

**MINUTES
OF THE BOARD OF COMMISSIONERS OF WEBER COUNTY**

Tuesday, January 10, 2017 - 10:00 a.m.

Commission Chambers, 2380 Washington Blvd., Ogden, Utah

In accordance with the requirements of Utah Code Annotated Section 52-4-203, the County Clerk records in the minutes the names of all persons who appear and speak at a County Commission meeting and the substance "in brief" of their comments. Such statements may include opinion or purported facts. The County does not verify the accuracy or truth of any statement but includes it as part of the record pursuant to State law.

WEBER COUNTY COMMISSIONERS: James Ebert, Kerry W. Gibson, and Jim Harvey

OTHER STAFF PRESENT: David C. Wilson, Deputy County Attorney; Lynn D. Taylor, Chief Deputy, County Clerk/Auditor; and Fátima Fernelius, of the Clerk/Auditor's Office, who took minutes.

- A. WELCOME** – Chair Ebert Ebert
- B. INVOCATION** – Jennifer Graham
- C. PLEDGE OF ALLEGIANCE** – Duncan Olsen
- D. THOUGHT OF THE DAY** – Commissioner Harvey

E. PRESENTATIONS:

1. PRESENTATION FROM UTAH DIVISION OF WILDLIFE RESOURCES OF PAYMENT IN LIEU OF TAXES CHECK

Justin Dolling, Northern Region Supervisor, noted that the DWR owns/manages 16,000+ acres in Weber County and presented a PILT check for \$8,175.85.

2. PRESENTATION ON SALVATION ARMY'S EFFORT IN FEEDING AND CLOTHING THOSE IN NEED IN WEBER COUNTY

Captain Donald Warriner reported on some of the assistance provided to the underprivileged of Weber County by the Salvation Army, noting the enormity of the problem with homelessness/underprivileged and stating that the figures keep increasing by about 20%/year. Last year they gave out 6,800 sack lunches, 836 clothing vouchers, 3,662 food boxes, 100 furniture vouchers, 755 hygiene kits, and 37,000 breakfasts. They now serve in one day the number of breakfasts that they used to serve in one month to the homeless. They also gave out 4,000 Christmas gifts to children. The Salvation Army relies on support from the city, county and community. Commissioner Gibson said that he and Chair Ebert attended a gala in November and also met Captain Warriner's wife who is also very involved in the program; they were very impressed with the organization and its great service to the community.

F. CONSENT ITEMS:

- 1. Warrants #412883-#412900 in the amount of \$2,529,326.40
 - 2. Purchase orders in the amount of \$263,500.05
 - 3. Minutes for the meetings held on December 20, 2016 and January 3, 2016
 - 4. Set public hearing for January 24, 2017, 10 a.m., to consider & take action on a request to amend the side yard setbacks in the Ogden Valley Destination and Recreation Resort Zone (§104-29) in the Uniform Land Use Code of Weber County, Utah
 - 5. ACH payment to US Bank for \$127,252.80 for purchasing card transactions through December 26, 2016
- Commissioner Harvey moved to approve the consent items; Commissioner Gibson seconded.
Commissioner Gibson – aye; Commissioner Harvey – aye; Chair Ebert – aye

G. ACTION ITEMS:

1. CONTRACT WITH THE OGDEN-WEBER CONVENTION VISITORS BUREAU (CVB)

Sara Toliver, CVB President, stated that the term of the contract is from January 1, 2017–December 31, 2020. Any budget amount changes will be done by amendments. Ms. Toliver said that the last two years have been banner years for the CVB. They have seen double digit increases for the last few years in tourism taxes. The commissioners expressed thanks to the amazing staff and the great job that they do.

Commissioner Gibson moved to approve the contract with the Ogden-Weber Convention Visitors Bureau; Commissioner Harvey seconded.

Commissioner Gibson – aye; Commissioner Harvey – aye; Chair Ebert – aye

2. PUBLIC DEFENDER CONTRACTS BY THE FOLLOWING ATTORNEYS AND INVESTIGATOR:

AMMON NELSON	JONATHAN HANKS	MICHAEL BOUWHUIS
ANDREW HEYWARD	JONATHAN PACE	RANDALL MARSHALL
CAROL MORTENSEN	LOGAN BUSHELL	RICHARD WILLIAMS
JAMES RETALICK	MARTIN GRAVIS	ROBERT BRUNSON
JASON WIDDISON	MARY ANNE ELLIS	SAMUEL NEWTON
JENNIFER CLARK		

Bryan Baron, Deputy County Attorney, noted that the county has an obligation to provide these attorneys. Commissioner Harvey moved to approve the Public Defender contracts with the above listed attorneys and investigator; Commissioner Gibson seconded.

Commissioner Gibson – aye; Commissioner Harvey – aye; Chair Ebert – aye

3. RESOLUTION APPOINTING MEMBERS TO THE WEBER MOSQUITO ABATEMENT DISTRICT – RESOLUTION 1-2017

Chair Ebert had been serving on this board for some time. Commissioner Harvey volunteered to serve.

Commissioner Gibson moved to adopt Resolution 1-2017 appointing Commissioner Harvey to the Weber Mosquito Abatement District; Chair Ebert seconded.

Commissioner Gibson – aye; Commissioner Harvey – aye; Chair Ebert – aye

4. RESOLUTION APPOINTING MEMBERS TO THE ARENA BOARD – RESOLUTION 2-2017

Jennifer Graham, with County Culture, Parks & Recreation, presented the names forwarded by the board for appointment or reappointment.

Commissioner Harvey moved to adopt Resolution 2-2017 reappointing Julie Snowball, Rod Southwick (terms expiring 12/31/2010), and Tom Close (term expiring 12/31/2019) and to appoint Sheryl Cox (term expiring 12/31/2010) to the Arena Board; Commissioner Gibson seconded.

Commissioner Gibson – aye; Commissioner Harvey – aye; Chair Ebert – aye

5. CONTRACT WITH TRAX AV TO SUPPLY SOUND AT THE 2017 HOF WINTERFEST

Jennifer Graham, with County Culture, Parks & Recreation, briefly presented this contract.

Commissioner Gibson moved to approve the contract with Trax AV to supply sound for the 2017 Hof German Winterfest; Commissioner Harvey seconded.

Commissioner Gibson – aye; Commissioner Harvey – aye; Chair Ebert – aye

6. CONTRACT WITH BROKEN HEART RODEO TO HOLD THE INTERMOUNTAIN ICEBREAKER HIGH SCHOOL INVITATIONAL RODEO AT THE GOLDEN SPIKE EVENT CENTER

Jennifer Graham, with County Culture, Parks & Recreation, briefly presented this contract.

Commissioner Harvey moved to approve the contract with Broken Heart Rodeo to hold the Intermountain Icebreaker High School Invitational Rodeo at the Golden Spike Event Center; Commissioner Gibson seconded.

Commissioner Gibson – aye; Commissioner Harvey – aye; Chair Ebert – aye

7. CONTRACT WITH WORLD CHAMPIONSHIP CUTTER AND CHARIOT RACING ASSOCIATION TO HOLD THE WORLD CUTTER & CHARIOT RACING CHAMPIONSHIPS AT THE GOLDEN SPIKE EVENT CENTER

Jennifer Graham, with County Culture, Parks & Recreation, briefly presented this 1-year contract.

Commissioner Gibson moved to approve the contract with World Championship Cutter and Chariot Racing Association to hold the World Cutter and Chariot Racing Championships at the Golden Spike Event Center; Commissioner Harvey seconded.

Commissioner Gibson – aye; Commissioner Harvey – aye; Chair Ebert – aye

8. RESOLUTION FOR THE INTERLOCAL AGREEMENT AMENDMENT WITH TAYLOR WEST WEBER WATER IMPROVEMENT DISTRICT ON THE 3500 WEST ROADWAY PROJECT – RESOLUTION 3-2017

Jared Andersen, County Engineer, stated that the county and the District had entered into an interlocal agreement to coordinate work and share costs associated with a culinary waterline project along 3500 W. during the county's improvement of 3500 W. The original agreement was based on the applicable line items in the bid and this amendment is to formalize the reimbursement of all the change orders. Mr. Andersen stated that this is a great example of entities working together and both benefit. Chair Ebert noted that the contract specifies what each entity pays for and asked about a couple of small amounts under the county's responsibility. Mr. Andersen stated that those were costs the county would have been responsible for regardless of the utility's involvement. This is the same procedure used with each public utility in that area.

Commissioner Harvey moved to adopt Resolution 3-2017 approving the Interlocal Agreement Amendment with Taylor West Weber Water Improvement District on the 3500 West roadway project; Commissioner Gibson seconded.

Commissioner Gibson – aye; Commissioner Harvey – aye; Chair Ebert – aye

9. RIGHT-OF-WAY CONTRACT WITH JOSEPH F. GIORDANO FOR PARCEL 11 ON THE 12TH STREET ROADWAY PROJECT

Jared Andersen, County Engineer, briefly presented this contract.

Commissioner Gibson moved to approve the right-of-way contract with Joseph F. Giordano for Parcel 11 on the 12th Street roadway project; Commissioner Harvey seconded.

Commissioner Gibson – aye; Commissioner Harvey – aye; Chair Ebert – aye

H. PUBLIC COMMENTS:

Sylvia Salisbury, of Ogden, said that it is convenient to receive the election ballot early in the mail; however, early voting is a bad idea. Case in point: on October 28 FBI director James Comey announced that the bureau was looking into many more emails on the server that Hillary Clinton used. On that date, according to the New York Times 22 million American had already cast their votes. Ms. Salisbury stated that that figure is greater than any margin of victory of any U.S. President. She also stated that in a court case the jury is not allowed to cast a vote for innocence or guilt until after the full evidence has been presented and that voters should not be able to either. By law, Election Day is the first Tuesday following the first Monday in November on even years. She strongly believes that the law should be enforced and wanted to share these thoughts with the Commission.

I. ADJOURN

Commissioner Harvey moved to adjourn at 10:53 a.m.; Commissioner Gibson seconded.

Commissioner Gibson – aye; Commissioner Harvey – aye; Commissioner Ebert – aye

Attest:

James Ebert, Chair
Weber County Commission

Ricky D. Hatch, CPA
Weber County Clerk/Auditor