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Minutes of the
BOUNTIFUL CITY COUNCIL

June 25, 2019 – 6:00 p.m.

Present: Mayor Randy Lewis
Councilmembers Kate Bradshaw, Kendalyn Harris, Richard Higginson,
John Marc Knight, Chris Simonsen
City Manager Gary Hill
Assistant City Manager Galen Rasmussen
City Attorney Clinton Drake
City Engineer Lloyd Cheney
City Planner Francisco Astorga
Police Chief Tom Ross
Finance Director Tyson Beck
Power Director Allen Johnson
Streets Director Gary Blowers
Assistant Streets Director Charles Benson
Parks Director Brock Hill
City Prosecutor Yvette Donosso
City Victim Advocate Ashley Stewart
Recording Secretary Maranda Hilton

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Official notice of the City Council Meeting was given by posting an Agenda at the temporary City Hall locations (805 South and 150 North Main Street) 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 Clipper and Standard Examiner.

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Work Session – 6:00 p.m.
South Davis Metro Fire Station Conference Room

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Mayor Lewis called the meeting to order at 6:00 p.m. and welcomed those in attendance.

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GOLF COURSE UPDATE – MR. BROCK HILL

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Mr. Brock Hill informed the Council about the current state of the Bountiful Ridge Golf Course after the work that has been done to recover the greens following the misapplication of a growth regulator that occurred in August of 2018. He showed images of the damage to each of the 16 affected holes, and explained that the chemical caused about an 80% death rate on the greens in total. This was a devastating event for the golf course and for the people who play there. The golf course staff got to work very quickly after the incident to try to help recover the greens with fertilizing treatments. They decided to make improvements to the collars around the greens and to the bunkers as well during this time. He showed current photos and how much the greens have improved since the incident and said he feels the Golf Course Superintendent, Mr. Tom Rhoades, made the correct choice to fertilize and re-sod the affected areas instead of replacing entire holes. Overall they are very pleased with how quickly they were able to get the greens back to a playable condition and how

1 things are progressing. They also have new policies and regulations in place to keep this kind of
2 mistake from occurring again.

3 Upcoming projects for the golf course include improvements to the course bathrooms and to
4 the cart paths. In the next few years they will need to look into updating the clubhouse.

5
6 **VICTIM SERVICES/PROSECUTION UPDATE – MR. CLINTON DRAKE**

7 Mr. Drake updated the Council about the Victim Services/Advocacy program which was
8 approved two years ago and thanked the Council for that decision and support in starting that
9 program. The program is funded by a federal grant (the Victims of Crime Act grant). Bountiful City
10 has just re-applied for and received another grant. This means the grant will fund the program for
11 another two years, which will be a wonderful asset for Bountiful residents. He then turned the time
12 over to Ms. Yvette Donosso, City Prosecutor, and Ms. Ashley Stewart, Victim Advocate, to introduce
13 themselves.

14 Ms. Donosso introduced herself to the Council. She is from California and came to Utah for
15 Law School. Her career has mostly been as a civil litigator, but she recently finished working for two
16 federal judges and has come to feel very passionate about criminal law. She is very excited to be here
17 working for the City of Bountiful. Her job mostly consists of prosecuting misdemeanors and traffic
18 violations. She is very grateful that Ashley is working in the role of Victim Advocate because she is
19 very good at contacting victims, helping them through court proceedings and making them feel safe.

20 Ms. Ashley Stewart introduced herself and what she does as the Victim Advocate. She has a
21 background in social work and has become an accredited victim advocate since taking this position.
22 Advocates are there solely to help victims of crimes get any help they need. She informs them about
23 court proceedings and court dates, helps them file victim statements, seek restitution, accompanies
24 them to court and helps them in many other ways. It has been shown that having a victim advocate
25 can help the prosecution be more successful by keeping victims involved throughout the process. Her
26 position is a part-time position and this past year she worked 18 hours a week, but now that the grant
27 has been extended and increased she will be able to work 24 hours a week and be more available to
28 victims.

29 Mr. Drake reiterated the value that both women bring to the City and stated how grateful he is
30 to work with such dedicated people.

31 Police Chief Ross also stated how great it is to work with each of these women, and what a
32 help they are to his officers.

33 The Mayor thanked Ms. Donosso and Ms. Stewart for their good work and for the information
34 about the Victim Advocacy Program which was very helpful to the Council. The Mayor then turned
35 the last few minutes over to the new Director of Planning and Economic Development, Mr. Francisco
36 Astorga to introduce himself.

37 Mr. Astorga moved to the United States from Chile as a child and grew up in West Bountiful.
38 His first planning job was for a brief time here in Bountiful right after he graduated from the
39 University of Utah. He then worked for Draper City and most recently for Park City. He is happy to
40 be “back home” and is excited to get to work.

41
42 The work session of the City Council was adjourned at 6:55 p.m.

43
44 **Regular Meeting – 7:00 p.m.**
45 **South Davis Metro Fire Station Conference Room**

1 Mayor Lewis called the meeting to order at 6:59 p.m. and welcomed those in attendance. Mr.
2 Galen Rasmussen, Asst. City Manager, led the Pledge of Allegiance and Mr. Mark Waite, Mueller
3 Park Stake Clerk, offered a prayer.
4

5 **PUBLIC COMMENT**

6 The public comment section was opened at 7:01 p.m.
7

8 Carma Hyde (2095 S. Main St.) stated her concern with the poor conditions along Main Street
9 south of 1800 South. There are almost always cars parked along both sides of the street, due to
10 Performance Ford and Performance Honda having an excess of inventory, causing their employees
11 and customers to park there. The residents living in homes and apartments along that stretch of road
12 have been negatively affected by cars parking too close to their driveways, cars parked in front of bus
13 stops and large car transporters unloading cars in the middle of the street.

14 Leland Redd (S. Main St.) also stated his disappointment with Performance Ford and
15 Performance Honda. Many times they leave loud PA systems on after hours and they often cause a
16 lot of congestion along Main Street. He hopes that although these companies are bringing money to
17 Bountiful, that the Council will do what they can to resolve the problem.

18 Thomas Rogers (Meadows Apartments, 285 E. 1450 N.) stood to update the Council once
19 again on the fire at the Meadows Apartments. He pleaded on behalf of his friend who has been left
20 homeless for 13 months while the case is awaiting discovery. They would like to see the full video
21 surveillance footage to be able to prove what happened the night of the fire.

22 John Becks (East Hills Drive) stood and asked the Council about the recycling program. He
23 wanted to know if any recycling is currently taking place, and what the estimated yearly cost of the
24 program is. Mr. Gary Hill thanked him for his questions and said they would be addressed during the
25 Public Hearing portion of the meeting.

26 Dan Bradshaw (662 E. 350 N.) stood on behalf of the Rotary Club to present the Council with
27 a plaque to thank them for their support of the Coats for Kids Car Show. The Car Show takes the
28 entire community coming together to make it a success and they are going to help 800-900 kids this
29 winter because of all the support they received.

30 Jamie Bradley (1921 S. Main St.) stood to show some pictures he took of the problems with
31 congestion on Main Street as had been addressed earlier; cars parking in front of fire hydrants and
32 cars partially blocking driveways.
33

34 The public comment section was closed at 7:13 p.m.
35

36 **APPROVE MINUTES OF PREVIOUS MEETING HELD JUNE 11, 2019**

37 Councilwoman Harris made a motion to approve the minutes as printed and Councilman
38 Higginson seconded the motion. The motion passed with Councilmembers Bradshaw, Harris,
39 Higginson, Knight and Simonsen voting "aye".
40

41 **COUNCIL REPORTS**

42 Councilwoman Bradshaw reported about the opening of the Dog Park earlier that evening.
43 Many people (and dogs) came to celebrate the occasion at Brickyard Park (200 W. 1050 S.), and it
44 was really great. She is excited about this new amenity that will serve the residents of Bountiful.

45 Councilman Simonsen reported that the Bountiful Summer Concert series "Music in the Park
46 has already begun, and the upcoming concert on July 5th will be a patriotic concert from Utah

1 Voices. This concert will also serve a fundraising event for the Bountiful Veteran’s Park, so he hopes
2 everyone will come enjoy the music and support the Veterans.

3 Councilwoman Harris had no report.

4 Councilman Knight had no report.

5 Councilman Higginson pointed out how integral Councilwoman Bradshaw was in bringing
6 about the Dog Park, and thanked her for her work on that project. He is pleased with how smoothly
7 the project went and how inexpensive it was, and for the good decisions made by the Council and the
8 Parks Director. He also directed a comment to Mr. Redd, saying that his concerns have been heard
9 and the Council wants to make Bountiful the best for everyone who lives here. He thanked him for
10 coming tonight to raise an issue that needs attention.

11
12 **CONSIDER APPROVAL OF WEEKLY EXPENDITURES >\$1,000 PAID JUNE 3 & 10, 2019**

13 The Mayor looked for a motion to approve the expenditures. Councilman Simonsen asked
14 about two items of the expenditures list; charges for the urban deer program and an insurance claim
15 paid due to an automobile accident. Mr. Hill and Mr. Drake addressed the details on each of those
16 expenses. Councilman Knight made a motion to approve the weekly expenditures and Councilman
17 Higginson seconded the motion. The motion passed with Councilmembers Bradshaw, Harris,
18 Higginson, Knight and Simonsen voting “aye”.

19
20 **CONSIDER AUTHORIZATION OF THE FY2019 LANDFILL FUND TO RECYCLING**
21 **FUND TRANSFER AND ANY FURTHER BUDGET AMENDMENTS REQUIRED – MR.**
22 **GALEN RASMUSSEN**

23 Mr. Rasmussen presented the need to make an amendment to the current year budget and
24 approve a transfer from the Landfill Fund to the Recycling Fund which requires that he present it
25 before the Council. This year there is a proposed transfer of \$120,000 from the Landfill Fund to the
26 Recycling Fund, which represents 8.7% of expenses for the Landfill. Bountiful City averages 74% of
27 their blue bin waste being recyclable and 26% unrecyclable due to contamination. Other cities
28 average 70% so the Bountiful’s recycling program is doing well overall.

29
30 **a. Public Hearing**

31 The Mayor opened the Public Hearing at 7:29 p.m.

32
33 John Becks (East Hills Drive) asked exactly what was being done with the recyclables that are
34 collected, as he understands it, they are simply being dumped somewhere else. Mr. Hill replied by
35 saying that is not true. We get reports every month from our recycling processor, Rocky Mountain
36 Recycling, about exactly how much product was recycled and the value of it. The amount that is paid
37 for their service is directly based upon the value of what they are able to recycle, so the 74% average
38 stated earlier is accurate. Mr. Becks then asked if Bountiful City is paying Rocky Mountain to
39 dispose of the material rather than them paying the City for it. Mr. Hill said that our recyclables are
40 hauled to a processor who then bundles them and sells them to other recycling centers. Prior to this
41 year they mostly sold them to China, but that market has changed significantly, so although the City’s
42 costs are subsidized by them selling the City’s recyclables, the City currently does pay more for them
43 to collect the recyclables than is being made on them. However, the market is expected to recover in
44 the next few years as more recycling plants are built in the U.S. Councilman Higginson also
45 explained that ,yes, currently residents are paying for them to take recyclable products from them, but
46 the City understands that 74% is being recycled back into other products not just being dumped

1 elsewhere. The Council has decided that until the market recovers and recyclables are valuable once
2 more, they want to keep the recycling program in Bountiful inexpensive for residents. Doing so is
3 good for the residents and also good for the City so that we can extend the life of our landfill. This is
4 the reason for the transfer from the Landfill Fund to the Recycling Fund.

5 Mary Christensen (376 W. 3100 S.) asked if the City has a contingency plan in place if the
6 market for recyclables does not improve as expected.

7 Thomas Rogers (285 E. 1450 N.) asked if there was anything the City can do to help reduce
8 packaging waste on the consumer side of the issue.

9 Mitch Davis (400 W. 100 S.) thanked the Council for helping keep recycling available and
10 affordable for residents with the transfer. He stated that he agrees with the concern about the
11 longevity of the landfill, and asked if what the total volume of recyclables is versus the volume of
12 waste that goes to the landfill. He also encouraged the Council to use these funds to find ways to help
13 residents recycle more. He wonders if the City has considered offering a glass recycling station or
14 electronics and household hazardous waste recycling.

15 Mr. Hill asked Glary Blowers, Streets and Sanitation Director, to come answer some of the
16 questions that were asked. Mr. Blowers said he has data about the volume of recyclables versus
17 volume put in the landfill in his office and Mitch is welcome to call him about that later. He also
18 talked about the Bountiful hazardous waste collection day in October (this year it will be Saturday,
19 October 12 from 9:00 a.m. to 3:00 p.m. at the Streets Department shop) where residents can bring
20 their hazardous waste and a company the City contracts with will take it and recycle it. They
21 currently do have electronic waste recycling at the landfill, but glass recycling has been a difficult
22 thing to justify as there is not a market for glass. Councilman Knight asked Mr. Blowers to explain
23 how the longevity of the landfill is affected because of the recycling programs in place. Mr. Blowers
24 explained that by offering recycling and green waste recycling programs the life of the landfill has
25 been extended for another 45 years approximately. If not for these programs, the landfill would likely
26 be full in ten years.

27 The Mayor then talked about the Wasatch Resource Recovery's new project which is a food
28 waste digester that turns food waste into gas that can be used for power. It will keep a lot of food
29 waste out of the landfill which is a great advantage.

30 Councilwoman Harris asked that City staff consider sending out a survey to the residents
31 asking them about recycling and getting feedback from them.

32 Councilman Higginson responded to Ms. Christensen's question, saying that even if the
33 market does not recover and recycling remains an expensive endeavor for years to come, the City has
34 the landfill as an added consideration to the situation. And even though he cannot make any promises
35 about City Council actions in the future, he hopes they will find a way to keep recycling available to
36 the residents for this reason.

37
38 The public hearing was closed at 7:39 pm.
39

40 **b. Action**

41 Councilman Knight made a motion to transfer in FY2018-2019 the amount of \$120,000 from
42 the Landfill Fund to the Recycling Fund as presented by staff and Councilwoman Bradshaw
43 seconded the motion. The motion passed with Councilmembers Bradshaw, Harris, Higginson, Knight
44 and Simonsen voting "aye".

45 Councilman Higginson said he (in response to Councilwoman Harris' suggestion) would also
46 like it if City staff could get public input about the Council's decision to approve the transfer, after

1 educating the residents about the Landfill Fund’s status. The entire Council said they liked that idea
2 and approved staff to move forward with it.

3
4 **CONSIDER APPROVAL OF THE BID FROM ALL STAR STRIPING FOR ROAD**
5 **STRIPING IN THE AMOUNT OF \$96,828 – MR. CHARLES BENSON**

6 Mr. Charles Benson, Assistant Streets and Sanitation Director, presented to the Council that
7 bids for the road striping project came back much higher than original estimates made in December
8 due to a drastic increase in global paint prices. They received three bids for the work, and recommend
9 that the Council approve using All Star Striping for the job. They were the lowest bidder at \$96,828
10 and they have also been our past supplier, so their stencils will line up nicely with the current lines.
11 They had budgeted \$85,000 for striping for this year.

12 Councilwoman Harris made a motion to approve the bid from All Star Striping and
13 Councilman Higginson seconded the motion. The motion passed with Councilmembers Bradshaw,
14 Harris, Higginson, Knight and Simonsen voting “aye”.

15
16 **CONSIDER APPROVAL OF THE BID FROM ROADTEC TO PURCHASE A**
17 **GOODFELLOW RX-300 48” COLD PLANER IN THE AMOUNT OF \$383,596 – MR.**
18 **CHARLES BENSON**

19 Mr. Benson presented to the Council that because Bountiful paves its own roads, this piece of
20 machinery will be a great asset to their department, allowing them to accomplish in hours what it
21 previously took days to do. Staff recommends that they purchase the demo model from Roadtec,
22 which is offered at a discounted price and came in as the lowest bid.

23 Councilwoman Harris made a motion to approve the bid from Roadtec and Councilman
24 Simonsen seconded the motion. The motion passed with Councilmembers Bradshaw, Harris,
25 Higginson, Knight and Simonsen voting “aye”.

26
27 **CONSIDER APPROVAL OF PAYMENT TO PRIME MACHINE INC. IN THE AMOUNT**
28 **OF \$33,113 FOR THE EMERGENCY REPAIR OF THE ECHO HYRDOELECTRIC**
29 **PROJECT TURBINE – MR. ALLEN JOHNSON**

30 Mr. Allen Johnson, Power Director, addressed the Council about needing to repair one of the
31 three turbines at the Echo Hydro Project (dam). They were unable to open the gates that control the
32 flow of water through the turbines after it had been sitting all winter, so they found a company who
33 had the capability to divert water around it, take it apart and find what was wrong. They found a large
34 crack that needs to be repaired, but they didn’t have time to make the repair before needing to let
35 water through for the summer season, so the repair will have to wait until October. The turbine was
36 put back together, and it will remain unused this season. The approval needed tonight is to pay the
37 invoice for work they’ve already had done, which was approved by the City Manager at the time.

38 Councilwoman Bradshaw asked if Bountiful City owns the hydroelectric project or if we
39 share it with other cities. Mr. Johnson answered that we own it and operate it exclusively for
40 Bountiful City, and pay rent to the US Bureau of Land Management since it sits on federal land.

41 Councilman Higginson asked Mr. Johnson to explain how Bountiful came to have the rights
42 to water on federal lands in Echo Canyon. Mr. Johnson explained that sometime in the 1960s, City
43 officials had the foresight to apply for rights to build a hydroelectric dam there, and it was finally
44 allowed to be constructed in 1986. It was the first hydroelectric project ever to be put on federal land,
45 and Bountiful was given a 50 year license to operate it. Councilman Higginson pointed out how
46 blessed we are that we had leaders in the past with the foresight to do that sort of thing, and he

1 thanked Mr. Johnson for his continuation of that kind of leadership and foresight as he searches out
2 opportunities for the City's future.

3 Councilman Knight made a motion to approve the payment made to Prime Machine Inc., and
4 Councilman Higginson seconded the motion. Councilman Knight thanked Mr. Johnson for catching
5 this problem in "pre-catastrophic failure" and not after it became a "catastrophic failure" which
6 would have cost exponentially more. The Mayor called for the vote and the motion passed with
7 Councilmembers Bradshaw, Harris, Higginson, Knight and Simonsen voting "aye".
8

9 **CONSIDER APPROVAL OF THE NOT-TO-EXCEED AMOUNT OF \$350,000 FOR ECI**
10 **ENGINEERING SERVICES NEEDED TO UPGRADE THE NORTHWEST SUBSTATION –**
11 **MR. ALLEN JOHNSON**

12 Mr. Johnson presented to the Council that the current budget for FY2020-2021 includes
13 starting to rebuild the Northwest Substation. It was built in the 1970s and still uses a vintage 70s
14 transformer. It also has some safety concerns that need to be addressed, and parts for the secondary
15 breakers are no longer available. So they want to demolish the substation and completely rebuild it.
16 Because of those concerns, the substation would be demolished and this cost would be to hire ECI
17 Engineering Services to design the new substation. ECI was involved on the last two sub stations that
18 were rebuilt and they have done a great job. They are located in Woods Cross which also helps have
19 the support needed during the process. This is the first part of a \$4M project.

20 Councilman Knight made a motion to approve the not-to-exceed amount of \$350,000 to ECI
21 and Councilman Higginson seconded the motion. The motion passed with Councilmembers
22 Bradshaw, Harris, Higginson, Knight and Simonsen voting "aye".
23

24 **CONSIDER APPROVAL OF THE NOT-TO-EXCEED AMOUNT OF \$35,000 FOR ECI**
25 **ENGINEERING SERVICES FOR THE FEEDER 575 REBUILD ALONG 3100 SOUTH**
26 **ORCHARD DRIVE TO 400 EAST – MR. ALLEN JOHNSON**

27 Mr. Johnson presented to the Council that he would like to use ECI Engineers to design the
28 steel, self-supporting poles used for the Feeder 575 project. These steel poles will support the weight
29 of the wire, keep correct tension at dead-end junctions and should extend the life of this feeder line
30 another 40 or 50 years.

31 Councilman Knight made a motion to approve the not-to-exceed amount of \$35,000 and
32 Councilwoman Harris seconded the motion. The motion passed with Councilmembers Bradshaw,
33 Harris, Higginson, Knight and Simonsen voting "aye".
34

35 **CONSIDER APPROVAL OF THE APPOINTMENT OF SHARON SPRATLEY TO THE**
36 **PLANNING COMMISSION AND DAVE BADHAM TO THE ADMINISTRATIVE**
37 **COMMITTEE – MR. CLINTON DRAKE**

38 Mr. Drake, City Attorney, presented to the Council that three commissioners are up for
39 reappointment. Thomas Smith, who has served on the Planning Commission for 16 years, has
40 indicated that he is ready to retire from that position, so that spot will need to be filled by
41 recommendation of the Mayor and approval from the Council. Sharon Spratley is also up for
42 reappointment to the Planning Commission and is happy to accept that reappointment and continue
43 her service there. Dave Badham is up for reappointment to the Administrative Committee and is also
44 happy to keep serving in that position. The Mayor will be asked to recommend another person to the
45 Administrative Committee soon as well, which will allow Mr. Badham to train them as chair of the

1 Administrative Committee and then shift responsibility over time as he steps back into a supporting
2 role.

3 The Mayor asked if we will be recognizing Mr. Smith for his service in some way. Mr. Drake
4 said that the Planning Commission is going to recognize him at one of their upcoming meetings and
5 have light refreshments and thank him for his work on behalf of the City. The Mayor asked if he
6 could be invited to be recognized at a City Council meeting as well - he would like to present him
7 with a letter of appreciation.

8 Councilwoman Harris made a motion to approve the appointments as presented and
9 Councilman Simonsen seconded the motion. The motion passed with Councilmembers Bradshaw,
10 Harris, Higginson, Knight and Simonsen voting “aye”.

11
12 **CONSIDER APPROVAL OF AMENDMENT NO. 2 TO THE COURT LEASE AGREEMENT**
13 **FOR SECOND DISTRICT COURT – MR. CLINTON DRAKE**

14 Mr. Drake explained what a benefit it is having a Second District Court here in Bountiful, and
15 explained that it is time to extend the lease agreement for the offices they rent from the City in the
16 Police/Public Safety building. We negotiated some needed amendments to the lease agreement which
17 has not changed since its creation in 1996. The amendment takes into account inflation rates
18 including a 2% escalator each year. The lease extension is for an additional eight years.

19 Councilwoman Bradshaw made a motion to approve Amendment No. 2 to the court lease
20 agreement and Councilwoman Harris seconded the motion. Councilman Knight stated that he is glad
21 to be getting some revenue from that building and to see it being used, especially since it is paid for.
22 The motion passed with Councilmembers Bradshaw, Harris, Higginson, Knight and Simonsen voting
23 “aye”.

24
25 **CONSIDER APPROVAL OF THE GUARANTEED MAXIMUM PRICE OF \$7,184,110**
26 **FROM ASCENT CONSTRUCTION FOR THE CITY HALL REMODEL – MR. LLOYD**
27 **CHENEY**

28 Mr. Lloyd Cheney, City Engineer, said he has returned after the advice and action from
29 Council at the previous meeting ready to sign a contract with Ascent Construction for a Guaranteed
30 Maximum Price of \$7,184,110 which includes construction costs, Ascent’s fees and a contingency
31 item for any construction costs that are unanticipated. Ascent’s fee for managing the work is about
32 \$440,000. That price does not include the following; architect fees, moving expenses and fixtures,
33 furnishing and equipment (FF&E) which are included in the overall budget for the project. As the
34 project continues, staff will keep monitoring the process and find ways to save money.

35 Councilwoman Harris asked if they had begun the work yet on the remodel project. Mr.
36 Cheney answered that they had a small set back because of asbestos that was discovered in the
37 building, but that they are ready and the demolition crew is excited to be starting tomorrow so it
38 should ramp up quickly.

39 Councilman Knight made a motion to approve the GMP of \$7,184,110 for Ascent
40 Construction on the City Hall Remodel Project and Councilwoman Bradshaw seconded the motion.
41 The motion passed with Councilmembers Bradshaw, Harris, Higginson, Knight and Simonsen voting
42 “aye”.

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44
45 **ADJOURN**

1 Councilman Higginson made a motion to adjourn the regular session of City Council and
2 Councilwoman Bradshaw seconded the motion. The motion passed with Councilmembers Bradshaw,
3 Harris, Higginson, Knight and Simonsen voting “aye”.

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6 The regular session of City Council was adjourned at 8:21 p.m.



Mayor



City Recorder