

**REGULAR SESSION OF THE
BRIGHAM CITY COUNCIL
November 4, 2021
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:	Dave Burnett	Public Power Director
	Mike Christiansen	City Attorney
	Mike Nelsen	Police Chief
	Derek Oyler	Finance Director
	Tyler Pugsley	Public Works Director
	Kristina Rasmussen	Deputy City Recorder
	Jason Roberts	City Administrator

Mayor Vincent called the meeting to order at 7:02 p.m. The Reverence Period was given by Councilmember Farr and the Pledge of Allegiance was recited.

AGENDA

CONSENT

Request for Approval of October 21, 2021 City Council Meeting Minutes
Request to Write-off Accounts Due to Bankruptcy or Being Sent to Collections

PUBLIC HEARING

Bi-annual Public Hearing to Obtain Public Comments Related to Stormwater and Consideration of Stormwater Management Plan Update

**PUBLIC COMMENTS FROM BRIGHAM CITY RESIDENTS AND THOSE PAYING
PROPERTY TAXES IN BRIGHAM CITY**

COUNCILMEMBER COMMENTS

ACTION ITEMS

Consideration of 2022 Tournament of Champions Contract

DISCUSSION ITEMS

City Hall Generator Project

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

CONSENT

Approval of October 21, 2021 City Council Meeting Minutes

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

A list of accounts totaling \$1,827.82 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 Peterson, seconded by Councilmember Bott, and carried unanimously.

PUBLIC HEARING**Bi-annual Public Hearing to Obtain Public Comments Related to Stormwater and Consideration of Stormwater Management Plan Update**

Mr. Pugsley approached the podium and explained the State of Utah implemented a new rule and permit for stormwater management; therefore, the City's Stormwater Management Plan underwent a complete rewrite. The Plan details the actions of the City relating to stormwater management between November 1, 2021 and November 1, 2025. Areas covered are public education and outreach, public involvement and participation, illicit discharge detection and elimination, construction site stormwater runoff control, long term stormwater management in new developments and redevelopment, and pollution prevention and good housekeeping for municipal operations. Mr. Pugsley stated one of the new Plan requirements is for the municipality to hold two annual public hearings to receive public comments about stormwater management. This public hearing will satisfy part of that requirement.

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

MOTION: Councilmember Olson made a motion to adopt the Stormwater Management Plan Update as presented. The motion was seconded by Councilmember Farr.

Roll Call:	Councilmember Farr	Aye
	Councilmember Bott	Aye
	Councilmember Peterson	Aye
	Councilmember Olson	Aye
	Councilmember Troxell	Aye

PUBLIC COMMENTS

There were no public comments.

COUNCILMEMBER COMMENTS

Councilmember Troxell – informed citizens they can go to www.boxeldercountycert.org for the list of January CERT classes to learn self-reliance during a disaster. She advised that the Citizen Corps Council recommended a new chair for the Mayor's approval. Councilmember Troxell attended the BRAG Human Services Board Meeting. Bruce Rigby, Human Services Board Member and Executive Vice President at Cache Valley Bank committed to donate \$4,600 to cover a shortfall in funding for one of the BRAG programs.

Councilmember Olson – received many emails from citizens since the last meeting and appreciated the community involvement.

Councilmember Bott – attended a Chamber of Commerce Board Meeting. The Chamber Director, Monica Holdaway, celebrated her 20-year anniversary with the Chamber. Councilmember Bott also participated in the Congressional Delegation headed by Senator Lee's office. He commented on how many elected officials turn to Ms. Holdaway for information on the area. Councilmember Bott was pleased with the percentage of voter turnout.

Councilmember Farr – attended an Airport Advisory Board meeting and commented on the growth of the airport with new hangars and development taking place.

Mayor Vincent – appreciated the Councilmembers looking into items before decisions are made. He attended the retreat and training at the Senior Center and acknowledged Ms. Wolford and other City Directors implementing the City goal "All-In." He commented on his experiences while serving the City in the offices he held. He expressed his appreciation for the citizens and their service to the community.

ACTION ITEMS

Consideration of 2022 Tournament of Champions Contract

Mr. Roberts came forward and explained the Pro Pickleball Association (PPA) is interested in having the Tournament of Champions (TOC) be part of the PPA tour. Mr. Roberts and Ms. Wolford worked with the PPA over the past week to get the contract before City Council as the PPA will soon begin to promote their Tour and get sponsorships.

The PPA annual Tour includes twenty stops with three different levels of events: five majors, five 1,000 level events, five 500 level events, and five 250 level events. The proposed Sanctioning and Marketing Agreement states:

- The TOC will be a 1,000-level event
- The first \$20,000 in sponsorship funds will go to the TOC; the second \$20,000 in sponsorship funds will go to the PPA; the remaining sponsorship funds will be split 75% to the TOC and 25% to the PPA
- The TOC will continue to receive 100% of funds currently received from Utah Sports Commission
- PPA guarantees the City will receive \$65,000 in sponsorship funds

Total revenue projections were \$190,000 and included TOC direct advertising, PPA advertising share, and player registration. Expense projections were \$219,500 and included prize payouts, official fees, founder contractual payout, software, PPA payout for tournament fees, broadcasting, banners, and swag, badges, and awards.

The Utah Sports Commission is looking for national events inside of Utah to promote and Mr. Roberts believes they would pay for the broadcasting portion of the Agreement. He also believes this would be a good tourism event for the County to participate in with the TTAB Grants. If the event is broadcast on ESPN or Fox Sports, there is an opportunity to get higher title sponsors.

In reviewing the Agreement, Councilmember Bott pointed out TOC should replace PPA in paragraph 1.B.f. and called attention to a typo in 1.B.B.g. There was a brief discussion on local sponsorships and spectator ticketing. Mr. Christiansen stated current sponsorships are not included in the formula in the Agreement and any new sponsorships go through the PPA. Mr. Christiansen felt the PPA would advocate for spectator ticketing in the future and the Agreement states the PPA would receive 12% of spectator ticketing.

The unknown is the formula for PPA Tour sponsorship payouts. Mr. Roberts is looking for Council to approve the Agreement and give Staff the authority to formalize the language for PPA tour sponsorship funds.

MOTION: Councilmember Farr made a motion to approve the 2022 Tournament of Champions contract, named Sanctioning and Marketing Agreement, with the provisions that were discussed by Mr. Roberts to include a formula favorable towards the City and the PPA, and that the contract would include the percentage the TOC would receive over and above the \$65,000 detailed in the Agreement for advertising, to be worked out by Jason Roberts to and Derek Oyler. The motion was seconded by Councilmember Olson.

Roll Call:	Councilmember Troxell	Aye
	Councilmember Olson	Aye
	Councilmember Peterson	Aye
	Councilmember Bott	Aye
	Councilmember Farr	Aye

DISCUSSION ITEMS

City Hall Generator Project

Mr. Oyler came to the podium and stated the Facility Fund in the FY 2021-22 budget included a City Hall backup generator project. The City was awarded a FEMA 75% / 25% matching grant in 2018, a portion of which covered the City Hall Generator Project. Mr. Oyler displayed the project plan on the screen. There is an existing generator building that would be demolished. The current generator runs a small portion of City Hall; namely some of the network and Police Department needs. The upgraded 250 KW generator would run the entire facility. He displayed the proposed elevation and stated the structure would be open to the elements with no roof and would include a new entrance to the Police Department.

The current year Facility Fund budget included \$500,000 for this project including \$275,000 in grant funding. The low bid on the project was \$567,000. To make up the difference, Mr. Oyler stated there is prior year savings including \$45,000 from the Fire Station Roof and \$73,000 for the Chamber Building foundation project. There has been no money budgeted for the Chamber project for approximately 5 years because it is a much larger project than originally thought. Mr. Oyler is asking Council for approval to have the Mayor sign the contract.

There was a discussion regarding the necessity of the project and putting the generator in the yard area currently used by the canine unit. Mr. Oyler said the yard area location would allow for a future addition to City Hall if and when it is needed. He clarified that if an emergency were to take place, City Hall could not function as it would need to with the current generator. The size of the current generator building is not sufficient to house a generator to cover the needs of City Hall. Councilmember Peterson did not think the extra funding for a new structure and new Police Department entrance was necessary.

Mr. Oyler asked Mr. Burnett to come to the podium and speak to Councilmember Peterson's concerns. Mr. Burnett explained moving the generator and equipment would add primary and secondary expenses. The existing location of the panel in the basement cannot be changed. The proposed location is the shortest distance to get back inside the facility without going under the building with the main conductors.

MOTION: Councilmember Olson made a motion to table the item until an alternative plan for the proposed project is presented. The motion was seconded by Councilmember Bott. Councilmember Farr suggested the Council view the area for a better understanding. Mr. Burnett confirmed there are four 4" conduits feeding into the building from the existing generator. The City would need to bring the generator up to the current Code for capacity and for other loads that have been added to it. Mr. Burnett provided details on the project scope stating the existing transformer would have to be taken out of service along with the generator to prepare the landing. A temporary generator would be put in place to feed the existing panel downstairs. Once all of the conduits were in place to get to the area where the existing main feed is, the electrician would install the new gear to get City Hall back up. Mr. Oyler clarified that there was just over \$100,000 in the project bid for a temporary generator to run City Hall. Mr. Burnett stated they may be able to utilize the conduits to put a temporary transformer in and eliminate the need for a temporary generator. Mr. Roberts asked Councilmembers to contact Donna if they would like to view the area where the proposed structure would be placed. The motion carried unanimously.

ADJOURN TO CLOSED SESSION

A motion to adjourn to a closed session to discuss the purchase, exchange or lease of real property was made by Councilmember Farr and seconded by Councilmember Olson. A roll call vote was taken with all Councilmembers voting aye. The meeting adjourned to a closed session at 8:30 p.m.

The Council returned to an open meeting at 8:58 p.m. and adjourned.

The undersigned duly appointed Recorder for Brigham City Corporation hereby certifies that the foregoing is a true, accurate and complete record of the November 4, 2021 City Council Meeting.

Dated this 22nd day of November, 2021.

Christina Boss

Christina Boss, Recorder