

**REGULAR SESSION OF THE
BRIGHAM CITY COUNCIL
May 20, 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:	Christina Boss	City Recorder
	Dave Burnett	Public Power Director <i>via Zoom</i>
	Mike Christiansen	City Attorney
	Paul Larsen	Community & Economic Development Director
	Mike Nelsen	Police Chief
	Derek Oyler	Finance Director
	Tyler Pugsley	Public Works Director
	Jason Roberts	City Administrator

Mayor Vincent called the meeting to order at 7:01 p.m. The Reverence Period was given by Pastor Lee Peltier and the Pledge of Allegiance was recited.

AGENDA

RECOGNITION OF EMPLOYEES

New Hires in Public Works and Police Department

CONSENT

Request for Approval of May 6, 2021 Work Session and City Council Meeting Minutes

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

Appointments to the Planning Commission

PUBLIC HEARING

Community Development Block Grant (CDBG) Second Public Hearing

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

COUNCILMEMBER COMMENTS

ACTION ITEMS

Consideration of Ordinance Adding Chapters 9.01.080, 9.01.909, and 9.01.100, Voter Participation Areas

Presentation of Commemorative Plaque to Fred Baugh Family

DISCUSSION ITEMS

Update on Electric Meters

ADJOURN TO REDEVELOPMENT AGENCY MEETING

Approval of April 1, 2021 Meeting Minutes

Consideration of Assignment of the Brigham Crossing Participation Agreement to Nilson Land Development LLC

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

RECOGNITION OF EMPLOYEES

Chief Nelsen presented Officer Terry Adams with his badge. Mayor Vincent welcomed Officer Adams and thanked all of the law enforcement officers for their work and dedication in protecting the City. He also recognized Isaac Bell who was hired as a Wastewater Treatment Plant Laboratory Technician.

CONSENT

Approval of May 6, 2021 Work Session and City Council Meeting Minutes

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

A list of accounts totaling \$1,436.55 was presented to be removed from the City's system due to customers taking out bankruptcy or being sent to collections.

Appointments to the Planning Commission

Mayor Vincent thanked Roger Manning, Jason Coppieters and Mandi Richens for their future service on the Planning Commission.

MOTION: A motion to approve the Consent agenda was made by Councilmember Bott, seconded by Councilmember Olson, and unanimously carried.

PUBLIC HEARING

Community Development Block Grant (CDBG) Second Public Hearing

Mr. Larsen came to the table and stated that the public hearing was being held to allow all citizens to provide input concerning projects awarded under the 2021 Community Development Block Grant Program. Brigham City has applied for funds and the application was successful in the regional rating and ranking process. Brigham City has been awarded a grant in the amount of \$200,000 for the Senior Center kitchen remodel including rebuilding the walk-in kitchen.

A motion to open the public hearing was made by Councilmember Peterson, seconded by Councilmember Bott, 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.

PUBLIC COMMENTS

Juliana Larsen – Ms. Larsen was concerned about infrastructure projects and other items that have been in the budget for a number of years but have not been completed.

COUNCILMEMBER COMMENTS

Councilmember Troxell – the Recreation and Parks Commission will be submitting names to the Mayor to add more members to the Commission. The Urban Beautification Commission continues to work on the rose garden project at Snow Park and will arrange for volunteers to work on maintenance. They also worked on a new submission process for Yard of the Month.

Councilmember Peterson – attended an APA Legislative Deep Dive with Mr. Larsen. There were great discussions on how City and County planning and zoning will be affected. He also attended a Utopia board meeting. Utopia entered into an agreement with Pleasant Grove City to do an \$18M fiber optic network buildout.

Councilmember Farr – commented that the Advisory Council on Aging met, and Nancy Green was able to secure dog and cat food for senior citizen's pets.

Mayor Vincent – expressed his appreciation for the Councilmembers and Staff, and their work on the budget.

ACTION ITEMS

Consideration of Ordinance Adding Chapters 9.01.080, 9.01.090, and 9.01.100, Voter Participation Areas

Mr. Christiansen approached the podium and explained that a State law was passed in 2019 requiring voter participation areas for the purpose of presenting an initiative or referendum on City actions. The law

requires the city to be divided into four contiguous and compact voter participation areas of substantially equal population. The referendum or initiative is required to have the legal signatures of 11.5% of the number of active voters in at least 75% of the city's voter participation areas. There is an additional requirement for the areas to be reviewed January 1, 2022 and January 1st of each 10 years after 2022. The proposed ordinance outlines the four areas.

MOTION: Councilmember Bott made a motion to approve the Ordinance adding Chapters 9.01.080, 9.01.090, and 9.01.100, Voter Participation Areas. The motion was seconded by Councilmember Peterson.

Roll Call: Councilmember Farr – aye
Councilmember Bott – aye
Councilmember Peterson – aye
Councilmember Olson – aye
Councilmember Troxell – aye

Presentation of Commemorative Plaque to Fred Baugh Family

Mr. Pugsley approached the podium and spoke about Fred Baugh's service to the community and to the Airport Advisory Board for over 40 years. Mr. Pugsley shared some fond memories of Mr. Baugh. He presented the plaque, which will be displayed in the pilot's lounge, to the Baugh family. Mr. Baugh's son, Bryan Baugh, came to the podium, spoke about his father's love of Brigham City, and thanked Mr. Pugsley.

DISCUSSION ITEMS

Update on Electric Meters

Mr. Burnett came forward and gave a brief history of the Advanced Metering Infrastructure (AMI) installation program. The residential installations have been completed. There are ten remaining Opt-Out Agreements currently in place which allow those customers to keep their digital drive-by meters. The Agreements state that at the end of the implementation of the AMI system, the customers would be subject to an additional fee on top of their regular charges for costs of maintaining and reading the non-standard digital meters. There is one customer on an Opt-Out Agreement whose meter has failed. The Power Department does not have an inventory of the non-standard meters to replace the customer's meter, so their bill is being estimated. Mr. Burnett asked the City Council for guidance moving forward.

Councilmember Bott remembered the reason for the skepticism with some customers was due to the installation problems in other states. Mr. Burnett confirmed that there were no issues in Brigham City and the concern of some customers with the high radio frequency proved to be unfounded. Mr. Burnett reported some of the benefits of the AMI meters included remote disconnects for non-pays; illegal meter pull alerts; outage management; answering customer usage and billing questions; identifying sags and swells on the line; and precise and timely rolling black or brown outs. It was Mr. Burnett's opinion that there are no technical or scientific reasons to opt out of the AMI meters.

Councilmembers discussed continuing the Opt-Out Agreements and agreed to let the customers have a choice whether they wanted to go with the standard meter or opt out and pay the additional fees as well as the costs to replace the meter when it fails. The fees in the Opt-Out Agreements need to be recalculated because there are less opt outs and it is a per person calculation. Letters will be sent to the opt out customers and if no response is received, the smart meter will be installed. Mr. Oyler advised there will come a time when the software for the digital meter is no longer needed by commercial customers and the total costs for the software will be passed on to the opt out customers.

The meeting adjourned to a Redevelopment Agency meeting at 7:57 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 May 20, 2021 City Council Meeting.

Dated this 7th day of June, 2021.

Christina Boss

Christina Boss, Recorder