

Minutes of the
BOUNTIFUL CITY COUNCIL
September 14, 2021 – 6:00 p.m.

Present:	Mayor	Randy Lewis
	Councilmembers	Millie Segura Bahr, Kate Bradshaw, Kendalyn Harris, Richard Higginson, Chris R. Simonsen
	City Manager	Gary Hill
	Asst. City Manager	Galen Rasmussen
	City Attorney	Clinton Drake
	City Engineer	Lloyd Cheney
	Parks Director	Brock Hill
	IT Director	Alan West
	Water Director	Kraig Christensen
	City Planner	Francisco Astorga
	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 6:03 p.m. and welcomed those in attendance.

WATER CONSERVATION DISCUSSION – MR. KRAIG CHRISTENSEN

Mr. Christensen explained that irrigation water is scheduled to end on September 20, and that this might cause some potential problems if residents decide to use culinary water on their lawns. The Water Department, with the help of the City Engineer, has decided to draft a resolution to help enforce some watering restrictions to ensure that there is enough water, and that the City’s system does not become contaminated. He explained that this will impact revenue for the Water Department, but that preservation of resources is important.

He explained that the City’s water system is not designed for residents to use culinary water on their lawns, (there are some exceptions in certain areas of the City) and without a proper backflow prevention device in place, residents could contaminate the culinary water. He has also talked extensively with the Parks Department about their watering needs for preventing permanent damage to turf at the parks and at the golf course. They have devised a plan, using spot watering and other strategies, to keep the parks and golf course operational on a minimum amount of water.

He gave an update on the watering restrictions put in place earlier this year, saying that they had 22 violations where warnings were given, and only one fee was placed on a utility bill for a second offense. However, the July 2021 water consumption was at 103% of what July 2020 was, and August 2021 was 91% of August 2020.

1 The enforcement proposed in the Resolution will be similar to the restrictions made earlier
2 this year. First violations would receive a warning, second violations would receive a \$100 fine, third
3 violations would receive a \$250 fine, fourth violations would receive a \$500 fine, and fifth violations
4 would have culinary water service disconnected.

5 Councilman Higginson asked about the City’s efforts to notify the residents about this new
6 policy. Mr. Christensen said the word has not been put out yet, but that the backflow prevention
7 devices are already a part of the City code. Mr. Gary Hill said that there is a link on the City website
8 for the current drought watering restrictions. Councilman Higginson said this is one of the most
9 concerning issues the City is facing, and he would like to get the word out through the website as
10 soon as possible.

11 Councilwoman Bradshaw asked about the statistics on water usage and said she was
12 disconcerted that water consumption was higher than last July. Mr. Cheney said that he was also
13 disappointed by that. Councilwoman Bradshaw said she had no reservations about the Resolution as
14 drafted and hoped communication to the residents could be ramped up so to make a difference in
15 behavior. She said that Layton City was posting weekly about their water usage stats for residents to
16 see. She wondered if the City could do something similar, even though she knows it is harder with a
17 more complex system.

18 Mr. Gary Hill said this item will be on the agenda at the Council meeting later tonight, and the
19 Council thanked Mr. Christensen for his work on this issue.
20

21 **CONTRACT WITH BIRD SCOOTERS DISCUSSION – MR. FRANCISCO ASTORGA**

22 Mr. Francisco Astorga presented a Memorandum of Understanding (MOU) from Bird
23 Scooters to Bountiful City. He explained that Bird Scooters (Bird) would like to bring 50-100
24 scooters to Bountiful City for a one-year trial period. He noted that they have approached Woods
25 Cross, West Bountiful and North Salt Lake as well, to be able to expand their operating zone in South
26 Davis County. They are already operational in Farmington and Kaysville.

27 Mr. Astorga explained that Bird is able to set up “slow down zones” and “no ride zones” in
28 the City, which staff would definitely want to incorporate in City parks and during some of the larger
29 City events. He explained that a local fleet manager, hired and paid by Bird, is responsible for the
30 care, maintenance, repair and location of the scooters.

31 Mr. Astorga said the contract can be terminated by either party with a 30-day notice in
32 writing. The MOU has been reviewed by City managerial staff and the City Attorney and they find it
33 appropriate to move forward with the one-year trial period.

34 Councilwoman Bradshaw said that she was familiar with the use of these scooters in
35 downtown Salt Lake and knows that once they became a problem in populated areas, Salt Lake
36 prohibited their use on the sidewalks. She asked if the City was prepared to put an ordinance in place
37 about where they can be ridden. Mr. Astorga answered that Bird requests that riders abide by bicycle
38 laws, which would allow scooter use on sidewalks. However, a clause can be added to the MOU
39 about banning them from the sidewalks and see whether Bird accepts it or not. Councilwoman
40 Bradshaw said that she sees a lot of potential for clashes between pedestrians and riders on Main
41 Street and in the Plat A area of the City, but that she also feels safer using the scooters on sidewalks.

42 Councilwoman Bradshaw asked how accurate the slow zones and no ride zones are. Mr.
43 Astorga said he was not sure, but that they could perhaps expand the boundaries to make sure they
44 work for the City.

45 Councilwoman Bradshaw asked about the scooters being used in snowy and icy conditions
46 and if they would end up piled in snowbanks or damaged. Mr. Astorga said that they did discuss that

1 topic, and Bird said that scooter care is left up to the discretion of the fleet manager. If the Council
2 wishes to put a “hibernation” period clause in the MOU, that could be done and see if Bird accepts it.

3 Councilwoman Harris asked about the potential use of scooters by minors, and Mr. Astorga
4 said that it is intended by Bird that no one under 18 years old operate the scooters.

5 Councilman Simonsen suggested that staff speak to Kaysville and Farmington about how
6 operations are going in their cities. Councilwoman Bradshaw agreed that she would like more
7 information as well, and also from Salt Lake City, before moving forward with the trial period. The
8 rest of the Council agreed. Mr. Astorga said he would do that.

9
10 The meeting ended at 6:38 p.m.

11
12
13 **Regular Meeting – 7:00 p.m.**
14 **City Council Chambers**
15

16 Mayor Lewis called the meeting to order at 7:00 p.m. and welcomed those in attendance. Mr.
17 Kraig Christensen led the Pledge of Allegiance and Mr. Irv Henrie, offered a prayer.

18
19 **PUBLIC COMMENT**

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

21
22 Mr. Adam Beidoun (650 South Main Street) said that he read over the MOU from Bird Scooters and
23 feels that it is not substantial enough and it should be revised heavily. He is concerned that there are
24 no defined parking locations and feels they should only be operable during daylight hours for safety.

25
26 Mr. Tim Gregory (1141 East 300 North) offered the idea of using QR codes at each of the parks as a
27 way for residents to report maintenance issues to the Parks Department more easily. He asked when
28 the big holes caused by downed trees from last year’s windstorm would be fixed, and when the
29 streetlights in that area would be fixed as well.

30
31 Ms. Liz Beidoun (650 South Main Street) said she also has concerns about the Bird scooters and
32 asked the City to check into whether or not they have been banned in other cities, and if so, why. She
33 said she feels they will cause more accidents on Main Street.

34
35 The public comment section was closed at 7:11 p.m.

36
37 **CONSIDER APPROVAL OF MINUTES OF PREVIOUS MEETINGS HELD ON AUGUST**
38 **24, 2021**

39 Councilwoman Harris made a motion to approve the minutes and Councilman Higginson
40 seconded the motion. The motion passed with Councilmembers Bahr, Bradshaw, Harris, Higginson
41 and Simonsen voting “aye”.

42
43 **COUNCIL REPORTS**

44 Councilwoman Bradshaw reported that they had a great bike ride on the Mueller Park Trail
45 and were able to show off Phase 1 of the Trails Plan with some trails coming off of Mueller Park. The
46 Trails Committee did a good job organizing it and she thanked Francisco, Curtis, Brock and Todd

1 (City Staff) for joining in. She said the ride was able to spark great conversations with state
2 legislators, representatives from Davis County, the Forest Service and the Office of Outdoor
3 Recreation.

4 Councilman Simonsen said that he was so proud of this community as he drove around on
5 9/11 and watched so many people serving and helping their neighbors get trees cleaned up.

6 Councilwoman Harris agreed that it was a wonderful day. She also thanked Councilman
7 Simonsen for his work to bring about the Veterans Park and said she was thankful to have a place in
8 our City to go and recognize those who have served our country. She thanked everyone who
9 participated in the Day of Service events. She reminded everyone about the Bountiful Business
10 Symposium on September 22 at City Hall.

11 Councilwoman Bahr said she echoed what was said about the Day of Service, saying it was a
12 wonderful experience for her and her family.

13 Councilman Higginson echoed what was said as well. He asked Mr. Hill for a status update
14 on the City projects that were started over the weekend.

15 Mr. Gary Hill replied that all the projects that were started on Saturday were completed on
16 Saturday. He explained that 792 truckloads were taken to the landfill by volunteers and that despite
17 all the rain that day, he saw many smiling faces. The projects this year focused on fuels reduction for
18 fires, and he feels they might want to make it an annual event with that focus. He mentioned the help
19 from the emergency response teams who set up radios at each location for communication, and who
20 also sent 30 volunteers to help unload trucks at the landfill. He reported that he would be meeting
21 tomorrow to put more information about the Day of Service on the City social media sites and asking
22 residents to share their pictures and stories from that day as well.

23 24 **BCYC REPORT**

25 Ms. Brook Bleazard (BCYC Mayor) reported that the BCYC recently participated in a graffiti
26 clean-up project at the “B”, and that they helped as volunteers at the Coats for Kids Car Show. Their
27 upcoming activity is putting on a pumpkin patch for the kids in Bountiful, but the date has not been
28 determined yet.

29 Councilman Simonsen thanked the BCYC members for their wonderful service at the Car
30 Show.

31 32 **CONSIDER APPROVAL OF:**

33 **A. EXPENDITURES GREATER THAN \$1,000 PAID AUGUST 16, 23 & 30, 2021**

34 **B. JULY 2021 FINANCIAL REPORT**

35 Councilwoman Bahr made a motion to approve the expenditures and the July financial report
36 and Councilman Higginson seconded the motion. The motion passed with Councilmembers Bahr,
37 Bradshaw, Harris, Higginson and Simonsen voting “aye”.

38 Councilman Higginson took a moment to thank Mr. Brock Hill for planting London Plain
39 Trees (sycamores), and for his tireless work as the Parks Director.

40 41 **RECOGNITION OF CENTENARIAN OSCAR KING GREEN – MAYOR RANDY LEWIS**

42 Mayor Lewis recognized Mr. Oscar King Green (King), who turned 100 years old on August
43 5th, and has been a resident of Bountiful since 1946. After serving in the Army Air Corps in WWII,
44 he and his wife Louise (Douglas) built one of the first homes on the east bench and raised their four
45 sons here. He retired after 35 years as an Air Force civil servant working at Hill AFB on the B-29
46 Superfortresses. After retirement he also worked as a master carpenter and worked at the Salt Lake

1 Temple. King is well known as “Bountiful’s Cowboy”. He has owned 19 horses over the past 74
2 years and developed a love of riding the mountain trails. He spent many hours clearing trails,
3 rebuilding trails and rerouting trails to make them safer. Most notably, after the floods of 1983, he
4 rebuilt the Ward Canyon trail over many years, with the help of many others. He rode his horse until
5 he turned 99, and now rides once a year on his birthday. The Mayor recognized his wonderful service
6 to this community and noted that “he is a hero to his family, friends, the horsemen association, ward
7 members, hiker and bikers, and anyone who gets to know him.”

8 The Mayor presented King with a certificate of recognition and asked him to say a few words.

9 Mr. Green thanked the Mayor and Council and spoke about how much he loves the mountains
10 and what a choice area this is to live in. He said he was thankful for all the Lord has given him.

11
12 **CONSIDER APPROVAL OF THE PURCHASE OF A 2022 DODGE 2500 4X4 FROM**
13 **YOUNG CHRYSLER JEEP DODGE IN THE AMOUNT OF \$48,400 – MR. BROCK HILL**

14 Mr. Brock Hill explained that this truck will be used at the golf course. They will trade in one
15 of their current trucks and keep the other in use. They do not know how much the trade-in will be
16 valued at, but that will contribute to the overall price. They want to upsize to a 2500 diesel so that
17 they can pull heavier supplies like sand, fertilizers, and sod. He explained that many of the local
18 dealerships would not submit bids because prices are so volatile right now. However, they do feel
19 comfortable with the one bid they received from Young Chrysler Jeep Dodge and they have money in
20 the budget for this purchase.

21 Councilman Simonsen made a motion to approve the purchase of the truck from Young
22 Chrysler Jeep Dodge and Councilwoman Bradshaw seconded the motion. The motion passed with
23 Councilmembers Bahr, Bradshaw, Harris, Higginson and Simonsen voting “aye”.

24
25 **CONSIDER APPROVAL OF A GROUND LEASE AGREEMENT WITH DISH WIRELESS**
26 **L.L.C. AT THE BOUNTIFUL RIDGE GOLF COURSE – MR. CLINTON DRAKE**

27 Councilman Higginson made a motion to approve the lease agreement and Councilwoman
28 Bradshaw seconded the motion. The motion passed with Councilmembers Bahr, Bradshaw, Harris,
29 Higginson and Simonsen voting “aye”.

30
31 **CONSIDER PRELIMINARY SUBDIVISION APPROVAL FOR CREEK SIDE VIEWS**
32 **SUBDIVISION – MR. LLOYD CHENEY**

33 Mr. Lloyd Cheney explained that this subdivision is on a 5.5-acre property off Davis
34 Boulevard just above Valley View Elementary. The lot will be developed into a cul-de-sac with six
35 lots. All of the lots meet the minimum size requirements for this zone and some of them are quite
36 large with nice views. Utilities for this property are all fairly close, except for sewer, which will have
37 to be extended quite a way, but otherwise capacity is there and should not present any issues. He said
38 that the Planning Commission has forwarded a positive recommendation for this preliminary
39 approval and staff feels it meets all requirements.

40 Councilwoman Bradshaw asked about the status of the easement along the creek and of the
41 kiddie walk.

42 Mr. Cheney answered that the kiddie walk already exists and that it will simply be remaining
43 as it is, to allow the kids on the east side of Davis Blvd to get across to the school. The easement is
44 something the applicant was asked to provide, because there may be an opportunity there in the future
45 to create a trail that connects to Creekside Park. It would also provide Davis County with access for

1 maintenance along the bottom of the creek. So far, the applicant has expressed support for the
2 easement.

3 Councilman Higginson asked how storm water drainage will be handled in the new cul-de-
4 sac. Mr. Cheney answered that the new storm water ordinance will be tested for the first time here.
5 The ordinance requires both a water retention and water detention component, which should help
6 with not overwhelming the storm water system after a large storm. He mentioned that Lot 4 will
7 potentially have the most issues with water, but that they will look very carefully at the grading and
8 drainage plans when they issue permits for each lot.

9 Councilman Higginson made a motion to grant preliminary subdivision approval and
10 Councilwoman Harris seconded the motion. The motion passed with Councilmembers Bahr,
11 Bradshaw, Harris, Higginson and Simonsen voting “aye”.

12
13 **CONSIDER APPROVAL OF RESOLUTION 2021-17 MODIFYING THE USE OF**
14 **CULINARY WATER FROM SEPTEMBER 20, 2021, THROUGH APRIL 15, 2022 – MR.**
15 **LLOYD CHENEY**

16 Mr. Cheney presented Resolution 2021-17 for adoption as it was explained at the work
17 session.

18 Councilwoman Bradshaw made a motion to approve Resolution 2021-17 with the condition
19 that the word gets out to residents about it and Councilman Higginson seconded the motion. The
20 motion passed with Councilmembers Bahr, Bradshaw, Harris, Higginson and Simonsen voting “aye”.

21
22 **CONSIDER APPROVAL OF A LIQUOR (WINE) LICENSE FOR CHINA STAR**
23 **RESTAURANT LOCATED AT 1171 SOUTH 500 WEST – MR. FRANCISCO ASTORGA**

24 Mr. Astorga presented the application from China Star Restaurant for a liquor license for the
25 purpose of selling wine. He explained that the application was reviewed by the appropriate
26 departments and has been found to meet all the requirements.

27 Councilwoman Bahr made a motion to approve the liquor license for China Star restaurant
28 and Councilwoman Bradshaw seconded the motion. The motion passed with Councilmembers Bahr,
29 Bradshaw, Harris, Higginson and Simonsen voting “aye”.

30
31 **CONSIDER APPROVAL OF THE PURCHASE OF 40 DESKTOP COMPUTERS FROM**
32 **NETWIZE IN THE TOTAL AMOUNT OF \$42,136 – MR. ALAN WEST**

33 Mr. Alan West explained that this purchase represents 20% of the City’s desktop computers,
34 which is how they achieve their floating rotation of computers being replaced every five to six years.

35 Councilwoman Bradshaw asked about the Dell vendor situation. Mr. West answered that Dell
36 only allows one vendor to give the City a bid on the computers, but that it is a pretty good discount.
37 The City cannot get a bid directly from Dell or from the State contracted vendors because of how it is
38 set up.

39 Councilman Higginson made a motion to approve the purchase of 40 desktop computers from
40 Netwize and Councilwoman Bahr seconded the motion. The motion passed with Councilmembers
41 Bahr, Bradshaw, Harris, Higginson and Simonsen voting “aye”.

42
43 **CONSIDER APPROVAL OF MICROSOFT OFFICE 365 LICENSE RENEWAL FROM**
44 **CDWG IN THE AMOUNT OF \$25,280 – MR. ALAN WEST**

45 Mr. West explained that the City recently moved from desktop-based Microsoft Office to
46 Office 365 after an extensive analysis of the costs associated with updating the Microsoft Exchange

1 server and for license renewals. They feel this will be a better and more economical solution. They
2 co-terminated all the licenses to end now so they can do an annual renewal moving forward.

3 Councilwoman Harris made a motion to approve the Microsoft Office 365 license renewal
4 and Councilman Higginson seconded the motion. The motion passed with Councilmembers Bahr,
5 Bradshaw, Harris, Higginson and Simonsen voting “aye”.

6
7 **ADJOURN TO A CLOSED MEETING TO DISCUSS THE PURCHASE, EXCHANGE OR**
8 **LEASE OF REAL PROPERTY, REASONABLY IMMINENT LITIGATION, AND/OR TO**
9 **DISCUSS THE CHARACTER AND/OR COMPETENCY OF AN INDIVIDUAL(S) (UTAH**
10 **CODE §52-4-205).**

11 Councilwoman Bradshaw made a motion to adjourn to a closed meeting to discuss the
12 purchase, exchange or lease of real property, reasonably imminent litigation, and/or to discuss the
13 character and/or competency of an individual(s) to be held in the planning conference room and
14 Councilman Higginson seconded the motion. The motion passed with the following roll call vote:

15 Bradshaw Aye
16 Bahr Aye
17 Harris Aye
18 Simonsen Aye
19 Higginson Aye

20
21 The regular session was adjourned to a closed session at 7:53 p.m.

22
23 The closed session was started at 7:59 p.m.

24
25 Councilwoman Harris made a motion to move back to the regular session and Councilwoman
26 Bradshaw seconded the motion. The motion was approved with Councilmembers Bahr, Bradshaw,
27 Harris, Higginson and Simonsen voting “aye”.

28
29 The regular session was reopened at 9:09 p.m.

30
31 Councilman Higginson made a motion to adjourn, and Councilwoman Harris seconded the
32 motion. The motion was approved with Councilmembers Bahr, Bradshaw, Harris, Higginson and
33 Simonsen voting “aye”.

34
35 The regular session was adjourned at 9:09 p.m.
36



Mayor



City Recorder