

**REGULAR SESSION OF THE  
BRIGHAM CITY COUNCIL  
August 18, 2016**

PRESENT:	Tyler Vincent	Mayor
	DJ Bott	Councilmember
	Alden Farr	Councilmember
	Ruth Jensen	Councilmember
	Tom Peterson	Councilmember
	Mark Thompson	Councilmember
ALSO PRESENT:	Mark Bradley	City Planner
	Dave Burnett	Public Power Director
	Mary Kate Christensen	City Recorder
	Chris Howard	Police Lieutenant
	Kai Landon	Museum-Gallery Director
	Paul Larsen	Community Development Director
	Kristy Law	Community Activities & Services Director
	Mike Nelsen	Police Chief
	Derek Oyler	Finance Manager
	Tyler Pugsley	Public Works Director
	Jason Roberts	City Administrator

Mayor Vincent called the meeting to order. The Reverence Period was given by Pastor Mike Galica from the Holy Cross Lutheran Church. The Pledge of Allegiance was recited.

**Approval of Minutes:** A motion to approve the minutes of the August 4, 2016 Council meeting was made by Councilmember Thompson, seconded by Councilmember Peterson and unanimously approved as distributed.

**AGENDA**

**PRESENTATION**

Presentation of Grant Funds for the Heritage Arts Festival and American Diabetes Association Tour de Cure

**RECOGNITION OF EMPLOYEES**

New Hires – Police Department, Public Power, Senior Center

**CONSENT**

Request to Write-off Accounts Due to Bankruptcy or Being Sent to Collections

**PUBLIC COMMENT**

**COUNCILMEMBER COMMENTS**

**SCHEDULED DELEGATION**

Peach Days Update and Presentation

**NEW BUSINESS**

Consideration of a Resolution Providing for the Holding of a Local Special Bond Election in the City for the Purpose of Submitting to the Qualified Electors of the City the Question of the Issuance and Sale of \$31,350,000 General Obligation Bonds and Providing for Related Matters

Request for Waiver of Noise Ordinance for Relay for Life

## **PLANNING COMMISSION**

Consideration of Ordinance Requesting Approval of Zone Change from General Commercial and Residential to all Manufacturing-Distribution, Located at Approximately 1000 North Main on the East Side of Main Street

## **PRESENTATION**

Mr. Jared Harrison from Wal-Mart Distribution came forward. Mr. Harrison presented a check for \$5,000 for the Brigham City Heritage Arts Festival and another check for \$5,750 for the American Diabetes Association Tour de Cour.

## **RECOGNITION OF EMPLOYEES**

Chief Nelson introduced Sioape Lautaha as a new Police Officer and presented him with his badge.

Tyson Hutchings was recently hired as an Apprentice Power Line Worker.

Lindsay Ward was introduced as a part-time Kitchen Lead at the Senior Center.

## **CONSENT**

### **Request to Write-off Accounts Due to Bankruptcy or Being Sent to Collections**

A list of accounts totaling \$7,567.75 was presented to be removed from the City's system due to customer taking out bankruptcy or being sent to collections.

**MOTION:** A motion to approve the Consent Agenda was made by Councilmember Jensen, seconded by Councilmember Farr and unanimously carried.

## **PUBLIC COMMENT**

Melinda Mortensen, Brigham City – Ms. Mortensen said Brigham City is long overdue for a continuous exercise walking path. It was recently announced that Box Elder County was one of the obese cities in Utah. A neighboring state has the lowest obesity rate and coincidentally has many paths and trails. A few years ago she drew up a plan for the City, and dreamed about her children enjoying this path. The roads they exercise on are very uneven and do not provide a continuous course of exercise. The sidewalks all end at one point or another. Local businesses have told her they would contribute to this. They would get recognition on the path for their contribution. She envisions future marathons and the high school cross country team practicing safely and enjoying the path. She also envisioned boy scouts, cub scouts, Boys & Girls Club and eagle projects helping to complete and maintain the pathway. They have talked to City planners and they were receptive to help blend these ideas together and make it a reality. They have looked at the general trail plan and they are excited to support this effort. They have received wonderful support from residents and businesses.

Michael May, Brigham City – Mr. May said Americans account for only 5% of the world's population, yet we consume 25% of the world's oil and 27% of the world's aluminum. With the world's population being 7.345 billion and the United States accounting for only 5% of that, we

account for about half the world's waste. He was very concerned because there are certain resources that cannot continue to be made, and they are continuing to be put in the landfill. It may be fiscally difficult to do curbside recycling, but it may be more important than a community center.

DeAnna Hardy, County – Ms. Hardy said she appreciated Councilmember Thompson's explanation of spending \$105,000 for a community center design. However, if the bond does not pass, then the City would have spent \$105,000 for nothing. She was glad to hear that UTOPIA is doing better financially, but citizens are still being forced to pay for something they do not have or want. Economic development's goal is to bring in more industry and jobs, but it will put a strain on the City's water supply. The convention center and restaurant are taking the people's money to invest in businesses. It is unconstitutional. It does nothing to protect the liberties of the people. She read a quote from Boyd K. Packer.

### **COUNCILMEMBER COMMENTS**

Councilmember Farr watched the Fire Department do some training on North Main. He was very impressed. The Chief talked to them about various scenarios and what could have been done differently. He appreciated the property owner that allowed the Fire Department to use their facility.

Councilmember Jensen said she has volunteered to do the dunking booth during Peach Days.

Councilmember Thompson expressed appreciation to those on the GO Bond Task Force. They did a lot of work and went through several scenarios. They did a great job.

Councilmember Peterson said he went with Mr. Burnett to tour Heber City's natural gas plant. They have two hydro units and several natural gas units. They can produce up to 25 megawatts of their power. He felt that the City still needs to push for natural gas generation.

Mayor Vincent expressed appreciation to citizens who are concerned and are willing to work with employees to make Brigham City a better place to live and a safer place to be. The bike trails and the walking paths are very important and are something the City should look into.

### **SCHEDULED DELEGATION**

#### **Peach Days Update and Presentation**

Monica Holdaway, Director of the Chamber of Commerce, came forward and said there are some fun, new activities at Peach Days this year. One is the dunk tank, which will be at the motorcycle show and all funds will go toward Box Elder Middle School Hope Squad. Another is a lip sync battle on Friday night. Mayor Vincent will faceoff Mayor Cronin from Perry. Representative Lee Perry will faceoff with County Commissioner Stan Summers. A local band will perform on Friday night. On Saturday night Gentry will perform at 7:30. The Peach Queen is scheduled to be on all three local TV channels.

## NEW BUSINESS

### **Consideration of a Resolution Providing for the Holding of a Local Special Bond Election in the City for the Purpose of Submitting to the Qualified Electors of the City the Question of the Issuance and Sale of \$31,350,000 General Obligation Bonds and Providing for Related Matters**

Mr. Roberts said at the last Council meeting the Council gave staff specific instructions for the bond to include the sports complex and the recreation/senior center. The resolution presented was as requested by the Council.

Staff was also instructed to form a task force and get some ideas from them on the project. Mr. Roberts asked Keith Mecham from the task force to the table.

Mr. Mecham said the task force was concerned about the amount of \$31M. This means something would need to be cut from the recreation/senior center, the sports complex, or the two museums not be combined. The task force suggested reducing the project to bring the total lower. Staff looked at various reductions and brought it down to \$26M. The task force felt that this was a more reasonable amount.

The task force also discussed the location on the Utah State property as recommended by staff, and also looked at other options. The USU property would be a 100 year lease at \$1.00/year. The task force recommended it be located north of the Brigham City pool and/or south of the pickleball courts. Either would be property the City already owns and would be centrally located. It would be close to parking and the pickleball courts. Mr. Mecham added that the task force was not unanimous on this, but the general consensus was that the City should consider locating it at Pioneer Park.

Joshua Greene from Method Studios stated that the construction portion of the budget allocation is \$13.6M. This would fund a 53,000 gross square foot community center and include two courts, an additional court for senior center functions, administrative office areas, and a dedicated cafeteria that would seat over 200. It would also include a few classrooms that would seat 40-50 people. Most of the building would be on one level, with the exception of the raised mezzanine track. There would be 80-100 parking stalls.

Mr. Roberts said if the Council decides to cut \$5.3M from the project, staff recommended cutting the sports complex from 11 multi-use fields to seven, one or two concessions stands, and one less small softball field. This would leave nine fields that could be used for tournaments. It is possible the City could rent the high school field, which would get the ten needed for regional tournaments.

Councilmember Thompson said the task force estimated that over a 20-year period, the economic development of the regional tournaments would bring in a net benefit of \$35M. This does not all come to Brigham City; it comes to the community, to the businesses, etc.

Councilmember Peterson asked when the City would be able to complete Phase 4 if it is not done as part of the bond. Mr. Roberts replied that it depends on priorities. The Council would have to prioritize with everything in the general fund.

Mr. Roberts explained that one of the requirements for the GO Bond is that the Council must write an argument in favor of the bond. He recommended that one member of the Council write it and the Council approve it. He recommended Councilmember Thompson write it because he has been on the task force.

There is a GO bond that will be paid by the end of this year. The effect on property taxes for a \$160,000 home for a \$31M bond would be a net of \$193 and \$148 for a \$26M bond.

Councilmember Peterson asked if there is any cushion built into the costs. Mr. Oyler said there is 12% contingency in the sports complex numbers and approximately \$500,000 in the recreation/community center numbers.

Councilmember Peterson expressed concern that this bond will maximize the City's recreational spending for the next 20 years, so the rest of the complex will not be built.

Councilmember Jensen said the community has shown support for the entire project.

Councilmember Peterson said for \$25 more per resident per year, four more complexes could be completed. That would be a bond of \$28M. He was concerned that if it doesn't get done now it will never get done. Councilmember Farr agreed.

Councilmember Thompson said the task force tried to keep the annual increase under \$200 per household.

Mr. Mecham added that at the last meeting of the task force they felt that asking for \$31M was too much. They are in favor of the sports complex, but did not think a \$31M bond would pass. There was a lot of discussion on how to bring it down. The softball fields in Phase 3 were one of the recommendations discussed.

Councilmember Thompson said the task force wanted everything or nothing. There was not one person on the task force that wanted to do nothing. Eighty percent wanted Phase 3 in the project.

Councilmember Jensen felt that the bond should be for \$31M and let the people decide. Mr. Roberts added that with the additions, the amount to do everything would be \$32.6M.

**MOTION:** Councilmember Bott made a motion to approve the resolution providing for the holding of a local special bond election in the City for the purpose of submitting to the qualified electors of the City the question of the issuance and sale of \$26M in general obligation bonds and that the property tax estimations reflect that amount; that the written argument in favor be submitted by Councilmember Thompson and approved the Council. The motion was seconded by Councilmember Thompson.

Councilmember Bott – aye  
Councilmember Farr – aye  
Councilmember Jensen – aye  
Councilmember Peterson – aye  
Councilmember Thompson – aye

The motion unanimously carried.

**Request for Waiver of Noise Ordinance for Relay for Life**

Mr. Pugsley came forward and explained that the American Cancer Society will hold the Relay for Life at Pioneer Park August 19 through 20. They are requesting a variance to the noise ordinance to allow T-ball games on Friday evening from 10:00 p.m. to midnight.

**MOTION:** Upon a motion by Councilmember Jensen and a second by Councilmember Bott, the request for waiver of the City's noise ordinance was unanimously approved.

**PLANNING COMMISSION**

**Consideration or Ordinance Requesting Approval of Zone Change from General Commercial and Residential to all Manufacturing-Distribution, Located at Approximately 1000 North Main on the East Side of Main Street**

Mr. Bradley stated that this was approved by the Planning Commission and is consistent with the general plan.

**MOTION:** Councilmember Thompson made a motion to approve the ordinance, seconded by Councilmember Bott.

Councilmember Bott – aye  
Councilmember Farr – aye  
Councilmember Jensen – aye  
Councilmember Peterson – aye  
Councilmember Thompson – aye

The motion unanimously carried.

The meeting adjourned at 8:32 at p.m.

*The undersigned duly appointed Recorder for Brigham City Corporation hereby certifies that the foregoing is a true, accurate and complete record of the August 18, 2016 City Council Meeting.*

*Dated this 1st day of September, 2016.*

Mary Kate Christensen  
Mary Kate Christensen, Recorder