

**REGULAR SESSION OF THE  
BRIGHAM CITY COUNCIL  
September 4, 2012  
Emergency Management Building**

|               |                       |  |
|---------------|-----------------------|--|
| PRESENT:      | Dennis Fife           | Mayor  |
|               | Scott Ericson         | Councilmember                                |
|               | Ruth Jensen           | Councilmember                                |
|               | Brian Rex             | Councilmember                                |
|               | Mark Thompson         | Councilmember                                |
|               | Tyler Vincent         | Councilmember                                |
| ALSO PRESENT: | Rick Bosworth         | Human Resource Coordinator                   |
|               | Mary Kate Christensen | City Recorder                                |
|               | Paul Larsen           | Director of Community & Economic Development |
|               | Bruce Leonard         | City Administrator                           |
|               | Tyler Pugsley         | Public Works Director                        |
|               | Jason Roberts         | Finance Director                             |

Mayor Fife called the meeting to order. The Reverence Period was given by Bishop Grover of the LDS First Ward. The Pledge of Allegiance was recited.

**Approval of Minutes:** A motion to approve the minutes of the August 16, 2012 Council meeting was made by Councilmember Vincent, seconded by Councilmember Jensen and unanimously approved as distributed.

**PUBLIC COMMENT**

LeRoy Paller – Mr. Paller announced that the Brigham City Solar Co-op is up and running. He has filed the document with the Corporation Commission of Utah, has a federal tax number and has a bank account. He displayed a poster that shows pricing for a solar system to be built at the Brigham City Airport. People will be able to join the co-op and have residential solar power for their house, but it will be at the solar farm at the airport.

**INTRODUCTION OF NEW EMPLOYEES**

Mayor Fife introduced Tyler Peterson who was hired as a Firefighter. He started on August 29.

The Mayor also introduced Mary Say and Heather Bossa as new School Crossing Guards, effective August 31, 2012.

**CONSENT**

**Appointment to the Volunteers in Police Service Council**

It was recommended Wally Lund be appointed to the Volunteers in Police Service.

**MOTION:** A motion to approve the Consent Agenda was made by Councilmember Jensen, seconded by Councilmember Rex and unanimously carried.

**SCHEDULED DELEGATION**

**Update on Christensen Academy Fundraising Event**

Ms. Maggie Nawyn came forward and reported that the total profit from the fundraiser before expenses was \$5,664. Expenses were \$3,300. The total profit minus expenses was \$2,124.

Ms. Nawyn expressed appreciation to all the volunteers who helped put this concert on. The total amount from donations and volunteer time was over \$16,000.

Their next concert is set for June 22, 2013. Alex Boye has committed to return for that concert. This will be in lieu of the Heritage Arts Festival.

#### **Future Wasatch Front Regional Council Interaction with Brigham City**

Mr. Doug Hattery approached the Council and explained that the Wasatch Front Regional Council is currently representing Salt Lake, Weber, Davis, Tooele and Morgan Counties. They prepare long-term transportation plans and also program federal and transit funds.

In the spring, the census designated Brigham and parts of Willard and Perry as part of the Ogden/Layton urbanized area. Once the census sets these boundaries they cannot be changed. Box Elder County, Perry, Willard and Brigham City will now be involved in their transportation planning process. Brigham City will be eligible for Federal Highway funds which can be used for a wide range of projects, such as widening existing roads, building new roads and other transit projects.

The Regional Council has a policy advisory committee called the Transportation Coordinating Committee (Transcom). This Council is made up of County Commissioners, Mayors, State Transportation Commissioners, and UTA Board Members. Box Elder County and Brigham City will probably have one representative on the Regional Council.

Most of their money comes from Federal Transportation funds, but they have to match it. Therefore, they assess dues for each county based on their membership. Morgan and Tooele both have one member and they pay \$8,000 per year. Mr. Hattery thought Box Elder County's fees would be in that range.

#### **Discussion on Proposed UTOPIA Marketing Options and Operational Update**

Mr. Roberts and Gary Jones, Director of Sales and Marketing from UTOPIA, and Kurt Sedweeks, UTOPIA Chief Financial Officer, came forward. Mr. Jones stated that since the initial marketing in 2010, there has been very little marketing in Brigham City. UTOPIA suggested three strategies.

For business users, they would initially contact those businesses that are along the route where the fiber is already installed. In Brigham City there are approximately 125 businesses along a route. They have calculated an average cost to connect these businesses and created a product offering for the service providers to connect these businesses. These offers range from a month-to-month contract where the business pays for the cost of installation to a 2-3 year commitment and the infrastructure is covered. These businesses are small to medium sized businesses and UTOPIA has a product gap for these types of businesses. The competition has a product that is approximately \$100-\$150 per month. UTOPIA is introducing a product within the next 60 days that will compete with this. Once they do, they will pursue these businesses.

There have been some issues with service providers for residential users. UTOPIA is trying to remedy this by doing a better job of getting service providers and pursuing service providers that will fit. They are currently in negotiations with Beehive Broadband.

To pursue new customers, there are three options:

- 1) There are Special Assessment dollars still available.
- 2) A lease option. For a minimum commitment of two years, customers will be charged a \$30 monthly infrastructure. This is similar to what competitors are doing. The going rate for internet is about \$35 for a 50/50 MB transfer. This is the same price as competitors' high premium with about 20 MB or 1.4 MB for DSL. Phone and television adds \$10 to the monthly bill.
- 3) The Consumer Utility Enhancement, or CUE, is similar to the SAA. It allows the homeowner to finance the installation of \$3,000 up front with a prepaid discount, or a 10- or 20-year finance option. Once this is paid, they own the equipment and are no longer liable.

Mr. Roberts said he did not like the CUE model because if the customer does not make the monthly payments, the City still has to make the payment to UIA. He did not have financial issues with the contract and business model as presented. The Council agreed that the CUE should not be an option.

Councilmember Jensen asked Mr. Jones to provide copies of the contracts to the councilmembers. Mr. Jones will provide copies to Mr. Roberts to pass onto the Council.

## NEW BUSINESS

### **Request for Approval of an Interlocal Agreement and Resolution with Tips for Taps for Purchasing of Lighting Equipment for Parks**

Mr. Leonard stated that this is a no-fee membership to the Region VIII Education Service Center. This is an organization that has looked at purchasing items from various vendors at a cost savings. Mr. Pugsley added that this is similar to vendors being on the State of Utah bid program.

**MOTION:** Councilmember Ericson made a motion to approve the interlocal agreement and resolution with Tips for Taps, seconded by Councilmember Vincent. All present voted aye.

### **Resolution Establishing an Economic Development Zone for the X-20 Economic Development Project Area**

Mr. Larsen came forward and stated that Vexxel, located in the X-20 EDA, received an incentive from the Redevelopment Agency in the form of tax increment financing. They have been working with the State of Utah on the State's EDTIP Program (Economic Development Tax Incentive Financing). The Incentives committee of the State Economic Development Board has approved an incentive to Vexxel of \$337,000 over a 20-year period. One of the requirements of this incentive is that Brigham City request the State Economic Development Board to establish an Economic Development Zone and extend the incentive.

Mr. Larsen presented three documents to accomplish this requirement. Two are letters for the Mayor's signature; one describing the nature of the incentives Brigham City is offering and the other is requesting the State to create an Economic Development Zone. The third document is a resolution from the Council requesting that the zone be established.

**MOTION:** Councilmember Rex made a motion to approve the resolution establishing the Economic Development zone as outlined, seconded by Councilmember Ericson and unanimously carried.

### **Ordinance Amending City Council Schedule to Remove Meetings on the Fifth Thursday**

The Mayor presented an ordinance changing the City Council schedule to include only the first and third Thursday. If it is felt a meeting needs to be held on the fifth Thursday, one will be scheduled.

**MOTION:** Councilmember Vincent made a motion to approve the ordinance amending the City Council schedule to discontinue meetings on the fifth Thursday of the month. The motion was seconded by Councilmember Rex and unanimously carried.

## MAKING LIFE BETTER – DEPARTMENT REPORTS

Mr. Pugsley made a presentation on City recreation activities and an update on the parks. The Parks Division is responsible for:

- ❖ 155 acres of developed green space.
- ❖ Maintenance and preparation of all the sports fields.
- ❖ Upkeep and maintenance of miles of sprinkler lines.
- ❖ Maintenance of walking trails at Pioneer Park, West Forest and Mantua Reservoir.
- ❖ Biking trail at Mantua Reservoir and biking lanes.
- ❖ Three urban fisheries.
- ❖ Tree removal requests and tree trimming requests.
- ❖ Maintenance of flowers on City property.
- ❖ Assists at the cemetery.

### **OTHER BUSINESS**

Mayor Fife reported that the City's portion of the wood from the Sycamore trees are being kiln dried. The company would like to make a new Council table and a desk for the Recorder. They are coming up with a detailed design. They estimated it will cost \$10,000-\$13,000. This will be brought to the Council when the design is completed.

The meeting adjourned at 8:38 p.m.