

BRIGHTON TOWN COUNCIL MEETING MINUTES

Tuesday, March 12th, 2024, at 6:30 pm

**Approved at the Town of Brighton Council Meeting on April 9th, 2024*

ATTENDANCE

Dan Knopp (Mayor and meeting chair)

Council Members: Keith Zuspan, Lise Brunhart, Jeff Bossard, Carolyn Keigley

Staff: Polly McLean, Jane Martain, Kara John

Partners: Cheryl Lenzer, Wayne Dial, Dustin Dern, Amber Broadaway, Mike Doyle, Chief Mazuran

Public: Jan Maynard, Save Our Canyons, Angus Robertson, Chad Smith, Nicholas's iPhone, Julie Jag, Mark Brinton, Don Despain, Jan

CLOSED SESSION

Discussion of pending or reasonably imminent litigation, personnel matters, and/or sale or acquisition of real property pursuant to per Utah Code §52-4-205.

It was decided this closed session was not needed.

ANNOUNCEMENTS

None

PUBLIC INPUT

None

MINUTES

Lise Brunhart moved to approve the minutes for the Town Council Meeting on February 13th, 2024, and Carolyn Keigley seconded the motion. The minutes were approved unanimously.

UPD

Cheryl Lenzer provided a verbal and written report:

For the month of February, the Town of Brighton had 237 calls. Last year we had 344 calls. Even though this month's call volume was down we were still very busy. Most of the calls were Traffic related. There were 16 Traffic Accidents, 4 Hit and Run calls, 8 Canyon Vehicle Assists, 5 Traffic Enforcement calls, 17 Traffic citations and 61 Parking notices. There were 8 Ski Thefts, 1 Fraud, and many Skiers Collison calls at both resorts. There were 4 Search and Rescue calls, 1 Disturbing the Peace, 3 Watersheds including 1 OHV and 2 Camping, 1 Burglar Alarm, 1 Mental Subject, 1 Suspicious Circumstance and 1 Damaged Property. We also had the Trespass/Assault call that made National news. That call is being handled by UPD Det. McArthur.

We had interviews for the open Canyon Patrol spot; however, we don't know when we will be able to have an officer transferred. We have also conducted our last bid for Canyon Patrol as it is now. This bid will start at the beginning of April and will take us to June 30. Then the transition happens. The bid results will leave the open canyon position on the Afternoon crew. Dayshift will be fully staffed.

Detective Cheryl Lenzer C.O.P/Fraud/Property Crimes
Special Operations/Canyon Patrol and Rescue
Unified Police Department
Dispatch 801-840-4000

UFA

Dusty Dern reported recruit camp is about six weeks in and will be finished by mid-May. Fire School 101 is scheduled on April 12th, and Jeff Bossard is committed to that. They will be receiving several new apparatuses over the next few months. They've been waiting for 2-3 years for these due to post COVID delays. This month they'll receive 6 new ambulances and 3 type 1 fire engines. The engines will go to station 125 Midvale, 104 in Holladay, and 118 Taylorsville. The UFA Board approved the 2024-2026 Strategic Plan. It's on their website for review. It helps focus the budget process and meet goals from that plan to ensure service to the communities. In the coming months, the board will be reviewing the benefits and compensation plan. They will be moving around the CPR training and communities can volunteer to host the training. Class signups are available on their website. Last month there were 78 calls in the canyon and 48 were emergent medical calls at the resorts. Engineer Todd Hurley retired last month. There will be a pancake breakfast at the end of September with the crews and residents.

SKI RESORTS

Brighton

Mike Doyle reported that business has been strong, and they are keeping pace with last season. This Friday Pixy and the Party Grass boys are playing at the Sidewinder. Saturday the Rebel DJ truck will be out. The closing date is still being determined.

Solitude

Amber Broadway reported on the great snow and phenomenal skiing. Lift hours have changed since daylight savings to 9-4pm on Mon-Thurs and 9-5pm on Fri-Sun. The spring events calendar has many great bands coming up. At the end of the month, they are hosting the Red Bull Cascade which is a free ride competition on Powderhorn and Apex. The parking program will continue for weekends through the second week of April. The closing date will be in May.

BUSINESS

a. An ordinance of the Town of Brighton amending Title 19 zoning, by repealing Chapter 19.02 Title, Purpose, Applicability, Chapter 19.56 Floodplain Hazard Regulations, and Chapter 19.58 Geological Hazards ordinance. Pages 20-58. Recording 17:44.

Morgan Julian presented the ordinance and explained the rewrite will meet the state code and reorganize the entire title to make it clearer. Other sections of this chapter have been removed or moved into other chapters for cohesion. They've added a vesting clause that is in the state code, but with some changes. The land use attorney for Brighton made some amendments and things, such as the public noticing clause. The floodplain hazard regulations, 19.56, were reviewed by FEMA and Salt Lake County Public Works Department.

Carolyn Keigley moved to adopt Ordinance 2024-O-3-1, an ordinance of the Town of Brighton amending Title 19 zoning, by repealing Chapter 19.02 Title, Purpose, Applicability, Chapter 19.56 Floodplain Hazard Regulations, and Chapter 19.58 Geological Hazards ordinance.

Lise Brunhart seconded the motion. The motion passed unanimously.

Dan Knopp: Aye

Lise Brunhart: Aye

Jeff Bossard: Aye

Carolyn Keigley: Aye

Keith Zuspan: Aye

b. Discussion and possible action on Law Enforcement. Recording: 28:35.

Carolyn Keigley highlighted the value of service we'll receive from UPD. Additionally, we'll be on the board and will have a say in policy, budget, etc. We'll also have our own officers, and they'll get to know our community. Dan Knopp expressed the importance of being on the board opposed to an advisory committee if we went with the sheriff's office. Partnering with UPD seems like the prudent thing for now. Jeff Bossard was in favor of going with UPD because of the designated officers and the importance of getting to know them. Lise Brunhart agreed and appreciated the UPD presentation last month because it showed how much they care about serving us. Keith Zuspan found UPD favorable but noted the need to address the shortfall between property tax revenue and costs. The Town of Brighton is in great shape to access funds to cover it, but the question at the MSD will be how to make up the funds overall. Carolyn added the benefit that there will always be an officer in the canyon during days and weekends. Dan noted his support for UPD is based on the importance of staying in a service district so that costs are spread among everyone. Polly explained funding is being determined one day at a time. SLVLESA will cover their members costs, but there may not be enough funding to cover all expenses. Polly reviewed the interlocal agreement that will be considered next month. She provided input to ensure there is a formula to calculate member fees. The UPD board will approve the interlocal and then the town can approve it next month. The towns and cities will give commitment with a resolution so that final budget numbers can be determined.

Carolyn Keigley moved to adopt Resolution 2024-R-3-1, a resolution of Town of Brighton Council determining Town of Brighton's choice for policing. Jeff Bossard seconded the motion and it passed unanimously.

Dan Knopp: Aye

Lise Brunhart: Aye

Jeff Bossard: Aye

Carolyn Keigley: Aye
Keith Zuspan: Aye

c. Amendment to Title 5 Business Licenses and Regulations Chapter 5.19 Short Term Rental Section 63 Water Supply and Public Sewer Required. Pages 59-60. Recording: 43:33.

Dan Knopp explained that we passed an ordinance to require an annual water and sewer connection letter upon STR business license renewal. It was realized this is cumbersome for the water and sewer companies and unnecessary. When services are connected to a home, they don't get disconnected. Polly Mclean explained this amendment also changes the terminology from requiring the service to be from a public water system to allowing the system to be managed by a certified water master. Some of the areas that have approved STRs do not have public systems. In this ordinance, an annual letter is not required from the sewer district, but an annual letter is still required from the water companies. This was at the request of Steve McIntosh, the watermaster for many of the companies. Dan expects that some of the water companies may want to be relieved of the annual water letter, but that can be changed in the future as needed.

Jeff Bossard moved to adopt Ordinance 2024-O-3-2, Amendment to Title 5 Business Licenses and Regulations Chapter 5.19 Short Term Rental Section 63 Water Supply and Public Sewer Required. Keith Zuspan seconded the motion and it passed unanimously.

Dan Knopp: Aye
Lise Brunhart: Aye
Jeff Bossard: Aye
Carolyn Keigley: Aye
Keith Zuspan: Aye

d. Authorization for the mayor to purchase a shed for package pick up at the Old Fire Station in an amount up to \$15,000. Recording: 48:24.

Dan Knopp explained this was discussed last month as a solution for people at the Brighton circle since package delivery is often a nuisance with vehicles getting stuck. Tough Shed can deliver and install a basic 8X12 shed for \$5,000. Putting out a request for proposal may allow us to spend a little more and get exactly what we want. If we go larger, we'll need to get a building permit but that would also ensure it's a solid structure that won't collapse under the snow loads. It was decided that shelves and a keypad are important features. The idea is for it to be non-permanent so that it can be moved if we decide to replace it with a full building. Lise Brunhart moved to authorize the mayor to purchase a shed in the amount not to exceed \$15,000. Keith Zuspan seconded the motion and it passed unanimously.

Dan Knopp: Aye
Lise Brunhart: Aye
Jeff Bossard: Aye
Carolyn Keigley: Aye
Keith Zuspan: Aye

e. Mailbox shelter in Silver Fork.

Dan Knopp explained the trouble with making changes to this area is that we don't own the land because it's in the UDOT right of way. Lise wondered about changing the orientation of the boxes, so they aren't facing the road where they get hit with salt and dirt which makes the locks stick. The mail carrier reported calls from 30 people with issues getting into their mailbox. Lise has personally been through two different locks in the last month. Glenn Paul owns the land that the dumpsters are on and he's allowing the use approximately ten years at a time. Dan will talk with the mail carrier to see if we can find a solution that doesn't require us to build a structure.

PUBLIC INPUT

None

CHAT BOX COMMENTS

None

REPORTS

Mayor's Report

Dan Knopp reported on the volume of public emails he's received about the snowboarder and homeowner incident. Many people want the resident arrested and claim they will never come back to Brighton. The case is being handled by the DA's office. The issue came up in the CWC and Dan has responded to many TV stations covering the news.

Dan has been reviewing the fireworks map with the fire marshal and no changes were made. Fireworks will not be allowed in the canyon.

Next week, Dan will meet with Rocky Mountain Power to review the plan for power line burial in the neighborhoods of Pine Tree and Silver Fork. The work will be disruptive, but they will phase it to keep access to the community. They've agreed to bury some of the secondary lines as well. This will help with fire mitigation. There are residents dealing with 40% rate increases for insurance coverage because of our fire rating. After this project, we'll be able to show the rating agencies the work to help the rating come down.

The UDOT EIS is still on hold due to four lawsuits. In the meantime, they may purchase the land at the gravel pit for \$13M to build a parking garage. They won't start construction until it's settled, but they will look at engineering for how to best get 2,000 cars a day in and out efficiently. They may move forward with phase one, which is to increase buses, improve the road and parking. The UDOT board of trustees may be able to repurpose money that wasn't spent on the initial EIS. It may cover our projects at the Brighton circle.

Council Members' Reports

Carolyn Keigley reported on the trail systems she researched that connect communities, similarly to what we'd like to have. There is the Sierra Butte Trail that goes through 6 counties. There is also the Legacy Trail in Truckee that goes through subdivisions and connects to the downtown area. It is a type 1 trail, and they plow it for year-round access. There is also the Tahoe East Lakeshore Trail that has an underground tunnel section and goes around the lake from Incline Village to Sand Harbor. The South Lake Tahoe trail goes through state parks and there is a potential trail that is planned to go through campgrounds. Carolyn gathered contact

information for all the organizations that put the trails together and she's going to start calling to get more background information. There is also the Tahoe Pyramid trail that is an ongoing project and will connect all the trail systems together. In the areas that go through private lands or campgrounds, there are cost share agreements for the maintenance to be paid for in these areas.

Jeff Bossard was unable to attend the Mosquito Abatement meeting due to other commitments. He provided the information packet on Animal Services.

Lise Brunhart reported that she attended the culinary water meeting at the county. She met with John Knoblock, Chad Smith, and Cheryl Factor about the Silver Lake construction project this summer. There was discussion about beginning the project while there is still snow on the ground so large rocks could be hauled over the snow rather than disturb the dirt. It was decided the dirt disruption can be repaired.

Keith Zuspan reported the Zions Bank account is at \$462,291 which was above average for us. We'll help we'll move some of that money into our PTIF, too. Last month's distribution from the state was \$288,848. Of that, \$264,000 came out of the resort community tax and \$24,000 came out of short-term rental taxes. Interstates with the parking was remitted to us \$7,357. So that's our current intake for the month. PTIF is at \$3.642M. Last month, the interest received was \$15,862, which equates to approximately 5.4% interest annualized.

A contractor for Wasatch Front Waste and Recycling came up to relocate the activation switch for the compactor.

The MSD has been focusing on switching over all the townships to towns and cities and switching budgets from a calendar year to a fiscal year. They are also figuring out how to pay for law enforcement for the new cities and towns.

Emergency Management Report

Jane Martain reported that she's put out communication for a few small road closures and when a bus broke down, but it's been a relatively slow year.

BCCA Report

None

PROPOSALS FOR FUTURE AGENDA ITEMS

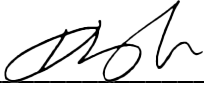
- a. Discussion on the 4,500 max square footage limit.

CLOSED SESSION

Carolyn Keigley moved to go into a closes session for a discussion of pending or reasonably imminent litigation, personnel matters, and/or sale or acquisition of real property pursuant to per Utah Code §52-4-205. Lise Brunhart seconded the motion. The motion passed unanimously.

ADJOURN

Jeff Bossard moved to adjourn the closed session and Lise Brunhart seconded the motion. Jeff Bossard moved to adjourn the regular meeting and Lise Brunhart seconded the motion. Both meetings were adjourned at 8:55PM.



Submitted by Kara John, Town Clerk