

MINUTES
WEBER COUNTY COMMISSION
Tuesday, February 4, 2020 - 10:00 a.m.
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: Gage Froerer, "Jim" H. Harvey, and Scott K. Jenkins.

STAFF PRESENT: Lynn Taylor, of the Clerk/Auditor's Office; Christopher Crockett, Deputy County Attorney; and Fátima Fernelius, of the Clerk/Auditor's Office, who took minutes.

A. WELCOME - Chair Froerer

B. INVOCATION - Commissioner Jenkins

C. PLEDGE OF ALLEGIANCE - Stacy Skeen

D. THOUGHT OF THE DAY - Chair Froerer

E. PUBLIC COMMENTS: None.

F. CONSENT ITEMS:

1. Warrants #2399-2411 and #447039-447167 in the amount of \$667,557.96.
2. Purchase orders in the amount \$1,544,998.03.
3. Minutes for the meeting held on January 28, 2020.
4. New beer licenses.
5. New business licenses.
6. Surplus office equipment from the Weber County Sheriff's Office.
7. Surplus office equipment from Weber County Human Resources.
8. Surplus 1: 2000 Nissan Xterra; 2004 Jeep Grand Cherokee; 2007 Subaru Impreza WRX from Weber-Morgan Health Dept.
9. Surplus a Magic Chef mini fridge from the Weber County Operations Department.
10. ADP Termination Acknowledgment Letter.
11. Ratify a contract with West Haven City for the Volunteers in Police Service program.
12. Change Order #1 for 12th Street with Staker Parson.

Commissioner Jenkins moved to approve the consent items; Commissioner Harvey seconded.
Commissioner Harvey – aye; Commissioner Jenkins – aye; Chair Froerer – aye

G. ACTION ITEMS:

1. **SUBSCRIPTION SERVICE AGREEMENT WITH SAFFIRE, LLC, PROVIDING WEBER COUNTY ACCESS TO AND USAGE OF A CLOUD BASED SOFTWARE SERVICE, PROVIDING TICKETING SOFTWARE FOR PEERY'S EGYPTIAN THEATER AND THE GOLDEN SPIKE EVENT CENTER.**

Marty Smith, Culture Parks and Recreation Department Director, stated that an RFP was issued, that there were seven respondents, and the evaluation committee, consisting of 12-15 members, selected Saffire.

Commissioner Harvey moved to approve the Subscription Service Agreement with Saffire, LLC, providing Weber County access to and usage of a cloud based software service, providing ticketing software for Peery's Egyptian Theater and the Golden Spike Event Center; Commissioner Jenkins seconded.

Commissioner Harvey – aye; Commissioner Jenkins – aye; Chair Froerer – aye

2. **COOPERATIVE AGREEMENT WITH THE UTAH STATE UNIVERSITY, DBA USU EXTENSION SERVICES, IMPROVING THE QUALITY OF LIFE FOR PEOPLE IN THE COUNTY, ENHANCING ECONOMIC OPPORTUNITIES WITHIN THE COUNTY, AND SUSTAINING THE NATURAL RESOURCES OF THE COUNTY.**

Jennifer Graham, of County Culture, Parks & Recreation, presented this contract renewal. The commissioners spoke of the vast amount of resources provided by the Extension Services.

Commissioner Harvey moved to approve the Cooperative Agreement with the Utah State University, dba USU Extension Services; Commissioner Jenkins seconded.

Commissioner Harvey – aye; Commissioner Jenkins – aye; Chair Froerer – aye

3. **CONTRACT WITH CODY NEBEKER TO ESTABLISH A DISC GOLF CONCESSIONAIRE FOR FORT BUENAVENTURA.**

Todd Ferrario, County Ice Sheet and Parks & Recreation Division Director, noted that a small building at the Fort has never been used, and they would like to use it for a disc golf concessionaire.

Commissioner Harvey moved to approve the contract with Cody Nebeker to establish a disc golf concessionaire for Fort Buenaventura; Commissioner Jenkins seconded.

Commissioner Harvey – aye; Commissioner Jenkins – aye; Chair Froerer – aye

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

Duncan Olsen, GSEC General Manager, presented this contract.

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

Commissioner Harvey – aye; Commissioner Jenkins – aye; Chair Froerer – aye

5. **INTERLOCAL AGREEMENT WITH WEST HAVEN CITY FOR DISTRIBUTION FOR BEER TAX FUNDS.**

Sharlott Sutherland, of the County Sheriff's Office, stated that this is similar to other approved agreements. Commissioner Jenkins moved to approve the Interlocal Agreement with West Haven City for distribution for beer tax funds; Commissioner Harvey seconded.
Commissioner Harvey – aye; Commissioner Jenkins – aye; Chair Froerer – aye

6. **AMEND WEBER COUNTY CODES §104-5, 104-6, 104-7, 104-8, & 104-25 TO REGULATE CULTIVATION & PROCESSING OF MEDICAL CANNABIS, AS REQUIRED BY STATE CODE, & TO PROVIDE RELATED MINOR EDITS TO CLARIFY INTENT AND CONSISTENCY – ORDINANCE 2020-3.**

Charles Ewert, of the County Planning Division, referred to the public hearing held last week when the Commission requested to see how the language could be amended to also fit into the M-1 and M-2 Zones, while not disrupting that area, particularly concerning odors. This ordinance includes those amendments. It also includes that if a residential use exists, or is later located within 500 feet of the facility, the site shall have a 6-foot land berm or an 8-foot masonry wall constructed to shield the facility's view from the residential properties, and it also removes residential dwelling units from the M-1 and M-2 as suggested by the 2003 General Plan. Commissioner Harvey moved to adopt Ordinance 2020-3 amending the Weber County Codes §104-5, §104-6, §104-7, §104-8 and §104-25 to regulate the cultivation and processing of medical cannabis, as required by State Code, and to provide related minor edits to clarify intent and consistency; Commissioner Jenkins seconded.
Commissioner Harvey – aye; Commissioner Jenkins – aye; Chair Froerer – aye

Commissioner Harvey was excused at this time.

7. **FINAL APPROVAL OF FENSTER FARMS PHASE 2 SUBDIVISION, AN EIGHT LOT SUBDIVISION, AS WELL AS ACCEPTANCE OF ROAD DEDICATION WITHIN THIS SUBDIVISION.**

Tammy Aydelotte, of the County Planning Division, presented this standard subdivision in the A-2 Zone. The road dedication is approximately 700 linear feet of a 60-foot wide county road, and the applicant has escrowed for the remainder of the needed improvements per the County Engineer's requirements. Commissioner Jenkins moved to grant final approval of the Fenster Farms Phase 2 Subdivision, an eight lot subdivision, as well as acceptance of road dedication within this subdivision; Chair Froerer seconded.
Commissioner Jenkins – aye; Chair Froerer – aye

9. **MEMORANDUM OF UNDERSTANDING WITH WEBER PATHWAYS FOR THE DONATION AND USE OF COUNTY OPTION SALES AND USE TAX FOR HIGHWAYS AND PUBLIC TRANSIT, ALSO KNOWN AS "PROP 1 FUNDS."**

Sean Wilkinson, County Community Development Director, noted that Weber Pathways often requests donations from the county to construct and maintain trails. This MOU eliminates the need for a separate agreement for each request. The county allocated \$200,000 in the 2020 budget from the Prop 1 Fund for this. Commissioner Jenkins moved to approve the Memorandum of Understanding (MOU) with Weber Pathways for the donation and use of county option sales and use tax for highways and public transit (Prop 1 funds); Chair Froerer seconded.
Commissioner Jenkins – aye; Chair Froerer – aye

8. **CONTRACT WITH WEBER PATHWAYS FOR MAINTENANCE OF THE EMBANKMENT WALL AT PELICAN BEACH ON THE PINEVIEW LOOP PATHWAY.**

Sean Wilkinson, County Community Development Director, noted that this request is for \$24,000. Commissioner Jenkins moved to approve the contract with Weber Pathways for maintenance of the embankment wall at Pelican Beach on the Pineview Loop Pathway; Chair Froerer seconded.
Commissioner Jenkins – aye; Chair Froerer – aye

10. **CONTRACT WITH J PHILIP COOK, LLC FOR APPRAISAL SERVICES FOR THE WEBER COUNTY BUILDING LOCATED AT 2380 WASHINGTON BLVD., OGDEN.**

Holin Wilbanks, of County Economic Development, said that this contract went through procurement. Commissioner Jenkins moved to approve the contract with J Philip Cook, LLC for appraisal services for the Weber County Building located at 2380 Washington Blvd., Ogden; Chair Froerer seconded.
Commissioner Jenkins – aye; Chair Froerer – aye

H. COMMISSIONER COMMENTS: The commissioners noted that the county is really doing well.

I. ADJOURN

Commissioner Jenkins moved to adjourn at 11:13 a.m.; Chair Froerer seconded.
Commissioner Jenkins – aye; Chair Froerer – aye

Attest:

Gage Froerer, Chair
Weber County Commission

Ricky D. Hatch, CPA
Weber County Clerk/Auditor