

**REGULAR SESSION OF THE
BRIGHAM CITY COUNCIL
June 4, 2020
7:00 P.M.**

PRESENT:	Tyler Vincent	Mayor
	D.J. Bott	Councilmember
	Alden Farr	Councilmember
	Joe Olson	Councilmember
	Tom Peterson	Councilmember
	Robin Troxell	Councilmember
ALSO PRESENT:	Christina Boss	City Recorder
	Mark Bradley	City Planner <i>via Zoom</i>
	Dave Burnett	Power Director <i>via Zoom</i>
	Mike Christiansen	City Attorney
	Paul Larsen	Community & Economic Dev. Director <i>via Zoom</i>
	Mike Nelsen	Police Chief
	Derek Oyler	Finance Director
	Jason Roberts	City Administrator
	Kristy Wolford	Community Activities & Services Director

Mayor Vincent called the meeting to order at 7:04 p.m. The Reverence Period was given by Councilmember Olson. The Pledge of Allegiance was recited.

Approval of Minutes: A motion to approve the minutes of the May 21, 2020 Budget Work Session and the May 21, 2020 City Council meeting was made by Councilmember Bott, seconded by Councilmember Peterson and unanimously approved as distributed.

AGENDA

CONSENT

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

COUNCILMEMBER COMMENTS

ACTION ITEMS

Consideration of Preliminary Plat Approval of Langford Townhomes Subdivision Located at 416 and 452 East and 850 South

Request for Approval of First Amended & Restated Interlocal Agreement of the Utah Risk Management Agency

Consideration of Ordinance Adding Chapter 14.10, Regulation on Towing Businesses

Consideration of Resolution for Non-Resident Pool Rate

ADJOURN TO REDEVELOPMENT AGENCY MEETING

**ADJOURN TO CLOSED SESSION TO DISCUSS THE PURCHASE, EXCHANGE OR LEASE
OF REAL PROPERTY**

CONSENT

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

A list of accounts totaling \$4,664.09 was presented to be removed from the City's system due to customers taking out bankruptcy or being sent to collections.

MOTION: A motion to approve the Consent Agenda was made by Councilmember Olson seconded by Councilmember Peterson and carried unanimously.

COUNCILMEMBER COMMENTS

Councilmember Troxell – expressed her condolences to Officer Lyday’s family as well as the entire law enforcement community and those officers who supported Salt Lake City during the protests. Councilmember Troxell noted the need for Meals on Wheels volunteers and the need for Bear River Health Department CERT volunteers. She also mentioned the Brigham City resident who was hospitalized with COVID-19 is home and recovering. She talked to activists protesting on Main Street on Sunday and will address a few issues that were brought up with the Police Chief and the Mayor.

Councilmember Farr – attended an Airport Advisor Board meeting and stated that they are in support of interested parties expanding the airport with T-hangars.

Mayor Vincent – echoed Councilmember Troxell’s comments regarding Officer Lyday’s family and the unrest in our Country. He urged citizens to be accepting of one-another and kind to each other. Mayor Vincent held a moment of silence for those who have been injured and those who lost their lives during the protests and during the pandemic.

ACTION ITEMS

Consideration of Preliminary Plat Approval of Langford Townhomes Subdivision Located at 416 and 452 East and 850 South

Mr. Bradley displayed the site on the screen and stated that the Applicant’s plan is to redevelop Lots 15 and 16 of the Brigham Intermountain Development. The first phase will be the east building consisting of 12 townhome units, the second phase will be the west building with 8 units and the third phase will be a new building consisting of 7 units. Cross access agreements will need to be recorded for two shared accesses with this development and adjacent properties. Mr. Bradley stated that the Planning Commission recommended approval to the City Council.

MOTION: A motion to approve the preliminary plat for the Langford Townhomes Subdivision located at 416 and 452 East and 850 South was made by Councilmember Peterson. The motion was seconded by Councilmember Bott and carried unanimously.

Request for Approval of First Amended and Restated Interlocal Agreement of the Utah Risk Management Agency (URMA)

Mr. Roberts approached the podium and stated that the new URMA Executive Director found a few items in the Interlocal Agreement that need to be corrected. Major changes include changing URMA from an association to an agency, addition of withdrawal language and indemnification language.

MOTION: A motion was made by Councilmember Bott to approve the First Amended and Restated Interlocal Agreement of the Utah Risk Management Agency. The motion was seconded by Councilmember Farr.

Roll Call:

Councilmember Bott – aye
Councilmember Olson – aye
Councilmember Peterson – aye
Councilmember Farr – aye
Councilmember Troxell – aye

Consideration of Ordinance Adding Chapter 14.10, Regulation on Towing Businesses

Mr. Christiansen re-introduced the item stating that a Committee was formed to allow input from businesses. House Bill 228 created standards and an appeal procedure for adoption by all cities that maintain a towing rotation for participation in dispatch calls for accidents. With the proposed code language and application, the City maintains a position of neutrality.

Mr. Roberts continued stating that the two main issues brought up by one of the businesses were location of towing companies and simplification of the application. He explained that the City Attorney made a recommendation that the application be kept the same and the Committee decided to allow any towing yard within 15 miles of Brigham City to be on the list.

The Councilmembers discussed the decision for allowing outside tow yards and light/medium and heavy tow trucks. Councilmember Peterson's concern was for citizens paying to be towed from an area outside of Brigham City. The Committee's recommendation was to move forward with the way the language is written and to add clarification on the radius of the tow yard if needed. If a customer's car is towed 50 miles away, a complaint can be made against the towing company. With three complaints, or strikes, the tow company will be removed from the rotation, and can then use the appeals process if so desired.

MOTION: A motion was made by Councilmember Peterson to approve the Ordinance Adding Chapter 14.10, Regulation on Towing Businesses with the provision that the business tow yard be located within Brigham City limits. Councilmembers discussed the lack of heavy tow trucks on the rotation due to their tow yards/businesses being located out of City limits. Mr. Roberts came forward and stated heavy trucks are treated differently. Mr. Christiansen confirmed that the application treats heavy trucks differently on response times. He clarified that the language states the tow company needs to have access to a facility within Brigham City. The motion was seconded by Councilmember Bott.

Roll Call:

Councilmember Bott – aye

Councilmember Olson – aye

Councilmember Peterson – aye

Councilmember Farr – aye

Councilmember Troxell – aye

Consideration of Resolution for Non-Resident Pool Rate

Ms. Wolford came forward and stated that the non-resident pool rate for punch passes was calculated off of the 2019 gate entrances. She noted that, other pools in the area do not have non-resident fees attached to daily admission and that the City's walk up rate is comparable to other pools in the area at \$5.

Ms. Wolford reviewed pricing on the 10 punch pass at \$4 per punch, the 20 punch pass at \$3.75 per punch and the 50 punch pass at \$3.50 per punch. In the 2019 season, there were 3,360 punches purchased. A \$0.50 per punch increase would be \$1680. A \$0.75 increase would be \$2520. There were 9 non-resident family season passes sold. An increase of \$10 for those passes would be \$90. If employees at the gate are required to check for residency, there would be a back up in the check in line.

Staff's recommendation was to hold off on non-resident fees at this time due to COVID-19 and the changes and restrictions that the pool is already making. Ms. Wolford and her staff would like to use this season to look at procedures and possible changes for the next season. She would like to vet the process and come back to the City Council at the end of the season with recommendations.

MOTION: A motion was made by Councilmember Bott to strike consideration for the resolution. The motion was seconded by Councilmember Olson. Councilmember Peterson disagreed stating Brigham City residents subsidize non-residents. The Councilmembers agreed with Councilmember Peterson and will hear Ms. Wolford's recommendations at the end of the season. The motion to strike consideration for the resolution passed with Councilmembers Peterson and Troxell voting against the motion.

The meeting adjourned to a Redevelopment Agency meeting at 8:08 p.m. The Council returned to an open meeting at 8:11 p.m. and adjourned. There was no closed session.

The undersigned duly appointed Recorder for Brigham City Corporation hereby certifies that the foregoing is a true, accurate and complete record of the June 4, 2020 City Council Meeting.

Dated this 18th day of June, 2020.

Christina Boss

Christina Boss, Recorder