$123,127 and
59 establish a \$12,000 contingency. Further amounts will come to council.
60

61 SECOND: Mark Preece seconded the Motion
62

1 PASSED: Voting by roll call was as follows:

2 James Ahlstrom – Aye

3 Mark Preece – Aye

4 James Bruhn – Nay

5 Dave Tovey – Aye

6 Debbie McKean – Aye

7
8
9 9.

10 Discussion of Off-Site Improvement
11 Maintenance Agreement (Pages Lane
12 Meadows Temporary Cul-de-sac) for
13 the Properties Located at 1018 and
14 1013 West 1490 North Street.

15
16 Ben White – After Ben spoke with the residents, and council gave
17 tentative approval to leave the temporary cul-de-sac in place, Ben sent a
18 letter and an agreement to each resident for their approval. One of the
19 residents, Mr. Duncan, has called Ben to say his wife will not sign it
20 because she wants a straight street. The other neighbor hasn't responded.
21 Ben was asking council for input at this meeting before he talked with the
22 contractor. They would have the developer do the work to remove the
23 bubble. If they make a straight street, the residents will have to landscape
24 a lot of ground. In the letter Ben sent, the residents were offered \$2,250
25 each to help with landscaping. If they end up making a straight street,
26 they will offer the residents the same amount and it will come out of the
27 Streets budget.

28
29
30 10.

31 Review Research on Street
32 Cut Moratoriums, Davis County

33
34 Ben White – Most communities have a clause in their codes laying out
35 procedures on new streets. Ben provided a report about a few cities to
36 council. Ben suggested they add language from the Salt Lake City
37 ordinance to the West Bountiful ordinance.

38
39 West Bountiful currently charges \$150 for a road cut. They discussed the
40 procedures and the fee for patching and if there should be an extra fee for
41 inspections. Steve Maughan said the utility companies understand that
42 there will be a cost to them if they have to make a cut. Ben stated that,
43 outside of an emergency, all cuts must be approved by council first.

44
45
46 11.

47 Engineer Report

48
49 Ben White –

- 50
- 51 • A well siting study is out to bid and will be on the agenda two
 - 52 meetings from tonight. He will be bringing restroom bids to the
 - 53 same meeting.
 - 54 • 700 West reconstruction – Ben could not talk to the residents while
 - 55 the sidewalks were covered with snow. This Thursday at 7:00 pm
 - 56 a meeting will be held for the residents at the city hall.
 - 57 • Warranty bonding changes are coming from the state legislature.
 - 58 West Bountiful's warranty bonds will not match so they will have
 - 59 to look at making some changes.
 - 60 • The stop light on 500 South should be turned on anytime soon.
 - 61 • Debbie McKean asked about having a work session to talk about
 - 62 purchasing more water allotments. Ben said the best time would

1
2 12.
3 Planning Commission Report

4
5 Ben White – The commission reviewed the application of a yoga studio.
6 They discussed sidewalks and building permits; most of them liked what
7 had been first talked about and they are working on a draft now.
8 They had one architectural review for Heritage Pointe since the code
9 changed.
10

11 13.
12 Consider Approval of Resolution
13 307-13, a Resolution Adding the
14 Lieutenant Position to West Bountiful
15 Police Department.

16
17 Chief Hixson presented council with a personnel reallocation proposal
18 which would create a structural change within the department which
19 would not require any additional personnel. The restructuring would
20 result in more career opportunities for officers and increase retention,
21 which would greatly benefit the city. They will save the money required
22 to hire new people and they will have a more experienced police force.
23

24 The lieutenant position to be authorized by this resolution would be
25 assigned by the chief and would require no testing. The sergeant position
26 would be open to all officers and testing would be required. Proposals
27 will not take effect until July.
28

29 MOTION: Debbie McKean moved to approve Resolution 307-13
30 authorizing a new lieutenant position for the West Bountiful Police
31 Department.

32 SECOND: Mark Preece seconded the Motion.

33 PASSED: Voting by roll call was as follows:

34
35 James Ahlstrom – Aye
36 Mark Preece – Aye
37 James Bruhn – Aye
38 Dave Tovey – Aye
39 Debbie McKean – Aye
40
41

42 14.
43 Police Report

44
45 Chief Todd Hixson –

- 46 • Officer Erskine, the reserve officer, has been putting in a lot of
- 47 hours. He is a quick learner and has a positive attitude.
- 48 • The alcohol program is going well and the officers in the program
- 49 are also covering patrol shifts.
- 50 • Crossing guard Leroy Elliott has been covering for time off.
- 51 • Vader tracked a suspect who was running from police and found
- 52 the suspect where he was hiding.
- 53 • The department is involved in the 2013-2014 budget process and
- 54 Todd is meeting regularly with department heads.
- 55 • The department received grant money to purchase five computers
- 56 and some Glock pistols.
- 57 • West Bountiful CERT had 14 people do a combined 20 hours of
- 58 service digging out fire hydrants.
- 59 • During the snow storm yesterday, the police received many phone
- 60 calls and officers when out with shovels to help residents dig their
- 61 cars out. The officers received a lot of positive feedback.

- It is against the law to push snow from driveways into the street.

James Bruhn commented he has seen cars parked on the street through several storms. He also commented where there is no curb or park strip, the plows push snow onto sidewalks. Steve Maughan said he would speak with the drivers.

15.
Administrative Report

Craig Howe –

- A communications meeting will be held at 8:00 am Friday morning.
- The golf committee will meet Friday at 11:30 am.
- The city has received more compliments this year regarding snow removal than in past years. The drivers started plowing yesterday morning at 4:30 and then after that they had to respond to a water leak.
- In 2010 the city received sales tax revenues from Holly Frontier for a pipeline project. At the time, staff confirmed that the amounts were correct. An amended return has since been filed resulting in reduced sales tax revenues. Craig talked to Lynn Keddington and it was straightened out. Mr. Keddington is retiring March 29, and Michael Wright will take his place.

16.
Mayor/Council Reports

James Ahlstrom – asked about the golf board meeting on Friday and Craig said it would be regarding pricing sheets for the equipment replacement plan prepared by the maintenance department.

Mark Preece – attended his first sewer board meeting and observed that the district is well run. Most of the members have been on the board a long time. He will attend the communications meeting this week.

MOTION: James Bruhn moved to extend the meeting until 10:45 pm

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

James Bruhn - attended a Wasatch Integrated Waste meeting. They are having issues with arsenic in ground water, which they think results from landfill gases mixing with the water. They are held to the same standards on water as cities are for their drinking water.

Dave Tovey– the Youth Council is getting ready to go to the conference at Utah State – Holly Oil donated \$2,500 for the conference. Teresa submitted an application for their council to get an award.

Debbie – will attend the communication meeting, and she needs newsletter items by Feb 15th.

Mayor – he noticed with the latest water leak, they are seeing a lot of issues with bolts and carbon sealed fittings, sleeves, etc. They should look into how different metals might work. Steve Maughan will investigate it. The stop signs at the 400 North 800 West intersection are too far away from the road and become visible to drivers too late. He thanked CERT people and emergency preparedness people for their work during and after the snowstorms. He will be out of town for the next meeting.

1
2 17.
3 Consider approval of minutes for
4 the January 15, 2013 City Council
5 Work Session and Meeting
6

7 MOTION: James Bruhn moved to approve the minutes for the January
8 15, 2013 City Council work session and meeting.

9
10 SECOND: Dave Tovey seconded the Motion.

11
12 PASSED: Voting was as follows:
13 James Ahlstrom – Aye
14 Mark Preece – Aye
15 James Bruhn – Aye
16 Dave Tovey – Aye
17 Debbie McKean – Aye
18

19
20 18.
21 Closed Meeting
22

23 MOTION: James Ahlstrom moved to go to a closed meeting in the police
24 training room to discuss the character, professional competence, or
25 physical or mental health of an individual and to hold a strategy session to
26 discuss the sale of real property.

27
28 SECOND: Dave Tovey seconded the Motion.

29
30 PASSED: Voting by roll call was as follows:
31 James Ahlstrom – Aye
32 Mark Preece – Aye
33 James Bruhn – Aye
34 Dave Tovey – Aye
35 Debbie McKean – Aye
36

37
38 10:45 pm

39 MOTION: Dave Tovey moved to extend the meeting until 1:00 am

40
41 SECOND: Debbie McKean seconded the Motion
42

43 PASSED: Voting by roll was as follows:
44 James Ahlstrom – Aye
45 Mark Preece – Aye
46 James Bruhn – Aye
47 Dave Tovey – Aye
48 Debbie McKean – Aye
49

50 11:35 pm

51 MOTION: James Bruhn moved to adjourn the closed session.

52
53 SECOND: Debbie McKean seconded the Motion.
54

55 PASSED: Voting was as follows:
56 James Ahlstrom – Aye
57 Mark Preece – Aye
58 James Bruhn – Aye
59 Dave Tovey – Aye
60 Debbie McKean – Aye
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19.
Possible action following closed meeting

Not necessary

20.
Adjourn

MOTION: James Ahlstrom moved to adjourn council meeting.

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


MAYOR KENNETH ROMNEY


HEIDI VOORDECKERS (CITY RECORDER)



NATHALIE ELLINGSON (SECRETARY)