

REGULAR SESSION OF THE  
BRIGHAM CITY COUNCIL  
May 15, 2025  
6:00 p.m.

PRESENT:	D.J Bott	Mayor
	Dave Hipp	Councilmember
	Dave Jeffries	Councilmember
	Matt Jensen	Councilmember
	Ryan Smith	Councilmember
	Robin Troxell	Councilmember

ALSO PRESENT:	Tom Cooper	Power Director
	Tom Kotter	Finance Director
	Bryce Lofthouse	Waste Water Treatment Supervisor
	Derek Oyler	City Administrator
	Tyler Pugsley	Assistant City Administrator
	Kristina Rasmussen	City Recorder
	Chad Reyes	Police Chief
	Brandon Thueson	Fire Chief

Mayor Bott called the open meeting to order at 6:08 p.m. Bishop Arrington gave the reverence period, and the Pledge of Allegiance was recited.

**CONSENT**

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

A list of accounts totaling \$933.22 was presented for removal from the City's system due to customers taking out bankruptcy or being sent to collections.

**Approval of May 1, 2025 City Council Meeting Minutes**

**MOTION:** A motion to approve the Consent agenda was made by Councilmember Jensen and seconded by Councilmember Jeffries and carried unanimously.

**PUBLIC HEARING**

**Public Hearing For The Industrial Pretreatment Standards Update**

City Administrator Derek Oyler presented the final step in updating Brigham City's industrial pretreatment standards. He explained that this update was part of an ongoing process to bring the city into full compliance with new state regulations. The proposed changes adjust the allowable discharge levels for various industrial pollutants and are designed to help Brigham City's industrial customers remain within the limits mandated by the state.

This topic had already been reviewed by the city council during two previous council meetings. At the time of this meeting, the state had not yet affixed its final signature to the standards, but the city's legal counsel confirmed that it was acceptable and appropriate for the council to move forward with formal adoption. Mr. Oyler emphasized that the documents were included in the council's meeting packet and had undergone thorough review.

**Motion:** Councilmember Jensen made a motion to open the public hearing for the Industrial Pretreatment Standards Update. The motion was seconded by Councilmember Troxell and carried unanimously.

There were no public comments.

**Motion:** Councilmember Jensen made a motion to close the public hearing for the Industrial Pretreatment Standards Update. The motion was seconded by Councilmember Jeffries and carried unanimously.

There was no further discussion or questions from the council.

**Motion:** Councilmember Smith made a motion to approve the Industrial Pretreatment Standards Update as presented. The motion was seconded by Councilmember Hipp.

**Roll Call:**

Councilmember Hipp	Aye
Councilmember Jensen	Aye
Councilmember Smith	Aye
Councilmember Troxell	Aye
Councilmember Jeffries	Aye

#### **Public Hearing For The Storm Water Management Plan**

City Administrator, Derek Oyler, introduced the next public hearing regarding updates to Brigham City's stormwater management plan. This update was similarly prompted by changes in state law and is intended to ensure the city remains compliant with current environmental and water quality regulations. The proposed changes reflect mandatory revisions to how stormwater is managed, monitored, and mitigated in the city.

Like the previous item, this update had also been discussed in detail during a previous council meeting, and no new changes had been introduced since that time. The plan and its proposed updates were also included in the meeting packet provided to councilmembers.

**Motion:** Councilmember Hipp made a motion to open the public hearing for the Storm Water Management Plan. The motion was seconded by Councilmember Jensen and carried unanimously.

There were no public comments.

**Motion:** Councilmember Jensen made a motion to close the public hearing for the Storm Water Management Plan. The motion was seconded by Councilmember Hipp and carried unanimously.

There was no further discussion or questions from the council.

**Motion:** Councilmember Smith made a motion to approve the Storm Water Management Plan as presented. The motion was seconded by Councilmember Troxell.

**Roll Call:**

Councilmember Hipp	Aye
Councilmember Jensen	Aye
Councilmember Smith	Aye
Councilmember Troxell	Aye
Councilmember Jeffries	Aye

#### **STUDENT CITIZENSHIP AWARDS**

Mayor Bott recognized two Discovery Elementary students with Citizenship Awards. Although this agenda item was mistakenly omitted from the published schedule, the mayor presented the awards and invited the students to take a photo with him.

#### **PUBLIC COMMENT**

**Juliana Larsen** – expressed concern about the tax increase and the escalating expenses in the fleet fund. She also requested clarification on revenue from recent development projects and how it is being spent.

## CITY ADMINISTRATOR REPORT

### **☒ Pennstock Replacement Project:**

- Phase 1 is complete.
- Water now flows through two new pipelines installed closer to the city.
- Phase 2 will resume in the upcoming winter season, completing the remainder of the project.

### **☒ Bridge Project (Forest Street Railroad Overpass):**

- Physical construction starts Monday with pounding of pylons for the bridge foundation.
- Utility work delays previously caused resident frustration; these are now resolved.
- Mentioned a large pile-driving machine now staged on Forest Street.
- Reiterated that Union Pacific Railroad involvement adds complexity and unpredictability to the timeline.

### **☒ Timeline & Budget:**

- Project is still on target for an 18-month completion (though it could stretch to 2 years).
- Despite minor change orders (mostly due to utility work), the city remains on budget.
- Winter construction window will be key to staying on track.

## COUNCILMEMBER COMMENTS

**Councilmember Troxell** – provided an update on the Youth City Council, noting that while she wasn't able to attend their most recent meeting, she had spoken with their advisor and shared that the group is preparing to assist with the upcoming Arts on Main event. She praised the youth for their enthusiasm and dedication to serving the community, highlighting that they genuinely enjoy giving back.

She also spoke about attending the recent Brigham City Police Banquet, expressing deep appreciation for the officers and their families. Troxell reflected on how the department is now made up of younger professionals, yet they continue to embody the same high standards of character and commitment. She described the experience as inspiring and noted how fortunate the city is to have such outstanding public servants.

**Mayor Bott** – addressed recent public concerns and clarified misinformation regarding the city's fleet fund. Departments purchase vehicles through the fund and repay those costs over time, allowing for regular replacement cycles. However, significant inflation in vehicle prices—especially for fire trucks, garbage trucks, and ambulances—has outpaced earlier projections. This gap is part of what's driving the current need for financial adjustments, including potential tax or rate increases.

He also highlighted the recent Police Department banquet, where Detective Knudson was honored by the Utah Attorney General's Office and the Internet Crimes Against Children (ICAC) task force. Thanks to Knudson's outstanding work, multiple municipalities in the region have since joined the task force, strengthening local protections. Mayor Bott praised the department's role in setting a high standard for professionalism and public safety in northern Utah.

## ACTION ITMES

### Consideration of Resolution Authorizing Brigham City To Enter Into An Interlocal Agreement With Mantua City For The Purpose Of Providing Wastewater Services

Mr. Oyler presented a proposed five-year interlocal agreement between Brigham City and Mantua City for the continued acceptance and treatment of Mantua's wastewater. The agreement replaces a decades-old contract that had recently expired.

#### **Key Provisions:**

- **Rate Parity:** Mantua residents will now pay 100% of Brigham City's residential sewer rate (up from 80% under the previous agreement).
- **Connection Fees:** Each new Mantua connection will pay a connection fee equivalent to Brigham City's current sewer impact fee, paid directly to Brigham City.
- **Maintenance Responsibilities:** Mantua remains responsible for all infrastructure within its borders, including the sewer line that descends the canyon to Brigham's connection point.
- **Infiltration Monitoring:** Brigham City staff have identified high infiltration rates (excess groundwater entering Mantua's sewer system), especially during spring runoff and irrigation season.
  - Mantua is being given until December 2026 to resolve the issue.
  - An overage fee of \$2 per 1,000 gallons will be applied if daily per-dwelling flow exceeds the established threshold (400 gallons/day).
- **Capacity Cap:** The agreement limits total flow capacity to what the existing infrastructure can handle; no expansion beyond this cap without renegotiation.

#### **Council Discussion:**

- Councilmembers clarified that the agreement mirrors Brigham's internal standards and ensures fairness for ratepayers.
- One typographical correction was noted: the contract term was written as "five" with no unit. Councilmember Smith requested the motion include a correction specifying "five years."

**Motion:** Councilmember Smith made a motion to approve the resolution authorizing Brigham City to enter into an Interlocal Agreement with Mantua City for the purpose of providing wastewater services, with a fix in the agreement to add "years" after five. The motion was seconded by Councilmember Jensen and carried unanimously.

<b>Roll Call:</b>	Councilmember Hipp	Aye
	Councilmember Jensen	Aye
	Councilmember Smith	Aye
	Councilmember Troxell	Aye
	Councilmember Jeffries	Aye

### Consideration of Resolution Authorizing and Approving A Capacity Purchase Agreement Between Brigham City and UAMPS, Approving A Power Generation and Balance Of Plant Agreement Between UAMPS and Wheeler Machinery Co. and Related Matters

Tom Cooper presented a resolution authorizing Brigham City to enter into a capacity purchase agreement with UAMPS and approve a related infrastructure agreement with Wheeler Machinery Company. This represents a major step toward building a local natural gas-fired peaking power facility, designed to reduce the city's reliance on volatile wholesale energy markets.

The facility will be constructed to house six generation units, with three installed initially, providing 7.5 megawatts of capacity (expandable to 15 MW). The estimated project cost is \$24 million, financed through UAMPS-issued bonds, with a projected annual debt service of \$1.8 million over 20 years. No rate increases are planned until the facility is operational, but adjustments may follow to support bond repayment.

A key contingency is the required EPA air quality permit, which is still pending. If the permit is not approved, the project will not proceed, and Brigham City will not be financially liable. To manage costs, Wheeler Machinery has agreed to begin engineering and procurement at its own risk, allowing the city to lock in pricing while the permit process continues.

The site has been scaled back from an original 10-unit plan to six units due to regulatory considerations. Additional future expansion may occur at a separate location. Mayor Bott noted the project's long-term value, especially given the sharp rise in energy costs and equipment prices since it was first proposed in 2017.

The project is expected to take 18 to 20 months to complete. Staff will return with detailed financing and rate analyses as the project progresses.

**Motion:** Councilmember Smith made a motion to approve the Resolution Authorizing and Approving a Capacity Purchase Agreement between Brigham City and UAMPS, approving a Power Generation and Balance of Plant Agreement between UAMPS and Wheeler Machinery Co. and related matters. The motion was seconded by Councilmember Hipp.

<b>Roll Call:</b>	Councilmember Troxell	Aye
	Councilmember Smith	Aye
	Councilmember Jensen	Aye
	Councilmember Hipp	Aye
	Councilmember Jeffries	Aye

At 7:16 PM a motion was made to by Councilmember Jensen to move into a closed session to discuss pursuant to one or more of the provisions of the Utah Open and Public Meetings Act 52-4-205(1). The motion was seconded by Councilmember Smith and carried out unanimously.

<b>Roll Call:</b>	Councilmember Hipp	Aye
	Councilmember Jensen	Aye
	Councilmember Smith	Aye
	Councilmember Troxell	Aye
	Councilmember Jeffries	Aye

At 8:22 PM the meeting returned to open session. Councilmember Jensen made a motion to adjourn. The motion was seconded by Councilmember Smith and carried out unanimously.

<b>Roll Call:</b>	Councilmember Troxell	Aye
	Councilmember Smith	Aye
	Councilmember Jensen	Aye
	Councilmember Hipp	Aye
	Councilmember Jeffries	Aye

*The undersigned duly appointed Recorder for Brigham City Corporation hereby certifies that the foregoing is a true, accurate and complete record of the May 15, 2025 City Council Meeting.*

*Dated this 6<sup>th</sup> day of June, 2025.*

*Kristina Rasmussen*

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*Kristina Rasmussen, City Recorder*

\*\* These meeting minutes were generated with the assistance of artificial intelligence and have been reviewed, edited and approved by Brigham City Staff.