

**REGULAR SESSION OF THE
BRIGHAM CITY COUNCIL
November 3, 2022
7:00 p.m.**

PRESENT:	D. J. Bott	Mayor
	Alden Farr	Councilmember
	Matthew Jensen	Councilmember
	Tom Peterson	Councilmember
	Ryan Smith	Councilmember

ALSO PRESENT:	Dave Burnett	Power Director <i>via Zoom</i>
	Mike Christiansen	City Attorney
	Tom Kotter	Finance Director
	Paul Larsen	Community & Economic Development Director
	Mandy McLean	Recreation Supervisor
	Amber Moore	Swimming Pool Supervisor
	Derek Oyler	City Administrator
	Kristina Rasmussen	Deputy City Recorder
	Chad Reyes	Police Chief
	Kristy Wolford	Community Activities & Services Director

EXCUSED:	Robin Troxell	Councilmember
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Mayor Bott called the meeting to order at 7:00 p.m. and excused Councilmember Troxell. First Counselor Craig Peck gave the reverence period, and the Pledge of Allegiance was recited.

PRESENTATION OF JIM DAVIS EXTRAORDINARY SERVICE AWARD

Mayor Bott read a letter from Councilmember Troxell and Monica Holdaway nominating Kelly Driscoll for the Jim Davis Extraordinary Service Award. The letter highlighted Mr. Driscoll's service on the Chamber of Commerce as well as mentoring businesses. He also worked with the Main Street programs, local charities, and on City events. Mr. Driscoll accepted the award and spoke about Jim Davis supporting his causes while he was president of the Chamber of Commerce. Mr. Driscoll stated he follows his mother's advice in his life to "make a difference." He thanked his staff and recognized his wife. He also thanked the community, the City Council, and the Mayor.

RECOGNITION OF EMPLOYEES

Mayor Bott recognized new hires in Community Activities and Services including Aubrey Hanks, Museum Curator of Education, and Natalie Fitzhugh and Bruce Baird, part-time Senior Center Culinary Specialists.

CONSENT

Approval of Meeting Minutes for October 20, 2022 Work Session and City Council Meeting and October 26, 2022 City Council Meeting

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

A list of accounts totaling \$4,746.54 was presented to be removed from the City's system due to customers taking out bankruptcy or being sent to collections.

Reappointment to the Appeal Authority Board

It was recommended that Jay Naumann be reappointed to the Appeal Authority Board.

MOTION: A motion to approve the Consent agenda was made by Councilmember Jensen, seconded by Councilmember Smith, and carried unanimously. Councilmember Farr, aye; Councilmember Smith, aye; Councilmember Jensen, aye; Councilmember Peterson, aye.

PUBLIC COMMENTS

Mike Shay – Mr. Shay appreciated the Town Hall meetings held on October 24th and encouraged future meetings.

Robert Kenner – Mr. Kenner also appreciated the Town Hall meetings. He does not agree that solar customers are being subsidized. He stated the Net Billing Service Application (Rate A) did not include an expiration date and believed the City was being deceitful.

Julianna Larsen – Ms. Larsen echoed previous comments about the Town Hall meetings but felt they should be consolidated into one meeting.

Mayor Bott asked Ms. Rasmussen to read a public comment received via email from Malia Gabbitas. Ms. Gabbitas was unhappy that the net metering agreement signed by solar customers was not provided to the City Council when they voted on a new rate. She felt the Net Billing Service Application (Rate A) stripped the protection of the consumer producer. She appreciated the deadline extension.

Richard Barnett – also appreciated the Town Hall meetings and efforts of the Council to work towards an agreement with solar customers. He does not appreciate solar customers being made to look like the bad guys.

Starr Shay – Ms. Shay felt the Council continues to move the goal post with solar customers. She wanted to work together to get things accomplished.

COUNCILMEMBER COMMENTS

Councilmember Smith – thanked folks for attending the Town Hall meetings.

Councilmember Farr – agreed with Ms. Larsen’s comments to combine the Town Hall meetings.

Councilmember Peterson – appreciated the Town Hall meetings and those who participated.

Councilmember Jensen – asked for the citizen’s patience as they learn Town Hall meeting processes. He explained the reason for several meetings was due to an expected greater public attendance.

Mayor Bott – commented on the Town Hall meetings and explained separating Councilmembers avoided a quorum and a required public meeting, and requesting the public to provide their own seating were both done in an attempt to keep costs down and eliminate employee overtime. He appreciated the hard work and professionalism of the City Departments as well as the City Council’s time and efforts.

ACTION ITEMS

Consideration of Ordinance to Repeal Chapter 29.20, Heritage Site Overlay

Mr. Larsen stated the intent of this chapter was to provide Baron Woolen Mill and Merrill Planing Mill a means whereby they would be preserved and have an economically viable use. Because they were both destroyed and there are no other locations in the City where this chapter would apply, the request was to repeal the chapter. All other historical locations in the City have economically viable uses.

MOTION: Councilmember Peterson made a motion to approve the Ordinance repealing Chapter 29.20, Heritage Site Overlay. The motion was seconded by Councilmember Farr.

Roll Call:	Councilmember Farr	Aye
	Councilmember Smith	Aye
	Councilmember Jensen	Aye
	Councilmember Peterson	Aye

Consideration of Resolution to Amend Recreation Fees

Ms. McLean came forward and stated the proposal was to raise most of the youth recreation program fees by \$5.00 due to increased costs for the gym, supplies, and umpires. The increase in tournament fees was also due to umpire fees. Mayor Bott commented that staff was looking into non-resident fees. Councilmember Peterson suggested a \$5.00 non-resident fee. Ms. Moore asked that Council approve the resolution for their 2023 season and stated they would come back at a later date with more information on non-resident fees. There was a brief discussion about Box Elder School District fees. Ms. Wolford confirmed the base rate fee was \$10/hour for gym time. Opening and closing fees are determined by the individual schools and can fluctuate depending on employee overtime.

MOTION: Councilmember Peterson made a motion to approve the Resolution amending recreation fees subject to staff presenting information regarding non-resident fees at a future meeting and before registration flyers go out. The motion was seconded by Councilmember Smith.

Roll Call:

Councilmember Peterson	Aye
Councilmember Jensen	Aye
Councilmember Smith	Aye
Councilmember Farr	Aye

DISCUSSION ITEMS**Mosquito Abatement Report**

Mr. Thompson updated the Council on ground and aerial abatement efforts including the use of drone services for specific areas where planes are not affective. They have four permanent positions and twelve seasonal personnel. They will be increasing their budget by 25% to cover the costs of spraying materials, labor, equipment, and fuel. This increase will cost the average Box Elder County residence (market value \$404,000) \$8.89 per year. Finally, Mr. Thompson advised that a public hearing on a proposed tax increase would be held on November 8, 2022 at 6:00 p.m. at 155 South 1050 West.

2022 Swimming Pool Annual Report

Ms. Moore presented the annual report. Following were the highlights:

- Pool admissions – 3,040 less admissions than previous year on account of weather; entrance fees increased by \$41,004.25 due to approved fee increases
- Private party rentals – highest rentals in 10 years with 86 pool party block rentals
- Shade structures – 43 total rentals; up from 41 the previous year
- Swim lessons – added a class which increased participants to 1,274
- Concession stand – net revenue total \$25,402.34, down slightly from previous year due to increasing costs of supplies
- Employee stats & incentives
 - Fully staffed with 2/3 returning lifeguard staff from previous year
 - Implemented incentive bonus program; total cost \$4,763.62; lowest incentive bonus \$9.28; highest incentive bonus \$368.09; increased positive performance and staff season completion

Councilmember Peterson received a complaint that working parents cannot get to the pool after work due to the party blocks rentals. Ms. Moore explained the pool was open on Mondays until 8:00 p.m. for family night at a discounted rate. She noted that most party block rentals are businesses, and their parties are open to the public.

Mayor Bott announced there would be no closed session and the meeting adjourned at 8:05 p.m.

MOTION: Councilmember Peterson made a motion to adjourn. The motion was seconded by Councilmember Smith. Councilmember Farr, aye; Councilmember Smith, aye; Councilmember Jensen, aye; Councilmember Peterson, aye.

The undersigned duly appointed Recorder for Brigham City Corporation hereby certifies that the foregoing is a true, accurate and complete record of the November 3, 2022 City Council Meeting.

Dated this 17th day of November 2022.

Christina Boss

Christina Boss, Recorder