Minutes of the regular session of the City Council of West Bountiful City held on Tuesday,October 16, 2007, at West Bountiful City Hall, Davis County, Utah.

Those in Attendance

MEMBERS PRESENT: Mayor James Behunin, Debbie McKean, Cheryl Searle, Jeff Tingey, and Don Lilyquist.

MEMBERS EXCUSED: Roy Johnson

STAFF PRESENT: Wendell Wild (City Administrator) Beverly Haslam (City Recorder), Randy Lloyd (Police Chief), Jami Zigich (Secretary).

VISITORS: Rich Tuttle,Eric Eastman,Terry Olsen,James Bruhn, Larsen, Mike Meredith, Valerie Shaw, Ken Romney, Lu Valentin, Alan Malan, Bill Quick, Roger Wray, Mary Wild, Kent Bond, Craig Johnson

Called to Order

The City Council Meeting was called to order at 7:30 p.m. by Mayor James Behunin indicating that Cheryl Searle would be offering the invocation followed by Don Lilyquist leading the pledge.

1.
Accept Agenda

Mayor Behunin gave an over view of the agenda. Debbie McKean made a motion to accept the agenda moving item 3 Golf Advisory Board to 13A and also moving item 7 Mayors Proposal on Administrative Staffing to 13B. Cheryl Searle second the motion. The mayor called for a vote. Motion carries.

2.
Public Comment

Eric Eastman of 620 West 1950 North stood before the council to oppose and state concern of the mayors new administrative proposal, stating he feels it increases the power of the Mayor leaving the city open for corruption and favoritism. Mr Eastman stated that it is illegal to change the power of the mayor without public input. Eastman concluded by urging the council to dismiss the proposal.

Mayor Behunin thanked Mr. Eastman for his comments and asked in the future that if the item for comment is on the agenda, that the discussion is held until the item is opened.

3.
Golf Advisory Board
Recommendation

Item moved to 13A

4.
Bountiful Davis Arts Center

Mitch Tuttle of the BDAC stood to express appreciation to the Mayor,Council and City for the support of the Summerfest Celebration. Mr Tuttle told the council that this was one of the best attended festivals because of the ability to have free admission, which was possible in large because of West Bountiful support. Tuttle presented the council with a framed certificate from the BDAC to show their appreciation. Mr Tuttle concluded his remarks by asking the city and council for their continued support of the Summerfest Celebration.

5.
Awarding of Engineer Contract

Mayor Behunin informed the council that there were three members on the selection committee to award the engineering contract. The members were himself, Kent Romney and Wendell Wild. The mayor ask Wendell Wild, City Administrator to inform the council of the steps that led to committees final decision.

Wendell Wild began his overview by stating that five firms had bid on the position, ESI, Sunrise, CRS, CEC, and JUP. The committee met and short listed the firms and then preceded with formal interviews.

After the formal interviews the committee unanimously would recommend the firm of Caldwell,Richards and Sorenson. This decision was made for several reasons, their prices, the ability to have a representative work for the city full time, the ability to physically have someone in the city offices for up to 20 hours a week therefore being very accessible to staff.These being the primary reasons for our recommendation concluded Mr Wild.

Kent Romney of the selection committee also commented that CRS prices were the best, especially when considering the firms prior experience with the city.

Mayor Behunin added that the committee had diligently sought out different options and searches of firms through the formal bidding process and felt they had come to the best decision.

Debbie McKean brought concerns to the council stating they had no printed information including copies of the bids. McKEan stated that it would be very hard to vote on a proposal without formal documentation. McKean also stated that she knew that there were

other firms to look at and consider.

Councilman Don Lilyquist also stated he would like to look at a printed proposal before voting.

Cheryl Searle stated that in regards to the bidding process she would just like to be assured that all that wanted to bid on the position were allowed to do so.

Jeff Tingey commented that the bidding has now been closed and can not be re-opened because of the confidentiality of the process.

Debbie McKean made a motion that the awarding of an Engineering Contract be postponed until the council had a written proposal and documentation of the contract to be awarded, along with the motion McKean asked City Administrator Wendell Wild if he would be able to supply the council with the information. Mr Wild affirmed he would get the information for the council.Don Lilyquist seconded Mrs McKeans motion. Mayor Behunin called for a vote, motion passes.

6.
Terry Olsen
Report on Emergency
Preparedness Drill

Terry Olsen was introduced by Mayor Behunin and asked to give a report of the Emergency Preparedness Drill that took place Saturday October 13,2007

Olsen commented that he and his committee were pleasantly surprised of how well the plan worked. Mr Olsen stated that the plan works it may be bent but not broken.

Olsen informed the council that he would supply a full written report within a couple days. Mr Olsen assured the council that included in the report would be issues regarding communication, contact with radios, notification within neighborhoods and blocks and those involved in CERT training.

Councilman Lilyquist thanked Mr Olsen for all his work and said successful outcome of the drill is due to Mr Olsen's planning and preparation. Mr Lilyquist also wanted to thank all those who helped and participated, Cheryl Searle, Wendell Wild, Randy Lloyd, West Bountiful and Oak Creek Stake Presidencies, South Davis Fire and many others.

Mr. Olsen commented that one problem is having up to date phone numbers and that cell numbers do not work really well. Mr. Olsen also

stated that there are about 42 participants in the ongoing CERT training classes.

Don Lilyquist ended the discussion by commenting on how important radio's and walkie talkies would be in an emergency situation. The proper use of radio and devices will be included in the written report and also put in the city newsletter.

7.
Mayors Proposal on
Administrative Staffing Needs — Moved to 13B

8.
Financial Report

Brian Passey by printed document and memorandum advised the council that,
- Sales taxes lead the way in tax base growth
- Due to the new auto dealership building permit, development impact &building activity fees, are above budget at this point in time this affects impact fee funds as well.
- While department budgets are in line, public works overtime is high
- The water,solid waste and storm drain are in a strong positions
- Golf course revenues are down slightly, while golf expenditures are up slightly.

Wendell Wild advised the council that property taxes do not come due until the end of November.

Don Lilyquist spoke concern as to the overtime issue, and asked if it should not be being billed to individual projects.

City Administrator Wendell Wild advised that most situations that require overtime are emergency's and they are monitored closely.

Jeff Tingey indicated that going over budget would not be advantages to anyone.

9.
Police Report

Chief Randy Lloyd reviewed the printed police report drawing the councils attention to DUI arrests of 6, Business Checks of 822, and other agency assists of 107.

Chief Lloyd also informed the council that the cost of a Public Broadcast System would be around twenty-five thousand dollars and suggested that grant monies might be possible.

Lloyd indicated that he had looked into a reverse 911 system and thru research had found that it does not work very well and that other options are recommenced.

In conclusion Chief Lloyd informed the council that the department had purchased a new Ford Explorer, to help tow the speed trailer and also for much needed help on snow days.

10.
Planning Commission Report

Mayor Behunin expressed his thanks to all involved in the Planning and Zoning Commission stating that with the growth in the city they have been very busy. Mayor Behunin the asked Councilwoman McKean to briefly go over the printed report.

Debbie McKean then stated that legal ordinance issues were being studied in regards to the cities stand on Rehabilitation Facilities in Residential Neighborhoods, a public hearing has been set for November 13, 2007 and review of the legal documents is set for October23,2007.

Mrs McKean stated that there was a lengthy presentation on Legacy Parkway Scenic Byway Master Plan and the ordinances that are in place to protect the plan.

Jeff Tingey of the council addressed the issue of gates to the city yard near Jesse's Meadows being left open. Mr Tingey's concern was that there seems to be a number of minor teens playing or hanging out there, and is concerned for there safety.

Wendell Wild indicated that he would make sure the situation was looked into.

Debbie McKean then concluded that next scheduled Planning and Zoning Commission meeting was to be held on Tuesday October23,2007.

11.
Approval of Minutes of Previous Meeting

Mayor Behunin asked that council members submit any changes to the previous meetings minutes at this time.

Council member Don Lilyquist requested that on page 7 line 6 an addition be made regarding his mention of an issue involving the Mike and Sterling sign. Mr Lilyquist submitted the request and it was added to the minutes, along with some typographical corrections.

Debbie McKean indicated the addition of the closed session adjournment times, those too were added.

Debbie McKean then made the motion to accept the minutes with corrections and additions, Don Lilyquist second the motion, vote was called, motion passes.

12.
City Administrators Report

Mayor James Behunin acknowledged city Administrator Wendell Wild for his monthly report.

Mr Wild stated that the city clean up would finish up on Saturday

October 20,2007 and had very successful.

The issues of a Waste Tfer Station is being investigate was communicated to the couby Mr Wild. Wild went on to further explain that Nathan Rich vs in charge of the burn plant is looking into different sites, costs, bort options and other issues regarding the possibility of a Transfation.Mr Rich will inform Mr. Wild of his findings at which tim Wild will inform the council of the different options.

Cheryl Searle asked Mr Wow the waste would be transported and the turn around time. Mrs le also advised that she had worked on this type of issue before aat council must be kept up to speed on decisions.

Mr Wild reiterated that hald keep the council well informed.

Wild continued his report lling council that the generator for back up power to the city officd been shipped and would be installed upon its arrival.

The city administrator ined council that meetings and options were being discussed regag the 1100 West,5th South, 5th West, I-15 interchange. The citiesook is that the area is just going to get more and more use and thoactive solving of the problem for long term use is better than a slerm fix, but that would entail millions of dollars.City AdministraMayors, and State Officials are meeting to come up with options.Wild concluded his report by assuring council any information vl be forwarded to them.

13.
Mayor,City Council Report

Mayor Behunin precedech the agenda referring council to the UDOT letter provided in pts asking them to pay close attention to the issue previously discuby Mr Wild and also the ongoing sound wall issue.

The mayor informed couhat the issues regarding Regan signs is ongoing. Mr Reagan has notified that the proposed sign is not acceptable to Mike and Sng. The mayor went on to say that an option may be 1 large sig 2 smalls, but as of yet no proposal has been made by Mr Reagan

Legacy Trails funds neede used as was designated. Mayor Behunin stated that this iwould not be bounced back and forth between committees.

Mayor James Behunin fued his report by stating he could not recommend Judge Joel Cbell for reappointment, because of his decision the Judge has foly asked for a hearing, a copy of his request is included in theicils printed packet.

The mayor went on to stat he is requesting a special city council meeting be held otober 30,2007, having the requested hearing for Judge Campbarting at 8:00 pm. Mayor Behunin inquired of City Recordererly Haslam if she would please make the proper notifications.

City Recorder Beverly Ha indicated to the mayor she would prepare and make proper ications of the meeting.

Mayor Behunin concluded his report and asked the council to proceed with their individual reports.

Don Lilyquist indicated he had previously given his report with the information of the Emergency Preparedness Drill.

Jeff Tingey passed with no report.

Councilwoman Debbie McKean started her report with a Thank You to the Arts Council for the recent Chamber Orchestra Celebration.

McKean furthered her report stating that plans are well underway for the Christmas on Onion Street Celebration,annoucing that the Youth Council is looking into the possibility of selling tickets for a childrens hayride following behind Santa's fire engine. If the hayride is a possibility it would be used as a fund raiser for the Youth Council.

To conclude her report Debbie McKean reminded the council of the Safe Halloween Spooktacular being hosted by the Youth Council from 5:30 to 7:00 on October 31st and encouraged council members to dress up and come support and thank the council.

Cheryl Searle started her report by announcing that the historical council had two new members.

The Historical Council is making plans for the annual celebration on Onion Street, by securing vendors, tour sites, getting lights up,and checking the possibility of closing the street for the celebration. Searle concluded her report.

13A.
Golf Board Advisory Board Recommendations

At the conclusion of the council reports Mayor Behunin immediately called upon Kent Bond, chairman of the Lakeside Golf Course Advisory Council, for the said recommendations.

Mr Bond informed the council that the printed recommendations were included in their binders and he would briefly review them.

Mr Bond explained the first recommendation of the Board would be a 30% discount to the residents of West Bountiful on golf,carts and range balls.

Council members Don Lilyquist and Debbie McKean both questioned how the discount would be monitored and were concerned with the possibility of abuse.

The second recommendation of the Golf Board is a new café lease agreement stated Mr Bond. The board would like to be able to put the lease out to bid, interview the candidates, and be in on the final selection.

Councilwoman Cheryl Searle suggested that the board find or design a lease agreement that they are happy with and present that to the counsel for approval, this protecting all parties involved in the agreement.

Mr Bond agreed to firm up and present to the council a formal lease

agreement for approval before announcement for bid.

The concluding recommendation of the Golf Board presented by Mr Bond was to allocate approximately $20,000.00 to upkeep and repairs to the current pro shop, café and patio area.

Discussion ensued amongst council members if upgrades should be included in the new lease agreement, if some work could be done by employees thru out non-golfing months, would the budget have to be re-opened.

The mayor brought the discussion to a close by asking Mr Bond to please bring before the council a formal lease agreement proposal for the café, and a very specific plan for upgrades, along with a specific plan for implementation of the discount for West Bountiful residents. Mayor Behunin asked that this be accomplished and submitted in January 2008 or before.

Mr Bond committed to the mayor he would return to the Board with his requests.

Mayor Behunin advised the council that he had asked Council member Jeff Tingey to now take the seat of pro tem Mayor as he was going to the floor to make a formal recommendation to the council.

13A
Mayors proposal on Administrative Staffing Needs

West Bountiful Mayor James Behunin stood before the council stating that he was in the middle of his term as mayor and was very frustrated and anxious regarding a number of issues some of which included the sound wall,RDA events, building permits,Legacy Highway, 5th SouthUDOT redesign, and others.

The mayor went on to state that things are not getting done in a timely manner. His perception is that there is an overload of responsibility on the City Administrator Wendell Wild.

Mr Behunin referred council to the printed packet he had included in binders of his proposal to reorganize the city administrations functions.

* Packet is included in archived minutes as Supplemental Number 1 -10/16/07

The mayor went thru his proposal explaining it to the council.

Behunin concluded his presentation stating that Mr Wild always had 14 to 16 hours per month of comp time accrued and he felt that the council needed to give him the help he had been asking for.

Council member Debbie McKean voiced concern that the mayors proposal would be changing the form of government and wanted to make sure that the council followed the proper protocol for change.

Pro tem mayor Jeff Tingey informed the council that he would like to hear comments from Mr Wild on the proposal.

Mr Wendell Wild City Administrator then took the floor to address

the council.

Wild thanked council for the opportunity to address the proposal, handing a printed packet to the council and those visiting in chambers.

Referring to the printed packet Mr Wild addressed council.

* Packet is included in archived minutes as Supplemental Number 2 -10/16/07

City Administrator Wendell Wild read directly from his printed packet in addressing the council.

Mr Wild concluded his remarks by stating that he felt that it was essential for the city to have an administrator that could be in control of the day to day activities and functions of the city.

Councilman Don Lilyquist stated that he agreed with Mr Wild that there has to be someone who oversees the day to day workings of the city. Mr Lilyquist went on to comment that he did not believe this was the function of the mayor.

Mr Wild noted that he did not feel restructuring was needed, he just asked for help, someone he could train to help with the growing tasks of a growing city.

Pro tem Mayor Jeff Tingey noted that there were citizens in the room who would like to make comment regarding the issue. Mr Tingey asked that all be conscience of the time and keep their comments short.

Resident of West Bountiful Bill Quick voiced concern of the amount of time it takes the council to make a decision. In Mr Quick's opinion the admiisrtrative responsibilities of the city do not need to be changed the council needs to move forward with decision making issues. Mr Quick also stated that the mayor does not need more power that Mr Wild just needs an assistant

Eric Eastman took the floor for the second time this meeting apologizing for "jumping the gun" previously concerning this issue. Mr Eastman expressed his opinion sternly that the council needs to quit having closed door sessions about faults of city administration and just get Mr Wild the simple extra help he has asked for. Eastman concluded by stating that the experience and expertise of Mr Wild are irreplaceable.

Resident Mike Meredith stood before council simply stating that he was in support of Wendell Wild, that what we have as a city administration is great, we just need to get Mr Wild the help he requested.

Debbie McKean made motion to extend City Council Meeting for 15 minuets pass the 10 o'clock hour.Cheryle Searle second the motion. Pro-tem Mayor Jeff Tingey asked for a vote, Don Lilyquist abstained from the vote, motion passes.

Cheryl Searle stated that the city needs help, that she agrees that it takes to much time for decision making and tasks to be completed. Mrs Searle commented that the Mayors Proposal is just that a

proposal and that the council needs feed back from the public before making a decision

Debbie Mckean stated that closed door sessions had been held not to deface people but to discuss issues that were not appropriate to be discussed about someone publicly. McKean commented the work load on some administrators is overwhelming and they need help.

Jeff Tingey described an administrative ladder that would include a Public Works Director, that would report to the City Administrator.

Pro tem Mayor Jeff Tingey went on to state that the council needs public input which could be done thru the mayors blog on the web, that each council member should prepare a proposal after receiving personal feed back from the public and be prepared to present their findings at the regular scheduled meeting November 20, 2007.

Mr Tingey concluded the discussion reviewing that there would be an October 30 meeting with regular agenda from 7pm to 8 pm. The 8 o'clock hour would be designated for the requested hearing of Judge Joel Campbell.Tingey went on to state that proposals of city administration change would be heard on November 20, 2007 because of the cancelled city council meeting due to the November 6 election day.

Debbie McKean made motion to adjourn the meeting. Cheryl Searle seconded,and voting was unanimous.

West Bountiful City Council Meeting adjourned at 10:25pm

MAYOR JAMES BEHUNIN

BEVERLY HASLAM (CITY RECORDER)

JAMI ZIGICH (SECRETARY)