

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47

Minutes of the
BOUNTIFUL CITY COUNCIL

March 9, 2021 – 6:00 p.m.

Present:	Mayor	Randy Lewis
	Councilmembers	Millie S. Bahr, Kate Bradshaw, Kendalyn Harris, Richard Higginson, Chris Simonsen
	City Manager	Gary Hill
	Asst City Manager	Galen Rasmussen
	City Engineer	Lloyd Cheney
	City Planner	Francisco Astorga
	City Attorney	Clinton Drake
	Streets Director	Charles Benson
	Police Chief	Ed Biehler
	Recording Secretary	Maranda Hilton

Official notice of the City Council Meeting was given by posting an agenda at City Hall 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 Journal and Standard Examiner.

Work Session – 6:00 p.m.
City Council Chambers

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

CONTINUATION OF BOUNTIFUL POLICE DEPARTMENT CULTURE – CHIEF EDWARD BIEHLER

Chief Biehler addressed the Council and said that he hoped to have a conversation and receive input from the Council about their concerns and/or wishes regarding the Police Department and its culture.

Chief Biehler talked first about enforcement culture in his department. He explained that they do not operate on a quota system like many people believe. Officers are simply required to have at least one traffic stop for every two hours of uncommitted time (time not spent on calls). It has been shown that departments who use a quota system place more pressure on the officers to write tickets. In Bountiful they expect that performance is balanced with compassion, giving officers the ability to use their discretion to simply give a warning at times. Our court system also allows for the courts to dismiss tickets under certain circumstances.

Chief Biehler also talked about the newly opened Davis County Receiving Center, and how wonderful it is to have more options for dealing with people with substance abuse and mental health problems. He said the ultimate goal is to help people and help get the word out that these resources are available. He said they have been overwhelmed at how effective the receiving center has been, with 70% of people completing the treatment.

Another thing the department does is a lethality assessment when called to help in domestic disputes. He explained that they use an assessment questionnaire developed by professionals to assist in evaluating how likely a person is to be harmed. If it is determined they are at risk, officers can refer a person to the women’s shelter in Kaysville and point them additional resources to help them.

1 Chief Biehler said that in 2019, Bountiful officers responded to 25,779 calls, with 875 arrests.
2 Force was used in 12 of those cases. A “use of force” report is filled-out for every instance of force,
3 which then must go through a rigorous chain of approval all the way up to the Chief. He said this
4 system is a very good one because it is a proactive approach that does not rely upon waiting for a
5 citizen’s complaint which may never come. Of those 12 cases, one was for use of a taser, and eleven
6 were for physical force. Overall, force was used 0.04% of the time they came in contact with
7 someone and in 1.3% of arrests.

8 The Police also have a lot of non-enforcement contact with our residents. School Resource
9 Officers (SROs) are in all the schools in Bountiful where they help teach civic classes and interact
10 with the students in positive ways.

11 Councilman Higginson said that the school resource program is one that he feels has worked
12 tremendously well helping establish good relationships between residents and officers. He said the
13 students know they can rely on police officers in any circumstance because of those friendships that
14 are created. Councilwoman Bahr agreed and said she is glad it is continuing.

15 The officers also respond to several non-enforcement calls that many other departments no
16 longer do; lock-out calls (651 calls in 2019) and alarm responses (2,384 alarms in 2019).

17 Police officers also participate in the parade and the Coats for Kids Car Show, do
18 neighborhood BBQs, host a Citizen’s Academy and Metro S.W.A.T. night.

19 Councilwoman Bradshaw asked Chief Biehler how they could help his department with these
20 types of events, since she knows the officers have a lot of things contending for their time. He said
21 just being aware of how much they have going on and realize they may have to say no to some events
22 would be helpful.

23 Chief Biehler explained that they try to have an informative and interesting social media
24 presence while maintaining professionalism. He said officers are encouraged to help residents
25 wherever they notice a need; crossing the street, fixing mailboxes, shoveling sidewalks, changing
26 tires, and helping clean up after windstorms. He said they are proud of where they work and always
27 want people to know they are the Bountiful. One way the Department does this is by keeping their
28 vehicles clean and professional looking.

29 Councilman Higginson asked how the Council could help them with their training facility.
30 Chief Bieler said it is a balancing act because it’s easy to spend a lot of money there, but they try to
31 be conservative with taxpayer dollars. He is working with the City Manager to find ways to fund
32 improvements using grants and other resources. He asked that the Council just be supportive of any
33 proposals that they bring at a later date.

34 Lastly, Chief Biehler spoke about how easy it is for officers to get caught up in the noise
35 around the country right now, and the worries they face as a profession. He is thankful for the support
36 that everyone here shows to his department, and he tells his officers that Bountiful is not like the rest
37 of the country. They receive an outpouring of support from everyone, and they truly appreciate it.

38
39 **FARMERS’ MARKET SHORT- AND LONG-TERM PLAN – MR. FRANCISCO ASTORGA**

40 Mr. Francisco Astorga explained that the Bountiful Farmers’ Market is now in the hands of
41 the Planning and Parks Departments. Due to the discontinuation of the non-profit status of the Main
42 Street Merchants Association, who previously managed the market, the City has decided to take it on
43 in order to keep it going. They are planning to hold the market this year from June 10 – October 7.
44 They hope to be able to work with the Health Department and have food trucks there this year.
45 Assignments have been given out to staff for managing the operations, permits, licensing, community
46 affairs, art and cultural programs, social media, tax reporting, revenue accounting, set-up and take-

1 down, and volunteer management. He said they are feeling prepared this year to have a great market
2 especially with the addition of Ms. Rebecca Hatch, the City's new community affairs specialist.

3 Mr. Gary Hill explained that although the City is excited to take this over for the short-term,
4 having the City run the market is not a great idea in the long-term. It is hopeful that next year a board
5 of directors can be formed that will eventually take over the management of the market and help
6 expand it in the future.

7
8 The meeting was closed at 6:57 p.m.
9

10
11 **Regular Meeting – 7:00 p.m.**
12 **City Council Chambers**
13

14 Mayor Lewis called the meeting to order at 7:00 p.m. and welcomed those in attendance. Mr.
15 Lloyd Carr led the Pledge of Allegiance and Mr. Carl Pond, High Councilman in the Bountiful
16 Orchard Stake, offered a prayer.
17

18 **PUBLIC COMMENT**

19 The public comment section was opened at 7:05 p.m.
20

21 Ms. Ronda Perkes (representing Congressman Chris Stewart) – reported that the office of
22 Congressman Stewart is now located in Bountiful. Congressman Stewart has been concerned about
23 the latest pandemic relief package and did not vote for it. He was recently placed on the F35 caucus
24 with the military which is a new experience for him. He also continues to serve on the appropriations
25 and intel committees.
26

27 The public comment section was closed at 7:08 p.m.
28

29 **APPROVE MINUTES OF PREVIOUS MEETINGS HELD ON FEBRUARY 23, 2021**

30 Councilwoman Bradshaw made a motion to approve the minutes from February 23, 2021 and
31 Councilman Higginson seconded the motion. The motion passed with Councilmembers Bahr,
32 Bradshaw, Harris, Higginson and Simonsen voting “aye”.
33

34 **COUNCIL REPORTS**

35 Councilwoman Bradshaw reported that the City is safe from additional regulations regarding
36 billboards and building codes for a little while.

37 Councilman Simonsen reported that the Veterans Park is entering Phase 3, which will add
38 statues to the park. He also thanked Congressman Stewart, who is on their board, for his support.

39 Councilwoman Harris welcomed members of the Historic Preservation Commission to the
40 meeting tonight and reminded everyone that the Bountiful History Museum is open by appointment
41 only right now. The museum recently applied for a RAP Tax grant.

42 Councilwoman Bahr did not have a report.

43 Councilman Higginson did not have a report.
44
45
46

1 **BCYC REPORT**

2 Ms. Emma Moulton, the BCYC City Manager, reported on the upcoming Bunny Hop Easter
3 activity. The activity is for children of all ages and will be on Saturday, March 20. More information
4 can be found on the BCYC website and there will be a drive-by option for families wishing to
5 socially distance.
6

7 **CONSIDER APPROVAL OF:**

8 **A. EXPENDITURES GREATER THAN \$1,000 PAID FEBRUARY 15 & 22, 2021**

9 **B. JANUARY 2021 FINANCIAL REPORT**

10 Councilman Higginson made a motion to approve the expenditures paid February 15 & 22,
11 2021 and the January 2021 Financial Report and Councilman Simonsen seconded the motion. The
12 motion passed with Councilmembers Bahr, Bradshaw, Harris, Higginson and Simonsen voting “aye”.
13

14 **RECOGNITION OF MR. LLOYD CARR – MAYOR RANDY LEWIS**

15 Councilwoman Harris recognized Mr. Lloyd Carr, who ran Carr Printing, a Bountiful
16 establishment since 1890. Mr. Carr began working there as a boy and worked his way through many
17 of the positions, including printer’s devil, delivery driver, janitor, letterpress operator, salesman,
18 purchasing agent. He was elected vice-president in 1984 and president in 1997. Carr Printing became
19 known for the Davis County Directory phone book which they printed from 1960 to 2020.

20 Mr. Carr wrote software programs long before others were available commercially that helped
21 with cost accounting, billing, job estimating and employee timecards. His management information
22 system was used by BYU printing services and Sun Letho in Salt Lake. He also wrote programs that
23 helped proof the printing of school yearbooks, track seminary students for the Church of Jesus Christ
24 of Latter-Day Saints and rate formulas for insurance companies

25 Mr. Carr also served in the American Guild of Organists and helped to oversee the restoration
26 of the pipe organ in the Bountiful Tabernacle in 1982. He served as a member and as president of the
27 Bountiful Area Chamber of Commerce and edited the Chamber’s newsletter. He also created the
28 Partners in Business monthly newsletter for Davis, Weber, Utah, and Salt Lake Counties. He served
29 on committees and boards that helped develop Weber State University property and developed
30 scholarships and fundraising for Davis Applied Technology College. He served on the first Bountiful
31 Historical Commission and is currently a member of the foundation which operates the Bountiful
32 Museum.

33 Carr Printing was also very involved in elections and ballot printing. Mr. Carr wrote voter
34 registration software and helped over half the counties in Utah automate and print voter registration
35 long before others were using computers to do that. Carr Printing also supplied ballots and precinct
36 supplies to most of the counties in the state, a service begun by Mr. Carr’s grandfather in 1902.

37 Mr. Carr thanked the Council for the recognition and talked about how his father taught him
38 to serve his community in any way he could. When his grandfather bought the publishing business,
39 he tried to find more work and realized that he could print voting supplies and started making kits for
40 the precincts with everything they needed for their elections. He said no one else in the country was
41 doing that at that time. He talked about how interesting it has been to be involved in elections and
42 how much it has changed over the years.
43
44
45
46

1 **RECOGNITION OF MR. M.J. SQUIRE – MR. LLOYD CHENEY**

2 Mr. Cheney honored Mr. M.J. Squire, commenting on how many experiences they have
3 shared working together for over 20 years and how well M.J. knows Bountiful. He said Mr. Squire
4 has been a tremendous resource to the City throughout his 36-year career.

5 Mr. Squire said his father moved the family to Bountiful in 1955 and he has seen many
6 changes over the years, including the first three-story office building going up. He said working for
7 the City has been a choice experience for him and he has enjoyed the caliber of people he has worked
8 with over the years.

9 Mrs. Joan Squire said how grateful she is for the people her husband worked with, they all
10 cared about each other and also had a lot of fun and she will miss those associations.

11 Mayor Lewis presented Joan with flowers and M.J. with a check. He said how nice it is to be
12 able to see and honor the wonderful people in our community.

13
14 **CONSIDER APPROVAL OF THE AMENDED SITE PLAN FOR CREEKSIDE SENIOR**
15 **LIVING, 430 WEST 400 NORTH – MR. FRANCISCO ASTORGA**

16 Mr. Astorga presented the amended site plan for Creekside Senior Living, which will be an
17 addition to the current building and will add 30 more units to the center. The site plan meets all
18 requirements and is recommended by the Planning Commission.

19 Councilman Higginson made a motion to approve the Creekside site plan and Councilwoman
20 Bradshaw seconded the motion. The motion passed with Councilmembers Bahr, Bradshaw, Harris,
21 Higginson and Simonsen voting “aye”.

22
23 **CONSIDER APPROVAL OF A PROPOSAL FROM PRECISION CONCRETE CUTTING**
24 **AND EXTEND THE AWARD OF THE CONTRACT FOR TRIP HAZARD REMOVAL –**
25 **MR. LLOYD CHENEY**

26 Mr. Cheney explained that the trip hazard removal program has been around for about 20
27 years and was rebid last year and awarded to the company that has been doing it for the last 20 years.
28 The contract included provisions for three extensions to allow for some continuity. The company is
29 requesting a 3% increase from last year which Mr. Cheney said seems reasonable. He recommended
30 the Council approve the contract.

31 Councilwoman Bahr made a motion to approve the contract with Precision Concrete and
32 Councilman Higginson seconded the motion. The motion passed with Councilmembers Bahr,
33 Bradshaw, Harris, Higginson and Simonsen voting “aye”.

34
35 **CONSIDER APPROVAL OF AN EASEMENT RELEASE AT 4764 S SPRING MEADOW**
36 **CIRCLE – MR. LLOYD CHENEY**

37 Mr. Cheney explained that this utility easement release is for two properties in a cul-de-sac
38 which recently had an adjustment in their lot line. Due to this change it was recommended that the
39 easement be released, and a new easement be recorded along the new property line. Necessary
40 approvals from the utility companies have already been obtained.

41 Councilman Higginson made a motion to approve the easement release and Councilwoman
42 Harris seconded the motion. The motion passed with Councilmembers Bahr, Bradshaw, Harris,
43 Higginson and Simonsen voting “aye”.

1 **CONSIDER APPROVAL OF THE EXTENSION OF FINAL APPROVAL OF THE**
2 **EVANS/HILLSIDE FARMS SUBDIVISION – MR. LLOYD**

3 Mr. Cheney explained that due to the economic conditions brought on by the pandemic, Mr.
4 Nielson is requesting a one-year extension to his approval for the Evans Subdivision. Mr. Cheney
5 recommended this extension with the same conditions as the original approval.

6 Councilwoman Bradshaw made a motion to approve the extension and Councilman
7 Higginson seconded the motion. The motion passed with Councilmembers Bahr, Bradshaw, Harris,
8 Higginson and Simonsen voting “aye”.
9

10 **CONSIDER APPROVAL OF RESOLUTION 2021-08 WHICH ALLOWS THE CITY TO**
11 **REIMBURSE ITSELF FOR FUNDS SPENT PRIOR TO THE ISSUANCE OF A BOND – MR.**
12 **GALEN RASMUSSEN**

13 Mr. Galen Rasmussen explained that in order to facilitate the development of the Washington
14 Elementary property prior to receiving bond proceeds, the Council must declare their intent to make
15 those expenditures and also to be reimbursed for those expenditures from the bond proceeds. They
16 must also specify the allocation period when these expenditures will take place and all expenditures
17 must be declared for the purpose stated. Resolution 2021-08 will take care of these requirements for
18 the IRS.

19 Councilman Higginson made a motion to approve Resolution 2021-08 allowing the City to
20 reimburse itself and Councilman Simonsen seconded the motion. The motion passed with
21 Councilmembers Bahr, Bradshaw, Harris, Higginson and Simonsen voting “aye”.
22

23 **CONSIDER APPROVAL OF A BEER LICENSE FOR STIKKI ENTERPRISES, L.L.C., DBA**
24 **GEORGE’S GRILL AT BOUNTIFUL RIDGE GOLF COURSE – MR. FRANCISCO**
25 **ASTORGA**

26 Mr. Astorga explained that this is a beer license for George’s Grill, the new concessionaire at
27 the Bountiful Ridge Golf Course.

28 Councilman Higginson made a motion to approve the beer license for George’s Grill and
29 Councilwoman Bradshaw seconded the motion. The motion passed with Councilmembers Bahr,
30 Bradshaw, Harris, Higginson and Simonsen voting “aye”.
31

32 Mr. Gary Hill took a moment to tell Council that staff is in the process of putting together an
33 RFI to gather uniform information from internet providers and wanted to clarify that the Council was
34 only interested in fiber-to-home capabilities and not other technologies. Council affirmed this.
35

36 **ADJOURN TO A CLOSED SESSION TO DISCUSS THE ACQUISITION OR SALE OF**
37 **REAL PROPERTY, PENDING LITIGATION AND/OR TO DISCUSS THE CHARACTER**
38 **AND/OR COMPETENCY OF AN INDIVIDUAL(S) (UTAH CODE §52-4-205)**

39 Councilman Higginson made a motion to adjourn to a closed session and Councilman
40 Simonsen seconded the motion. The motion passed with the following roll call vote:

41 Simonsen Aye
42 Bradshaw Aye
43 Higginson Aye
44 Bahr Aye
45 Harris Aye
46

1 The regular session of City Council was adjourned to a closed session at 7:47 p.m.

2
3 Councilman Simonsen made a motion to leave the closed session and reenter the regular
4 session and Councilman Higginson seconded the motion. The motion passed with Councilmembers
5 Bahr, Bradshaw, Harris, Higginson and Simonsen voting “aye”.

6
7 Councilwoman Bradshaw made a motion to adjourn the regular session and Councilwoman
8 Bahr seconded the motion. The motion passed with Councilmembers Bahr, Bradshaw, Harris,
9 Higginson and Simonsen voting “aye”.

10
11 The regular session was adjourned at 8:32 p.m.

12



Mayor



City Recorder