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**Minutes of the  
BOUNTIFUL CITY COUNCIL**  
July 10, 2018 – 7:00 p.m.

5 Present: Mayor Randy Lewis  
6 Councilmembers Kendalyn Harris, Richard Higginson, Beth Holbrook,  
7 John Marc Knight, Chris Simonsen  
8 City Manager Gary Hill  
9 City Attorney Clint Drake  
10 City Engineer Paul Rowland  
11 City Planner Chad Wilkinson  
12 Department Directors/Staff:  
13 Police Chief Tom Ross  
14 Assistant Police Chief Ed Biehler  
15 Finance Director Tyson Beck  
16 Asst. Engineer Lloyd Cheney  
17 Streets Director Gary Blowers  
18 Streets Jared Edge  
19 Asst. Streets/Sanitation Charles Benson  
20 Recording Secretary Nikki Dandurand

23 Official notice of the City Council Meeting was given by posting an Agenda at City Hall and on  
24 the Bountiful City Website and the Utah Public Notice Website and by providing copies to the  
25 following newspapers of general circulation: Davis County Clipper and Standard Examiner.  
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**No Work Session**

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**Regular Meeting – 7:03 p.m.**  
**City Council Chambers**

33 Mayor Lewis called the meeting to order at 7:03 p.m. and welcomed those in attendance.  
34 Fred Philpot, local scout, led the Pledge of Allegiance; Pastor Jodi Bushdiecker, Bountiful  
35 Community Church, gave a thought.  
36

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**PUBLIC COMMENT**

- 38 • Janet Seamons – pickle ball courts resurfacing
  - 39 • Jolene Nelson – amend budget for pickle ball funds, concerned for the safety of those playing
  - 40 • Mark Minis – provided petition for single family homes to provide for off street parking stalls
  - 41 • Resident – health benefits of pickle ball
  - 42 • Mike Nielson – the positive economic impacts of pickle ball tournaments
- 43

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**APPROVE MINUTES OF PREVIOUS MEETING – JUNE 26, 2018**

46 Mayor Lewis presented the minutes from the previous meeting. Councilwoman Harris moved  
47 to approve the minutes and Councilman Higginson seconded the motion. Voting was unanimous  
with Councilpersons Harris, Higginson, Holbrook, Knight and Simonsen voting “aye”.

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2 **COUNCIL REPORTS**

3 Councilman Simonsen commented that Concerts in the Park have been wonderful; hats off to  
4 Richard Watson. Councilwoman Harris agreed and mentioned that next Friday Carmen Rasmussen  
5 will be performing.  
6

7 **BCYC REPORT**

8 David Bennion reported the new members of BCYC have done various get to know you  
9 activities, including the “B” painting. They will be in the upcoming parade as well and helping with  
10 the chuck wagon breakfast.  
11

12 **CONSIDER APPROVAL OF**

- 13 a. **WEEKLY EXPENDITURES > \$1,000 PAID JUNE 11 & 25, 2018**  
14 b. **MAY 2018 FINANCIAL REPORT**

15 Mayor Lewis presented the expenditures/financial report and asked for a motion to approve.  
16 Councilwoman Harris asked for an update on the plaza. Mr. Cheney replied that the design is about  
17 30% complete, with an estimate of the plaza being completed in about a year. Councilman Knight  
18 asked for a new timeline which Mr. Gary Hill said he would provide. Councilman Higginson moved  
19 to approve the weekly expenditures/financial report and Councilman Knight seconded the motion.  
20 Voting was unanimous with Councilpersons Harris, Higginson, Holbrook, Knight and Simonsen  
21 voting “aye”.  
22

23 **THANK YOU FROM ROTARY COATS FOR KIDS CAR SHOW**

24 Mr. Paul Summers wished to thank the city for their support. There are 46 rotary clubs in  
25 Utah and all of them know about the car show. Mr. Summers presented the Mayor and Council with  
26 a plaque recognizing their continued support.  
27

28 Councilwoman Holbrook excused herself from the meeting for other obligations.  
29

30 **CONSIDER APPROVAL OF THE PURCHASE OF A 10-WHEEL DUMP TRUCK FROM**  
31 **RUSH TRUCK CENTER AND THE BODY, PLOW SYSTEM, SPREADER &**  
32 **HYDRAULICS FROM SEMI-SERVICE IN THE TOTAL AMOUNT OF \$209,512.27 – MR.**  
33 **JARED EDGE**

34 Mr. Edge stated this particular truck is used year round for snow removal, paving and road  
35 construction. Staff received three bids for the 10 wheel dump truck. This truck is the best value and  
36 fit because it has an additional 35 hp and 150 ft-lbs of torque, although it was not the low bid. Staff  
37 also received three bids for the body, spreader and plow system. The low bid meets the  
38 specifications. The Street Department FY 2019 budget for this truck is \$210,000. Councilman  
39 Knight mentioned that these items have already been previously reviewed during the budget process  
40 for the year. Councilwoman Harris appreciated the bids on all the items. Councilman Higginson  
41 moved to approve the purchases and Councilwoman Harris seconded the motion. Voting was  
42 unanimous with Councilpersons Harris, Higginson, Knight and Simonsen voting “aye”.  
43

44 **CONSIDER APPROVAL OF THE PURCHASE OF A MASTIC MIXER WITH AUGER**  
45 **(POTHOLE/CRACK REPAIR SYSTEM) FROM MAXWELL EQUIPMENT COMPANY IN**  
46 **THE AMOUNT OF \$61,222.61 – MR. JARED EDGE**

1 Mr. Edge stated this will be a new piece of equipment for the Department. It is different than  
2 the standard crack sealer and is a needed tool that can be used year round and is a permanent repair.  
3 Staff had the opportunity to demo this unit and was impressed with its results and performance. After  
4 extensive research staff determined that there is currently only one mastic mixer produced that is  
5 capable of dispensing the appropriate road mastic. The Maxwell Equipment Company has obtained  
6 the state bid for this mastic system. The Street Department FY 2019 budget for the equipment is  
7 \$62,000. Councilman Knight acknowledged the Streets Department with being on the leading  
8 edge of technology and having a higher standard of work. Councilman Higginson asked if this a  
9 gap patch and what kind of aggregate it has. Staff answered his questions. Councilwoman Harris  
10 moved to approve the purchase and Councilman Higginson seconded the motion. Voting was  
11 unanimous with Councilpersons Harris, Higginson, Knight and Simonsen voting “aye”.  
12

13 **CONSIDER APPROVAL OF THE PURCHASE OF A 29 YARD SIDE LOADER REFUSE**  
14 **TRUCK CHASSIS FROM PETERBILT OF UTAH AND LABRIE REFUSE BODY FROM**  
15 **SIGNATURE EQUIPMENT IN THE TOTAL AMOUNT OF \$253, 178 – MR. JARED EDGE**

16 Mr. Edge stated this is a standard garbage truck which will replace the current 2011 model,  
17 but will be kept for replacement parts. Three bids were received for the truck chassis. The low bid is  
18 from Peterbilt of Utah. Peterbilts have been purchased by the City for the past three years and they  
19 are a good company. The grabbers will not have to be interchanged on this new truck. Staff also  
20 received three bids on the side loader refuse body. Staff recommends the purchase of a Labrie body  
21 from Signature Equipment. It meets the specifications and was the low bid. Councilman Higginson  
22 asked about the truck he saw being towed on the freeway recently. Mr. Edge stated there were some  
23 error codes coming up and it was being taken in for warranty work. Councilman Higginson made a  
24 motion to approve the purchases and Councilman Simonsen seconded the motion. Councilman  
25 Knight spoke on behalf of all the Council, the admiration for the Streets Department and how proud  
26 of them they are. Voting was unanimous with Councilpersons Harris, Higginson, Knight and  
27 Simonsen voting “aye”.  
28

29 **CONSIDER APPROVAL OF THE PURCHASE OF A LEAF/DEBRIS COLLECTOR FROM**  
30 **OLD DOMINION BRUSH COMPANY IN THE AMOUNT OF \$62,546.25 – MR. JARED**  
31 **EDGE**

32 Mr. Edge stated the Storm Water Department would like to purchase one Leaf/Debris  
33 Collector to be used to collect leaves and other road debris. This equipment is used extensively in the  
34 fall to vacuum up the leaves and debris to keep it out of the storm drains. The shop will mount this  
35 unit on one of the retired sanitation truck chassis that has been saved for this purpose. After  
36 extensive research staff determined that there is currently only one product that meets the functional  
37 requirements. The Old Dominion Brush Company manufactures and sells this equipment. This unit  
38 will also allow us to comply with the Storm Water Regulations. Councilwoman Harris asked who’s  
39 idea it was to mount the unit. Mr. Edge responded. Councilman Higginson commented that the  
40 diligence in between seasons is so good in this Department. Councilman Higginson made a motion  
41 to approve the purchase and Councilwoman Harris seconded the motion. Voting was unanimous  
42 with Councilpersons Harris, Higginson, Knight and Simonsen voting “aye”.  
43

44 **CONSIDER APPROVAL OF A PARTIAL EASEMENT RELEASE AT 201 AND 215 SOUTH**  
45 **MOSS HILL DRIVE AND AUTHORIZING THE MAYOR TO SIGN THE RELEASE**  
46 **DOCUMENT – MR. PAUL ROWLAND**

1 Mr. Rowland stated the residents of these lots are requesting a partial release of an easement  
2 along the east side of 201 South and 215 South Moss Hill Drive. All of the interested utilities have  
3 reviewed this request and agree that it is acceptable. Bountiful Irrigation has since installed a much  
4 more accessible pipe in the street and has totally abandoned the pipe running through the back yards.  
5 A 7 ft. wide easement will remain, which is standard width. Councilman Higginson made a motion  
6 to approve the partial easement release and Councilwoman Harris seconded the motion. Voting was  
7 unanimous with Councilpersons Harris, Higginson, Knight and Simonsen voting “aye”.

8  
9 **CONSIDER APPROVAL OF THE FOLLOWING ITEMS FROM THE JULY 10, 2018**  
10 **TRAFFIC SAFETY COMMITTEE MEETING – MR. PAUL ROWLAND**

- 11 a. **REQUEST FOR A 25 MPH SPEED LIMIT SIGN ON MILL STREET NEAR**  
12 **CREEKSIDE PARK**  
13 b. **FOUR-WAY STOP AT 1800 SOUTH AND 200 WEST**  
14 c. **CHANGES TO SCHOOL PARKING RESTRICTIONS ON CITY STREETS**  
15 **AROUND VIEWMONT AND BOUNTIFUL HIGH SCHOOLS**

16 Mr. Rowland stated that prior to this Council meeting, there was a Traffic Safety Committee  
17 Meeting where these items were discussed. Councilwoman Harris asked if cross walks could be  
18 painted on Mill Street by Creekside Park. Mr. Rowland stated there would be no reason to add them  
19 with the placement of additional signs. Councilman Higginson made a motion to approve the new  
20 signs/installation and Councilman Simonsen seconded the motion. Voting was unanimous with  
21 Councilpersons Harris, Higginson, Knight and Simonsen voting “aye”.

22 Mr. Rowland proceeded with item “b”, the possibility of a four-way stop at this intersection.  
23 Statistically, this intersection is one of the most dangerous in the City. There have been many  
24 different approaches to warn drivers of cross traffic, stops, etc. The new lights will have LED lights  
25 flashing to alert all drivers. The Traffic Safety Committee sends their recommendation for this item.  
26 Councilman Simonsen stated he recently traveled through Wyoming where LED signs are used and  
27 they were very visible at all times of the day. Councilman Simonsen made a motion to approve the  
28 new signs/installation and Councilman Higginson seconded the motion. Voting was unanimous with  
29 Councilpersons Harris, Higginson, Knight and Simonsen voting “aye”.

30 Mr. Rowland stated the next item has a long history. A major problem has been the lack of  
31 man power to enforce the “no parking” signs in these areas. Chief Ross reviewed his concerns. This  
32 is not a new conversation, it is worse now and taking down the signs will upset some of the residents.  
33 However, if you live or move by the high school properties, that is just the impact you will have. Mr.  
34 Rowland stated that the Traffic Safety Committee did recommend this action, with the full Council  
35 voting and taking action after they have received comments from the public. This item is tentatively  
36 scheduled for an August City Council meeting. Councilman Simonsen stated it would be nice to  
37 have this discussion completed and decided before school starts if possible. Mr. Rowland replied  
38 they have looked at the City calendar and because of other adjustments; there is not enough time to  
39 adequately provide the Council and the public time to review this before school starts. Mayor Lewis  
40 stated there will be fewer cars in the fall because the sophomores will not yet have their licenses. He  
41 would like to move this forward, following the public’s input and the City Council’s decision.  
42 Councilman Higginson inquired about the voting in the Traffic Safety Committee meeting, noting  
43 there was one person who abstained. Mr. Rowland re-stated that the Traffic Safety Committee did  
44 vote to recommend the removal of the signs, after the full Council has heard from the public. The  
45 next step is to have a public meeting. This item will then again be presented to the City Council at a  
46 later date. Councilman Higginson made a motion to approve this item to proceed accordingly and

1 Councilwoman Harris seconded the motion. Voting was unanimous with Councilpersons Harris,  
2 Higginson, Knight and Simonsen voting “aye”.

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4 **CONSIDER APPROVAL OF THE AGREEMENT FOR PUBLIC DEFENDER LEGAL**  
5 **SERVICES BETWEEN BOUNTIFUL CITY AND THE LAW FIRM OF LARSEN, LARSEN,**  
6 **NASH & LARSEN – MR. CLINTON DRAKE**

7 Mr. Drake stated that for many years, Attorney William (Bill) Albright has provided public  
8 defender legal services for indigent defendants appearing in the Bountiful District Court. The City  
9 would like to recognize Mr. Albright for the tremendous public defender services he has provided.  
10 Councilman Higginson asked Mr. Gary Hill if something extra could be done to recognize Mr.  
11 Albright. Mr. Hill agreed. Mr. Albright recently informed the City of his intent to wind down his  
12 law practice including his public defender responsibilities with Bountiful City. As a result, the City  
13 sent out a Request for Proposals for Public Defender services. After careful consideration, it was  
14 determined that the law firm of Larsen, Larsen, Nash & Larsen (Larsen Firm) should be selected for  
15 recommendation to the City Council. The Larsen Firm proposes that the City pay on a case by case  
16 basis at the following rates:

- 17 • \$150/case appointed by the Court. (Representation from appointment through plea,  
18 sentencing, or acquittal.)
- 19 • \$35/hearing assigned by the Court after conclusion. (Reviews, Probation Violations, etc.)
- 20 • \$2,500/year to be reserved for extraordinary costs such as investigation costs or witness fees.

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22 Councilman Simonsen asked if their office is located in the City. Mr. Drake stated their main  
23 office is in West Valley, but a couple of the Larsens attended Viewmont High School and still have  
24 ties in Davis County. They have a good knowledge of the area and are accessible. Councilman  
25 Simonsen asked about how many cases per year need representation. Mr. Drake replied it’s out of  
26 our hands and hard to tell, but maybe seven a month. Councilman Simonsen asked what offenses are  
27 dealt with. Mr. Drake stated it is varied with domestic problems, DUI, theft, etc. Councilman Knight  
28 made a motion to approve the agreement and Councilman Higginson seconded the motion. Voting  
29 was unanimous with Councilpersons Harris, Higginson, Knight and Simonsen voting “aye”.

30  
31 Councilman Higginson asked for a review of the off street parking ordinance for older  
32 sections of the city. Councilwoman Harris suggested it that be reviewed in a work session

33  
34 Mayor Lewis asked for a motion to adjourn the regular session of City Council. Councilman  
35 Higginson made a motion to adjourn the meeting and Councilwoman Harris seconded the motion.  
36 Voting was unanimous with Councilpersons Harris, Higginson, Knight and Simonsen voting “aye”.  
37 The regular session of the City Council was adjourned at 8:31 p.m.

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Mayor

  
\_\_\_\_\_  
City Recorder