

**MINUTES**  
**WEBER COUNTY COMMISSION**

Tuesday, July 7, 2020 - 10:03 a.m.

Via Zoom meeting + at Weber Center, 2380 Washington Blvd., Ogden, UT

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, James "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. PLEDGE OF ALLEGIANCE** - April Hatfield

**C. INVOCATION** - LeAnn Kilts

**D. THOUGHT OF THE DAY** - Commissioner Harvey

**E. PUBLIC COMMENTS:** David Crimm, of Huntsville, spoke of serious overcrowding and heavy traffic congestion in the Ogden Valley due to large amounts of Wasatch Front residents going up to the Valley every summer weekend and said that there is a dire need to implement a plan soon with more responsible protection with a beach, parking, and boat launching reservation system that could use a smartphone app, electronic billboard, etc., to alert of full occupancy conditions, with dedicated seasonal ticketing officers for littering and no-parking violations, and with possible towing services on weekends because Sheriff deputies do not have time with their regular duties and with the sheer volume of congestion. This past weekend he saw over 100 vehicles parked on no-parking areas with no ticketing. The Huntsville intersection at Route 39 and 100 S. is very dangerous with massive amounts of traffic but no 4-way stops, there are massive amounts of backed up traffic coming back from Monte Cristo, there are huge backups at Port Ramp with no turnouts to let traffic flow by, and also in the winter at the top of the Snowbasin intersection on Trappers Loop the traffic backs up for miles down to Mountain Green with no way for traffic flow. Chair Froerer, the Sheriff, a Lieutenant, and Forest Service law enforcement toured the areas this past weekend; they are aware of this. He explained that Pineview Reservoir is under federal government purview, the highways (e.g., Trappers Loop) are State highways, and the county is currently working with these partners on the issues. This past weekend he saw seven vehicles being towed off Causey Reservoir, and he also saw several vehicles ticketed at Middle Inlet. Due to budgeting, there is one full-time deputy assigned to the Valley and during the referred situations, it requires the Sheriff to pull personnel from the lower valley, which then impacts those cities. The Commission encourages and is always open to any discussions/suggestions. Commissioner Jenkins noted the passing away of Ralph Price, who had represented the homeless well.

**F. CONSENT ITEMS:**

1. Warrants #2868-2887 and #450581-450706 in the amount of \$648,815.47
  2. Purchase orders in the amount \$145,322.83
  3. ACH payment to US Bank in the amount of \$230,585.18
  4. Minutes for the meeting held on June 30, 2020
  5. New business licenses
  6. Change Order #1 to the Granite Construction North Ogden Divide contract to show quantities changing for various items and adding a gabion basket repair
  7. Retirement Agreement with Kelli Murray
- Commissioner Harvey moved to approve the consent items; Commissioner Jenkins seconded.  
Commissioner Harvey – aye; Commissioner Jenkins – aye; Chair Froerer – aye

**G. ACTION ITEMS:**

**1. REVIEW AND RATIFY THE 2020 TAX SALE PROPERTIES**

April Hatfield, of the Clerk/Auditor's Office, reported on the county's June 25<sup>th</sup> tax sale. This ratification is occurring after the 10-day protest period. The list started with 100 delinquent properties and ended with 8 on 6/25/2020. She thanked the various county departments for their tireless assistance. Commissioner Jenkins said that one parcel was questioned, and after discussion, it was determined that it had been handled properly.

Commissioner Jenkins moved to ratify the 2020 tax sale properties; Commissioner Harvey seconded.  
Commissioner Harvey – aye; Commissioner Jenkins – aye; Chair Froerer – aye

**2. RESOLUTION APPROVING AN INTERLOCAL AGREEMENT FOR DISTRIBUTION OF CARES ACT FUNDING—RESOLUTION 20-2020**

Holin Wilbanks, of County Economic Development, stated that the county and the cities received certain amounts of CARES Act funding. The interlocal agreement is with all of the participating cities (except Ogden and Harrisville, they will handle their own programs). Instead of each city doing its own grant program to support small businesses, this allows the county to take 90% of their CARES Act funding and put it into the county's program and thus be able to better support our businesses. Christopher Crockett, Deputy County Attorney, explained item G.4 below, which is to develop a policy process for the county to receive/evaluate grant applications.

Commissioner Harvey moved to adopt Resolution 20-2020 approving the Interlocal Agreement for distribution of CARES Act funding; Commissioner Jenkins seconded.  
Commissioner Harvey – aye; Commissioner Jenkins – aye; Chair Froerer – aye

**3. INTERLOCAL AGREEMENT WITH WEBER-MORGAN HEALTH DEPARTMENT FOR THE LEASE OF LAND AND FOR THE PROVISION OF CERTAIN ADMINISTRATIVE, LEGAL, AND PERSONNEL SERVICES**

Christopher Crockett, Deputy County Attorney, said that this formalizes the current relationship with the Health Department ("Department") in accordance with the Interlocal Cooperation Act (ICA). State statute requires counties

to provide/establish a local health department. The current Department operates out of county-owned buildings and this agreement allows for continued operations into the future. The main building is subject to a General Obligation Bond and the Department will continue making those bond payments and operation/maintenance costs. The buildings will still be titled in the county's name. This also formalizes services that the county currently provides. All Department employees are county employees. Mr. Crockett addressed Commissioner Jenkins' questions including that an ICA provision allows the county to contribute its personnel to another local entity, that this is a multi-county health department, and part of the county's contribution was to provide personnel. Commissioner Jenkins was taken aback that the county has assigned an entire parking lot to the Department, not leaving the county room for growth, and he stated that this is another abnormal thing that Weber County does and would like the county to revisit this agreement.

Commissioner Harvey moved to approve the Interlocal Agreement with Weber-Morgan Health Department for the lease of land and for provision of certain administrative, legal, and personnel services; Commissioner Jenkins seconded.  
Commissioner Harvey – aye; Commissioner Jenkins – aye; Chair Froerer – aye

4. **RESOLUTION ESTABLISHING WEBER CARES GRANT PROGRAM FOR DISTRIBUTION OF CARES ACT FUNDING**

This item was held for an additional week to receive feedback from county departments.

5. **CONTRACT WITH UTAH HOLSTEIN ASSOCIATION FOR WEBER COUNTY DAIRY DAYS AT GOLDEN SPIKE EVENT CENTER**

Duncan Olsen, GSEC General Manager, presented this contract.

Commissioner Jenkins moved to approve the contract with Utah Holstein Association to hold the Weber County Dairy Days at the Golden Spike Event Center; Commissioner Harvey seconded.  
Commissioner Harvey – aye; Commissioner Jenkins – aye; Chair Froerer – aye

6. **FINAL SUBDIVISION APPROVAL OF THE TRAPPER'S RIDGE AT WOLF CREEK PRUD PHASES 7A**

Steve Burton, of the County Planning Division, stated that this subdivision of 5 lots is located at about 5800 East, that it received final approval recommendation on 3/2019 from the Planning Commission, and the developer has been installing some improvements and has given the county \$298,572.18 for the remaining improvements. The Improvement Agreement is part of this item. Wolf Creek Water District has not yet received fees from the developer. In these cases the county asks for a capacity assessment letter that states the District has the capacity to serve those lots. As a policy, the county ensures the fees are paid before recording the plat. Mr. Burton addressed Commissioner Jenkins' question stating that withholding recording is not a requirement of the law, and the developer can record without paying those fees.

Commissioner Harvey moved to grant final subdivision approval of Trapper's Ridge at Wolf Creek PRUD Phases 7a with a caveat that the county not sign off on the plat without Water District confirmation; Commissioner Jenkins seconded.  
Commissioner Harvey – aye; Commissioner Jenkins – aye; Chair Froerer – aye

7. **FINAL APPROVAL OF THE 3600 WEST ROAD DEDICATION 2017 – 01 CORRECTED CONSISTING OF THE RE-DEDICATION OF WEBER COUNTY PROPERTY FOR 3600 WEST**

Steve Collier, of the County Recorder/Surveyor's Office, stated that since the 1930s the county has been fee title owner of a small 33-foot strip of land in the 3600 West area. In 2017 the Commission was approached to take formal action to dedicate that property as a public right-of-way. Where the majority of that strip was underneath the existing roadway the Commission decided to dedicate it as public right-of-way. After the dedication, some area landowners expressed concern about a part of the strip not directly under the traveled roadway. The county agreed to arbitration with the landowners with the State Property Rights Ombudsman's office and that panel deemed it correct to direct the county to dedicate a corrected plat showing the strip on the committee's determined location, which was presented today. Commissioner Jenkins noted that Doug Hansen and Jodi Manning, impacted areas residents, were present and he asked if they were ok with this. Mr. Hansen said that he was at 98% and Ms. Manning said yes, but that 33 feet is not a small strip, that they have been fighting over where the road actually is for a long time, and this is the best that they could come up with. Commissioner Jenkins thanked them, stating that this has not been an easy issue, that a citizen was forced to take other citizens to arbitration, that it created ill feelings and was an ugly action for everyone, that he is pleased it is resolved and hopes there is continued cooperation because there is a lot to happen yet on that road in the future, and Commissioner Harvey agreed. Chair Froerer also thanked those affected residents reiterating that there was no perfect solution for this, and that the county was involved in this issue for a very long time.

Commissioner Jenkins moved to grant final approval of the 3600 West Road Dedication 2017 – 01 Corrected consisting of the re-dedication and alignment of Weber County property for 3600 West; Commissioner Harvey seconded.  
Commissioner Harvey – aye; Commissioner Jenkins – aye; Chair Froerer – aye

**H. COMMISSIONER COMMENTS:** Chair Froerer thanked the great county employees and his fellow commissioners noting the challenging times in the last few months. Commissioner Jenkins also expressed appreciation for the county employees.

**I. ADJOURN**

Commissioner Jenkins moved to adjourn at 11:06 a.m.; Commissioner Harvey seconded.  
Commissioner Harvey – aye; Commissioner Jenkins – aye; Chair Froerer – aye

Attest:

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Gage Froerer, Chair  
Weber County Commission

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Ricky D. Hatch, CPA  
Weber County Clerk/Auditor