

**SPECIAL MEETING  
OF THE  
BRIGHAM CITY COUNCIL  
April 10, 2017, 3:00 PM**

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

ALSO PRESENT:	Mary Kate Christensen	City Recorder
	Michael Christiansen	City Attorney
	Paul Larsen	Community Development Director
	Mike Nelsen	Police Chief
	Derek Oyler	Finance Manager
	Jason Roberts	City Administrator

EXCUSED:	Tom Peterson	Councilmember
	Mark Thompson	Councilmember

A special meeting of the Brigham City Council was called by Mayor Vincent for April 10, 2017 at 3:00 PM. Proper notification was given per Utah Code 10-3-501(2)(a) and a quorum was present.

Mr. Larsen came forward and explained that the current law requires businesses with liquor licenses to be 600' from parks, churches or schools. However, it also allows applicants to request a variance from this requirement if they receive approval from the local government and the property owner of the park, church or school. Corbin's Restaurant and the Academy are within the 600' of the Main Street Church. They have documented their approval of the variance. The bowling alley is within 600' of Snow Park, which Brigham City owns. The resolution for the local government approval at this business also includes approval as the property owner.

The following three resolutions authorize the Mayor to sign the consent for proximity variance for these three locations. This does not mean the liquor license is approved; it allows the application process to continue.

The Legislature recently amended the liquor law to no longer allow these variances. In order to get these applications on the agenda for the next Alcoholic Beverage Control Commission meeting, the applications must be submitted by 5:00 PM on April 10, 2017.

Councilmember Farr asked if the City would have any liability for providing alcohol services from a City owned building.

Mr. Christiansen explained that alcohol providers have a number of requirements they have to comply with. Liability exposure for a property owner vs. a business would be limited based on the City's agreement with the Academy Conference Center.

Ms. Chalfant added that businesses have to provide proof of liability insurance before a license can be issued.

**Consideration of Resolution Authorizing the Mayor to Sign a Local Consent for Proximity Variance Enabling Submission of Application for a Full-Service Restaurant Liquor License for a Business Located at 70 North Main to the Alcoholic Beverage Control Commission**

This resolution would authorize the Mayor to sign the Consent for Proximity Variance Application for a full-service restaurant liquor license for Corbin's Restaurant.

**MOTION:** A motion to approve a resolution authorizing the Mayor to sign the local consent for proximity variance enabling submission of an application for a full-service restaurant liquor license for Corbin's Restaurant was made by Councilmember Bott, seconded by Councilmember Jensen. A roll call vote was taken.

Councilmember Bott – aye  
Councilmember Farr – aye  
Councilmember Jensen – aye

The motion unanimously carried.

**Consideration of Resolution Authorizing the Mayor to Sign a Local Consent for Proximity Variance Enabling Submission of Application for an On Premise Banquet Liquor License for a Business Located at 58 North Main to the Alcoholic Beverage Control Commission**

This resolution is for the Academy Conference Center located at 58 North Main.

**MOTION:** Councilmember Farr made a motion to approve the resolution authorizing the Mayor to sign the local consent for proximity variance enabling submission of application for an on premise banquet liquor license for the Academy Conference Center, seconded by Councilmember Bott. The Mayor asked for a roll call vote.

Councilmember Bott – aye  
Councilmember Farr – aye  
Councilmember Jensen – aye

The motion unanimously carried.

**Consideration of Resolution Authorizing the Mayor to Sign a Local Consent for Proximity Variance Enabling Submission of Application for an On Premise Beer Recreational License for a Business Located at 15 East 500 North to the Alcoholic Beverage Control Commission**

The final resolution is for the Family Fun Center located at 15 East 500 North.

**MOTION:** A motion to approve the resolution authorizing the Mayor to sign the Local Consent for Proximity Variance for the Family Fun Center was made by Councilmember Jensen, seconded by Councilmember Farr. The following roll call was taken:

Councilmember Bott – aye  
Councilmember Farr – aye  
Councilmember Jensen – aye

The motion unanimously carried.

The meeting adjourned at 3:21 PM.

*The undersigned duly appointed Recorder for Brigham City Corporation hereby certifies that the foregoing is a true, accurate and complete record of the April 10, 2017 City Council Meeting.*

*Dated this 20th day of April 2017*

Mary Kate Christensen  
Mary Kate Christensen, Recorder