

MINUTES
WEBER COUNTY COMMISSION
Tuesday, February 11, 2020 - 10:02 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: Ricky D. Hatch, County Clerk/Auditor; Christopher Crockett, Deputy County Attorney; and Fátima Fernelius, of the Clerk/Auditor's Office, who took minutes.

- A. WELCOME** - Chair Froerer
- B. INVOCATION** - Sean Wilkinson
- C. PLEDGE OF ALLEGIANCE** - Bill Ross
- D. THOUGHT OF THE DAY** - Commissioner Harvey

E. PUBLIC COMMENTS:

--Lynne Carter, thanked the Commission for their support of the Ogden Botanical Gardens on behalf of the Utah State University (USU) Weber Extension and the Ogden Botanical Gardens. Commissioner Jenkins asked for the yearly allocation by the county to the Gardens and Naomi Brower, Weber Extension Director, said that it is \$35,000/year for the salary of Helen Muntz, Horticulture Agent. Commissioner Jenkins has no problem that the county gave some money to get the park started but it is an Ogden City park, and the Gardens have been completed (about 26 years), thus, he does not know why the county continues to pay into it. Ms. Muntz' stated that it is a City park, that USU presently owns the education building and does all the mowing, gardening maintenance and the City maintains the parkway. Jerry Goodspeed, Ogden Botanical Gardens/Utah Botanical Center Director, would be a good resource for answers and Commissioner Harvey would like to get a report directly from him (who has been there about two decades). Ms. Brower said that the building was donated to USU by someone in the community but without funding for maintenance, that it was given on public property for the City but it has been a question from the beginning as to who should maintain it—it makes sense to her that it would be the City. Chair Froerer said that it is a true gem and draw for the community and needs to continue. Sean Wilkinson, County Community Development Director, has that 1995 agreement and will distribute it to everyone involved.

--Jill Hipwell, of West Weber, asked if the PRUD chapter had been rewritten. She read from code that if the county desires it to remain a legislative decision than the chapter should be rewritten with more objective criteria to remove the potential of the arbitrary decision making. She said that the two planning commissions approved this overlay zone in 2018 and asked when it was tabled after that. Rick Grover, County Planning Director, responded that it had not been rewritten and that the previous Commission gave some direction to look at making it an overlay zone but it was put on hold. Currently it is an administrative review—it comes before the Commission because it is a conditional use—and the legislative portion was put on hold because the Commission at that time felt that it takes away some development rights making it more restrictive/difficult for development to occur. She had heard that there are some loopholes, and one portion she feels is a necessity for all subdivision sections relates to streets—that there should always be at least two access points into development if it contains more than 30 residences, regardless of the exception if they have fire suppression systems because the occurring emergency may not be a fire. Chair Froerer suggested that Ms. Hipwell start with the Planning Commission.

--Ralph Price, of Ogden, implored the Commission to use their influence to not close the Lantern House, which serves three counties, on March 1 because it is key to help people get their lives back together and has been successful because they started with the overflow style. Two days ago there were 90 people there, 30 of them children, and what a tragedy to throw them out in the middle of winter. Chair Froerer said that the Lantern House Board is aware of this and are looking to negotiate with the North Ogden City Fire Department regarding the fire issue.

F. CONSENT ITEMS:

1. Warrants #2412-2424 and #447168-447380 in the amount of \$489,861.91.
2. Purchase orders in the amount \$161,603.22.
3. Minutes for the meeting held on February 4, 2020.
4. ACH payment to U.S. Bank in the amount of \$254,473.66.
5. New business licenses.
6. New beer licenses.
7. Retirement Agreement with Ralph Brooks.
8. Grant extension with the Utah Department of Workforce Services for the extension of funding for Weber County's ICAN program through June 30, 2020 to serve families experiencing intergenerational poverty.

Commissioner Jenkins said that it is difficult to have oversight of ACH payments because they go on staff's PCards, don't have much detail on the US Bank statements, and he asked if there is a better way to review them. Ricky Hatch, County Clerk/Auditor, stated that every PCard purchase has to be reported on a PCard log that is submitted monthly to the PCard holder's supervisor, and all elected officials' are reviewed by Mr. Hatch and Mr. Hatch's by the County Attorney. There is an audit program that reviews PCard logs, there are also arbitrary audits, and there are limits on PCards—the single transaction amount follows the county's procurement ordinance and the monthly amount varies by department. Commissioner Harvey has many years of experience with the program, and noted that just this morning he learned of a related situation where there was quite an ordeal over 75 cents because staff wanted to be accountable. Shelly Halacy, of the County Commission Office, gave an example of the Purchasing Agent calling her about whether she had issued a bid for a purchase, and she affirmed that PCards are being monitored. Mr. Hatch will speak with the Comptroller and Purchasing Agent and report back.

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

G. ACTION ITEMS:

1. CONTRACT WITH CHAPMAN MUSIC, INC., FOR OGDEN ECCLES CONFERENCE CENTER ANNUAL VALENTINES DINNER DANCE ENTERTAINMENT.

Kassi Bybee, Ogden Eccles Conference Center General Manager, presented this contract.

Commissioner Harvey moved to approve the contract with Chapman Music, Inc., for the Ogden Eccles Conference Center Annual Valentines Dinner Dance entertainment; Commissioner Jenkins seconded.
Commissioner Harvey – aye; Commissioner Jenkins – aye; Chair Froerer – aye

2. CONTRACT WITH MAURIE TARBOX FOR OGDEN MUSICAL THEATRE ARTISTIC DIRECTOR 2020 SEASON.

Kassi Bybee, Ogden Eccles Conference Center General Manager, presented this contract.

Commissioner Harvey moved to approve the contract with Maurie Tarbox for the Ogden Musical Theatre 2020 season's Artistic Director; Commissioner Jenkins seconded.
Commissioner Harvey – aye; Commissioner Jenkins – aye; Chair Froerer – aye

3. CONTRACT WITH WEBER SCHOOL DISTRICT FOR WEBER SCHOOL DISTRICT MESA DAY AT GOLDEN SPIKE EVENT CENTER.

Duncan Olsen, GSEC General Manager, presented this contract.

Commissioner Jenkins moved to approve the contract with the Weber School District to hold the Weber School District Mesa Day at the Golden Spike Event Center; Commissioner Harvey seconded.
Commissioner Harvey – aye; Commissioner Jenkins – aye; Chair Froerer – aye

4. CONTRACT WITH WEBER SCHOOL DISTRICT TO HOLD 2020 STEM FAIR AT GOLDEN SPIKE EVENT CENTER.

Duncan Olsen, GSEC General Manager, presented this contract.

Commissioner Harvey moved to approve the contract with the Weber School District to hold the 2020 STEM Fair at the Golden Spike Event Center; Commissioner Jenkins seconded.
Commissioner Harvey – aye; Commissioner Jenkins – aye; Chair Froerer – aye

5. CONTRACT WITH DICIO FOR A PROFESSIONAL SERVICES AGREEMENT FOR A PUBLIC RELATIONS, MARKETING AND COMMUNICATIONS CONSULTANT FOR THE SHERIFF'S OFFICE.

Christopher Crockett, of the County Sheriff's Office, stated that the county has a county-wide contract with Dicio. The Sheriff's Office oversees a lot of things for which the public wants to be informed and the Sheriff has identified a need for additional public relations in order to increase transparency and foster public trust. Commissioner Jenkins stated that this contract is up to \$120,000, which is a very hefty amount for these services. He has a difficult time supporting this open-ended contract. Chair Froerer noted that when this was originally discussed the amount was \$50,000-\$60,000 and that the county needs to verify the expected deliverables. Mr. Crockett said that contract requirements include that Dicio is to develop a benchmark measuring plan to assess and prioritize needs of the Sheriff's Office, which have to be done within the first six months of the agreement, and Dicio shall submit invoices on a monthly basis that specifically describe the performed services. This is an at will contract. Commissioner Harvey would like a report within 90 days with measurables. Chair Froerer had asked for metrics within 30 days. Ralph Price, of Ogden, spoke in favor of this contract.

Commissioner Harvey moved to approve the contract with Dicio for a professional services agreement for a public relations, marketing and communications consultant for the Sheriff's Office with the caveat to review the contract in 60 days and to have the contract measurables in a formal presentation no later than May 1, 2020; Chair Froerer seconded.
Commissioner Harvey – aye; Commissioner Jenkins – nay; Chair Froerer – aye

6. **RATIFY A TRANSPORTATION ALTERNATIVES PROGRAM (TAP) COOPERATIVE AGREEMENT WITH UTAH DEPT. OF TRANSPORTATION FOR PINEVIEW LOOP PATHWAY (FROM 7450 E.-OLD SNOWBASIN ROAD).**

Sean Wilkinson, County Community Development Director, stated that last year Weber Pathways was awarded \$200,000 from UDOT for a TAP grant and the county matched \$100,000 towards that for total of \$300,000. This is that agreement.

Commissioner Jenkins moved to ratify the Transportation Alternatives Program Cooperative Agreement with UDOT for the Pineview Loop Pathway as noted above; Commissioner Harvey seconded.
Commissioner Harvey – aye; Commissioner Jenkins – aye; Chair Froerer – aye.

7. **CONTRACT WITH DR. ROBERT S. GROW FOR EMT PHYSICIAN ADVISOR REQUIRED BY UTAH ADMINISTRATION CODE R426-3-700.**

Christopher Crockett, Deputy County Attorney, noted that the county has three interlocal agreements (with Ogden City Fire, Roy City Fire and Weber Fire) to provide paramedic services throughout the county, which currently is with Dr. Grow. The contract needs to be renewed. State statute requires a physician advisor for each emergency medical services program. It is an increase in compensation from \$45,000 to \$55,000. Mr. Crockett outlined the extensive list of requirements and said that Dr. Grow’s qualifications are quite extensive. Chair Froerer’s understanding is that \$55,000 is a very good deal for Weber County. Mr. Crockett addressed Commissioner Jenkins’ question stating that these contracts used to be housed with Weber Human Services and will now fall under the Clerk/Auditor through County Purchasing, and the contract request came from the Purchasing Agent. He said that a lot of the negotiations happened through the County Attorney’s Office. The completed draft was sent to the three districts for review. Ricky Hatch, County Clerk/Auditor, stated that his understanding was that Jason Horne, County Purchasing Agent, spent a lot of time with the doctor, the Fire Chiefs and those that work with the services, that there had not been an increase to this contract amount for about 10 years, and that there had been a lot of negotiation. During Commissioner Harvey’s research on this item, he had spoken with public safety personnel and based on what Dr. Grow has done regarding paramedic services, the responses came with resounding recommendations.

Commissioner Harvey moved to approve the contract renewal with Dr. Robert S. Grow for an EMT Physician Advisor as required by Utah Administration Code R426-3-700; Commissioner Jenkins seconded.
Commissioner Harvey – aye; Commissioner Jenkins – aye; Chair Froerer – aye

H. COMMISSIONER COMMENTS: Commissioner Harvey noted that Weber County is a wonderful team and one of the most effective communities. He is grateful to our founding fathers for setting up something divinely created. The commissioners thanked Tim Vandenack for covering the Commission beat for about three years now and doing a good job of being fair.

I. ADJOURN:

Commissioner Harvey moved to adjourn at 11:32 a.m.; Commissioner Jenkins seconded.
Commissioner Harvey – aye; Commissioner Jenkins – aye; Chair Froerer – aye

Attest:

Gage Froerer, Chair
Weber County Commission

Ricky D. Hatch, CPA
Weber County Clerk/Auditor