

**REGULAR SESSION OF THE
BRIGHAM CITY COUNCIL
November 19, 2015**

PRESENT:	Tyler Vincent	Mayor
	DJ Bott	Councilmember
	Alden Farr	Councilmember
	Ruth Jensen	Councilmember
	Tom Peterson	Councilmember (<i>via phone</i>)
	Mark Thompson	Councilmember
ALSO PRESENT:	Rick Bosworth	Human Resource Manager
	Mark Bradley	City Planner
	Mary Kate Christensen	City Recorder
	Paul Larsen	Economic Development Director
	Kristy Law	Community Activities & Services Manager
	Kirk Morgan	City Attorney
	Mike Nelsen	Police Chief
	Derek Oyler	Facilities Manager
	Raymond Poulson	Waste Treatment Manager
	Tyler Pugsley	Public Works Director
	Jason Roberts	Finance Director

Mayor Vincent called the meeting to order. The Reverence Period was given by Bishop Larry Hawkes of the Tenth Ward. The Pledge of Allegiance was recited.

Approval of Minutes: A motion to approve the minutes of the October 29, 2015 Special Meeting; November 5, 2015 Council Meeting and November 12 Special Meeting was made by Councilmember Jensen, seconded by Councilmember Bott and unanimously approved as distributed.

AGENDA

PUBLIC COMMENT

COUNCILMEMBER COMMENTS

PUBLIC HEARING

Consideration of Ordinance to Amend a Portion of Forest Hills Subdivision #9 Located at 180 North Marie Drive

CONSENT

Appointment of Deputy City Administrator with Appointment as City Administrator/CFO effective January 1, 2016

SCHEDULED DELEGATION

Discussion on Cooperative Effort on a Splash Pad

NEW BUSINESS

Discussion on Recent Findings of Wastewater Treatment Study Analysis for New State Requirements

Request to Transfer Funds Between Departments to Pay for the Construction of Restrooms at Pioneer Park

PUBLIC COMMENT

Wendy English, Brigham City - Ms. English said she has noticed that there is a trend at Council meetings of a lot of negative comments. She wanted the Council to know that a large group of the community appreciate what the Council is doing and realize they are really good

people and are doing what is best for Brigham City. When she works throughout the state, they always comment on how Box Elder County and Brigham City work so well together. Everyone collaborates and egos do not get involved. She reminded the Council of the Brigham Christmas Event on December 4 and 5. There are still two windows on Main Street that need to be decorated. She asked the council if they would be willing to team up and decorate a window.

Deanna Hardy, County - Ms. Hardy said she read in the paper that UTOPIA is doing better. However, the fact still remains that citizens are forced to pay for UTOPIA whether they have it or not. She was glad to see that Proposition 1 did not pass in Box Elder County. However, it did pass in Weber and Davis County. She did not feel this should have been on the ballot. It is unconstitutional to force the people to pay for bike paths, bike trails, sidewalks and other citizens' transportation. Roads are taken care of with the gas tax. She thought it will be interesting to see how many people choose to shop places outside of Weber and Davis County. She discussed the splash pad item on the agenda, stating that it is not the proper role of government to provide a splash pad. She continued that there was a group of 80 legislatures throughout the country that met in a private meeting to rewrite the U.S. Constitution. The Constitution is not the problem; it is the men and women who choose not to support, obey and defend it.

COUNCILMEMBER COMMENTS

Councilmember Thompson reported that the Youth City Council is supporting the Turkey Trot at 8:30 on Saturday. He announced that the grand opening for the Utah State Brigham Extension will be on December 1st at 1:30.

Councilmember Jensen participated in the Science, Technology, Engineering and Mathematic (STEM) Fair. There were over 1,000 in attendance and children from several schools. She also went with the Senior Center to see the Bar J Wranglers. She attended the Downtown Seminar about what the City can do for downtown, but also the merchants and citizens. She attended a ribbon cutting for Home Realty.

Councilmember Farr stated that at the last Library Board meeting the Brigham City Library was recognized for great customer service and going above and beyond state requirements.

Mayor Vincent said it has been a busy week for the City. The Street Department has been busy getting the leafs picked up. He expressed appreciation to the citizens who are willing to earn money for certain things that make Brigham City a better place and help the children have things to do. He felt this is the proper role of government. It is important that the City help youth have things to do. If they don't, they will get into trouble. He appreciated those citizens that work hard to get donations for these types of activities, the pickle ball courts is one example. It has been a great addition to the City and has been very well used. The citizens in this community are very caring. There are some out-of-state people that broke down in town and did not have the money to get the car fixed. They were very touched by the response from the community. McDonald's donated food, several citizens have helped them find lodging and food, and other citizens have donated money for parts to get them home. The Mayor said it is the community's responsibility, as neighbors and friends to take responsibility and help each other raise the children and keep them safe and out of trouble.

PUBLIC HEARING

Consideration of Ordinance to Amend a Portion of Forest Hills Subdivision #9 Located at 180 North Marie Drive

Mr. Bradley came forward and explained that this plat amendment is on the edge of Marie Drive. It encompasses three lots. The applicant would like to adjust the lot lines between Lots #43 and #45, between Lots #45 and #46. The easement that follows the property line between Lot #43 and #45 would be vacated and a new easement would follow the new property line. Between Lots #45 and #46 the easement would remain as is. He added that the lots exceed the minimum parcel size (R-1-10 zone).

A motion to open the public hearing was made by Councilmember Farr, seconded by Councilmember Jensen and unanimously carried. There were no comments from the public. A motion to close the public hearing was made by Councilmember Bott, seconded by Councilmember Thompson and unanimously carried.

MOTION: Councilmember Thompson made a motion to approve the ordinance moving the subdivision boundary lines as presented. The motion was seconded by Councilmember Jensen. A roll call vote was taken.

Councilmember Bott - aye
Councilmember Farr - aye
Councilmember Jensen - aye
Councilmember Peterson - aye
Councilmember Thompson - aye

Voting was unanimously in favor.

CONSENT

The Mayor moved the Consent Item to the end of the meeting.

SCHEDULED DELEGATION

Discussion on Cooperative Effort on a Splash Pad

Tere Moore and Tim Devey from the Rotary Club and Don Edwards from Splash Pad USA came to the table. Ms. Moore said as the Rotarians discussed how they could enhance the Rotary Constitution Park, they felt that the City is missing a splash pad. It is not a government issued project; it is a citizen initiative and it is initiated by the Brigham City Rotary Club. They plan to have donors, grants and donations to help fund the project. The Rotary Club will donate \$20,000 to start the project. They already have a commitment of \$5,000 from Wal-Mart Distribution. They feel that there is an unserved audience in the community of the small children and grandparents.

Mr. Devey stated that a splash pad requires something that children can go to that does not cost anything. In addition, they are not asking the City for any money; they have money and are asking the City to do something.

Mr. Edwards said they have completed splash pads in several cities in Utah. They have several customers and individuals that donate toward splash pads. They manufacture over 37

different water features that go on top of splash pads; they have seven different kinds of nozzles.

Councilmember Thompson asked how long the splash pads last. Mr. Devey said they will change out any parts that wear out. They do a very hard, stable mix on the concrete and use ½" rebar, 1' X 1' 12" on center so the concrete cannot slip and will not crack. He said they should last forever if they are winterized properly.

Mr. Edwards estimated a nice splash pad that is 70' X 70' would cost \$100,000. The average cost to maintain the pads, including chlorine and employees to maintain it is approximately \$600-\$700/month.

Mayor Vincent said he has been contacted by businesses and contractors that are willing to donate time and materials.

NEW BUSINESS

Discussion on Recent Findings of Wastewater Treatment Study Analysis for New State Requirements

Mr. Poulson and Mr. Pugsley, along with Jeff Beckman from Bowen Collins & Associates, came forward. Mr. Bowen explained that this study was threefold: 1) evaluate the treatment plant's capacity and options; 2) develop a model that can be used in the future as conditions change; 3) develop a plan to meet the state's upcoming regulations.

Mr. Beckman explained that the state is in the process of adopting a Water Quality Management Plan. The intent is to protect the receiving waters. The state is developing a nutrient reduction program for these waters:

- 1) Phosphorus limit of one milligram per liter - must be in place by 2020
- 2) Total inorganic nitrogen of 10 mg/liter - estimated by 2025
- 3) Ammonia limited to 1 mg/liter

Mr. Beckman said Brigham City's treatment plant's capacity is 6M gallons per day (MGD). It is flowing at approximately 2.3M. However, P&G has reserved 2 MGD of capacity and they are only running at .75. If they were to take their entire flow, the City would still have capacity to take on industrial users.

There are three options to meet these future state requirements. One is to add chemical. This would be a low initial cost but with higher annual costs.

The second is biological treatment. This would require some concrete tanks and cultivate bugs that eat the nutrients.

The third option is a combination of the two.

Mr. Beckman, Mr. Poulson and Mr. Pugsley went through all the numbers and recommended the following:

- 1) The City should adopt the chemical phosphorus precipitation process. They recommended this be completed by 2019 so it is ready to run by 2020. Mr. Beckman

estimated it would take six months to design and construct. He added that chemical addition is required with either option.

- 2) Wait until the state announces when this will be implemented and at what level before converting to an A²O process. It is estimated this will be in 2025.
- 3) Implement operational changes to solids handling.
 - a. Continuous RAS pumping (consider mechanical thickening)
 - b. Limit solids storage in aerobic digesters
 - c. Cyclic aeration in aerobic digestersSome of these have already been implemented.

Mr. Beckman explained that the above recommendations would bring the plant up to meet the state's requirements.

One of their concerns as they walked around the plant was that there are a high number of total suspended solids (TSS) floating in the water as it leaves the treatment plant. It is not enough to violate the permit, but it is higher than desired. They recommended using a tertiary filtration process. Mr. Beckman estimated this would cost \$3.15M.

Another concern was one of the submersible pump stations at the influent of the plant that causes issues for staff because of debris, rags, etc. getting in and clogging the pumps. Bowen Collins recommended a screening system prior to the pump station. Mr. Beckman said this would cost approximately \$190,000.

Mr. Beckman said Brigham City has one of the most clean, well-maintained plants in the state. The reason these things need to be done is because of the state's new limits.

Councilmember Jensen asked if rates would have to be increased to pay for these improvements. Mr. Pugsley said the waste water rates were increased last year to help with this process. He said he and the Director of Finance will look at the budget every year and do a cost analysis to determine if rate increases are needed between now and 2020 to cover these projects.

Request to Transfer Funds Between Departments to Pay for the Construction of Restrooms at Pioneer Park

Mr. Oyler came to the table and stated that the low bid on this project was \$186,000 and there is only \$120,000 in the budget. Mr. Roberts said he looked at ways to fund the difference. There have been multiple open positions throughout the City that were not filled for one reason or another.

There are three police positions that will be open for a total of nine months. A Community and Economic Development position will be open for at least six months and the Parks Supervisor position has been opened during a transition period. These positions come up to approximately \$70,000.

There was a discussion on cutting down the scope of the project and whether to rebid the project. It was determined that the plan should stay the same. There were nine companies on the plan holders list and Mr. Oyler did not think rebidding would bring in any more.

Councilmember Peterson suggested City staff manage the project, rather than a general contractor.

MOTION: Councilmember Thompson made a motion to transfer the funds as described, and have staff look at the possibility of doing the contracting. Councilmember Jensen suggested looking into different materials to cut the cost. Councilmember Peterson said he would like to see the plans. He did not recommend using anything other than masonry. The motion was seconded by Councilmember Bott and unanimously carried.

CONSENT

Appointment of Deputy City Administrator with Appointment as City Administrator/CFO effective January 1, 2016

The Mayor called for a motion to adjourn to a closed session to discuss the character, professional competence, or physical or mental health of an individual. The motion was made by Councilmember Bott. A roll call vote was taken with all councilmembers voting aye. The meeting adjourned to a closed session at 8:40 p.m.

The Council returned to an open meeting at 9:00 p.m.

MOTION: A motion to appoint Jason Roberts as the Deputy City Administrator, with appointment as City Administrator effective January 1, 2016, was made by Councilmember Jensen, seconded by Councilmember Thompson and unanimously carried.

The meeting adjourned at 9:01 p.m.