

**REGULAR SESSION OF THE
BRIGHAM CITY COUNCIL
April 19, 2018
7:00 pm**

PRESENT:	Tyler Vincent	Mayor
	DJ Bott	Councilmember
	Alden Farr	Councilmember
	Ruth Jensen	Councilmember
	Mark Thompson	Councilmember

ALSO PRESENT:	Ryan Abraham	Parks Supervisor
	Mark Bradley	City Planner
	Mary Kate Christensen	City Recorder
	Paul Larsen	Community Development Director
	Kristy Law	Community Activities & Services Director
	Jason Roberts	City Administrator
	Dennis Vincent	Assistant Police Chief

EXCUSED:	Tom Peterson	Councilmember
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Mayor Vincent called the meeting to order and gave the benediction. He also excused Councilmember Peterson who was out of town. The Pledge of Allegiance was recited.

Approval of Minutes: A motion to approve the minutes of the April 5, 2018 Work Session as distributed was made by Councilmember Jensen, seconded by Councilmember Bott and unanimously carried.

AGENDA

SCHEDULED DELEGATION

- Presentation of Utah Recreation and Parks Association Class II Department of the Year Award
- Proclamation Declaring May as Neurofibromatosis Awareness Month
- Proclamation Declaring Arbor Day
- Discussion on Work Plans for Updating Subdivision, Zoning and Business Licensing Codes

PUBLIC COMMENT

COUNCILMEMBER COMMENTS

UNFINISHED BUSINESS

- Continued Discussion on Impact Fees

SCHEDULED DELEGATION

Presentation of Utah Recreation and Parks Association Class II Department of the Year Award

Leeann Powell, Executive Director of the Recreation and Parks Association, came forward and recognized the Recreation and Parks Department as Outstanding Department of the Year in the Class II Classification. This was presented to Kristy Law at their annual conference. Ms. Powell said what set Brigham City apart from the other nominations were the number and scope of programs being run in Brigham City. They are similar to big City programs. The differential is the small town customer service. Another reason is Ms. Law's attitude to get things done. For example, the pickleball courts. There were some cities that did not want to build courts or bother with the programs. Ms. Law was one of the first that said yes, Brigham City wanted the program, and found a way to get it done. Now Brigham City and St. George are the pickleball headquarters of Utah. Ms. Powell also expressed appreciation to the Mayor and Council for supporting

recreation programs. Ms. Powell presented Ms. Law and her staff with the Outstanding Department Class II for 2018 award.

Proclamation Declaring May as Neurofibromatosis Awareness Month

Cynthia Nelson came forward and explained that there are three kinds of Neurofibromatosis (NF): NF1, NF2 and schwannomatosis. It causes tumors on nerves throughout the body, and can lead to deafness, blindness, disfigurement, bone abnormalities, learning disabilities, disabling pain, and cancer. NF1 is the most common. For every 3,000 people, one has NF1. There are approximately 1,000 NF cases in Utah. There is a new trial medication that has had some success. Ms. Nelson would like to raise awareness about this disease, which makes it more acceptable.

Ms. Nelson read the proclamation from the Children's Tumor Foundation observing May 17, 2018 as World Neurofibromatosis Awareness Day to educate the public about this rare genetic disorder.

Proclamation Declaring Arbor Day

Ryan Abraham came forward and introduced Karen Nisonger from the Urban Beautification Committee. Ms. Nisonger stated that this is the 31st year Brigham City has received the Tree City USA distinction.

Mr. Abraham read the Arbor Day Proclamation proclaiming April 26, 2018 as Arbor Day.

Mr. Pugsley invited the Mayor and Council to attend the Arbor Day Celebration on May 9, 2018 at the Middle School at 10:00. They will plant a tree on the property and there will be a short program.

Discussion on Work Plans for Updating Subdivision, Zoning and Business Licensing Codes

Bruce Parker from Planning and Development Services came to the table. They have been tasked to review Title 14, Business Licensing; Title 25, Subdivision; and Title 29, Zoning. They will work on Title 14 first, concurrently with Title 25, followed by Title 29. They will have staff schedule one-on-one interviews with Planning Commission members, key staff, Mayor and City Council, and any citizens the staff feels they should meet with.

These interviews will help them identify what they would like to happen to make this project successful. They would also like to know what issues need to be addressed to preserve, protect and advance the interests of Brigham City.

PUBLIC COMMENT

Julianna Larsen, Brigham City – Ms. Larsen said she attended the first budget work session and street maintenance was a big concern and a utility fee was discussed. This would be collected through the public utility fund. At the end of the year there is a transfer from the utility to the general fund. She recommended the Council not set the fee so high that it makes more money in the public utility fund to transfer to the general fund.

Don Dunbar, Brigham City – Mr. Dunbar said Murray City recently passed a law to require drivers to shut their car off instead of letting it idle. He asked the Council not to do this.

DeAnna Hardy, County – Ms. Hardy talked about how citizens are being denied their money to run and fund government programs and organizations that should be taken care of through the private sector.

COUNCILMEMBER COMMENTS

Councilmember Jensen has been working on CERT and CCC. They are trying to get people to the training. Sue Hill, Library Director, plans to retire in a year and a half. The library is going to purchase a 3-D printer.

Mayor Vincent spoke at the Economic Alliance Group at the Academy Conference Center. He also had the opportunity to go to the Boys & Girls Club Board meeting.

UNFINISHED BUSINESS

Continued Discussion on Impact Fees

Mr. Roberts came to the table and Fred Philpot was connected via phone. For reference purposes, the proposed increases discussed in the previous work session are displayed below.

	Existing	Max Allowed	Increase
Parks	\$2,163	\$3,101	\$ 938
Fire	-	134	134
Police	-	15	-
Storm Water	1,201	967	-234
Waste Water	841	1,689	848
Water	1,867	2,366	499
Transportation	-	349	349
Power (24 KVA (100A 120/240)	147	1,015	868
TOTALS	\$6,218	\$9,636	\$3,403

One of the unanswered questions from the previous work season was whether the City could set different impact fees for different areas within the City, and based on the characteristics of the property and/or ownership. The City's policy of allowing businesses to have a reduced storm drain fee for building a retention or detention basin was explained. Councilmember Jensen said her concern is with a single family dwelling.

Mr. Philpot explained that the impact fee ordinance includes a way to assess a non-standard impact fee or to make adjustments to the impact fee assessment based on information provided by the developer, whether they are developing a single home, multiple units, or a commercial property. He gave an example of the park impact fee for South Jordan City. These fees are typically assessed to just residential development only, and delineate between single family and non-residential. A developer in South Jordan wanted to build a senior housing community and they felt their impact on parks and recreation facilities would be different than what was proposed in the impact fee schedule. They presented their data to South Jordan City, and after review their review, they and the developer came to a consensus and made some adjustments to the park impact fee. This can be done for all impact fees. Typically it is developer driven.

Councilmember Jensen said she was trying to protect the person who wants to build a home on a small lot without paying \$15,000-\$20,000 before they even break ground.

Mr. Philpot said there has to be consideration of time. The City has to look at the dwelling, not the individual or family that is moving in at that time, because there is not a way to guarantee that the property will remain a 2-person household.

Mr. Philpot explained that before the increases can be approved, a public hearing will need to be held. This needs to be published at least ten days before the public hearing. The notice typically includes the maximum allowable impact fee. The Council has the option of adopting the maximum allowable impact fee, reduce the impact fee, or reject them all and keep the existing impact fee schedule.

Mr. Philpot continued that many communities are struggling with changes to impact fees, and in particular to park impact fees. The cost of property continues to increase throughout the state, and as a result the cost of the park impact fee continues to increase.

After adoption, there is a 90-day waiting period is required before the fees can be assessed.

The meeting adjourned at 8:16 p.m.

The undersigned duly appointed Recorder for Brigham City Corporation hereby certifies that the foregoing is a true, accurate and complete record of the April 5, 2018 City Council Meeting.

Dated this 3rd day of May 2018.

Mary Kate Christensen

Mary Kate Christensen, Recorder