

MINUTES
WEBER COUNTY COMMISSION

Tuesday, November 20, 2018 - 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 "Jim" H. Harvey, James Ebert, and Scott K. Jenkins.

OTHER 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 Harvey
- B. INVOCATION** – Carlo Makapugay
- C. PLEDGE OF ALLEGIANCE** – Shelly Halacy
- D. THOUGHT OF THE DAY** – Commissioner Jenkins

E. PUBLIC COMMENTS:

--Bill Davis, of Ogden, said that the 12th Street road project had been going on for three years and that the water district would only install to 7900 W. and the storm drains to 7500 W., which was not considered completion of the road because of related flooding issues. About two years ago they were flooded in that area due to rain and snow. If ditches are only piped to 7500 W. from there on it will be open ditch, which has not been cleaned for a few years, and he is concerned. He had numerous meetings with county staff and attorneys about one year ago—the county had five items to do but had not done them. Sean Wilkinson, County Community Development Director, said that the county is still working with a few remaining individuals to finalize the agreements and improvements. He will meet with County Engineering and report to the commissioners and provide a schedule for ditch cleaning. Mr. Wilkinson and Commissioner Jenkins noted that they had just discussed Mr. Davis' drain ditch issue. Mr. Wilkinson then met with Mr. Davis during this meeting.

--Larry Roberts, of Clearfield, spoke of his 33-year old autistic son that resides in a group home in Roy, stating that he has not been getting the care that he needs, has complaints about staff, and was injured but not taken to the hospital. Commissioner Ebert noted that many of these entities are private and licensed through the State and Christopher Crockett, Deputy County Attorney, met with Mr. Roberts after this meeting to provide referrals to some resources.

F. CONSENT ITEMS:

- 1. Warrants #1605-1614 and #434024-434171 in the amount of \$1,744,089.18.
- 2. Purchase orders in the amount of \$115,095.61.
- 3. Minutes for the meeting held on November 13, 2018.
- 4. Surplus radios from the Weber County Sheriff's Office.
- 5. Retirement Agreement with Brett Tonks.

Commissioner Jenkins moved to approve the consent items, less the 3D scanner; Commissioner Ebert seconded. Commissioner Ebert – aye; Commissioner Jenkins – aye; Chair Harvey – aye

G. ACTION ITEMS:

- 1. **APPROVE THE 2018 MIDTERM GENERAL ELECTION CANVASS.**

Ryan Cowley, County Elections Director, presented the final election results, including that there were 81,826 votes cast, a staggering number for a midterm election and this was driven by vote-by-mail, the propositions, candidates, etc. Drop boxes were a success (62% return), with about 26,000 being dropped off the previous day and on election day. About 104,000 ballots were mailed out, 3,389 were provisional (also a large number). Mr. Cowley acknowledged and thanked his staff as well as the poll workers for an amazing job done.

Commissioner Jenkins moved to approve the 2018 midterm General Election canvass; Commissioner Ebert seconded.

Commissioner Ebert – aye; Commissioner Jenkins – aye; Chair Harvey – aye

- 2. **RESOLUTION APPOINTING MEMBERS TO TOURISM TAX ADVISORY BOARD (TTAB) – RESOLUTION 55-2018.**

Stacy Skeen, of the Commission Office, presented the TTAB's unanimous recommendations.

Commissioner Jenkins moved to adopt Resolution 55-2018 for the following Tourism Tax Advisory Board membership: reappointing Kym Buttschardt, Todd Ferrario and Will Schafer (through 12/31/2021); appointing Dakota Hyde and Dirk Sanderson (through 12/31/2020) and Spencer Storey (through 12/31/2021); and Jennifer Graham and Marty Smith as ex-officio members (through 12/31/2021); Commissioner Ebert seconded.

Commissioner Ebert – aye; Commissioner Jenkins – aye; Chair Harvey – aye

- 3. **CONTRACT WITH REZOLUTION AV FOR SOUND AND LIGHTS FOR THE 2019 HOF GERMANFEST.**

Duncan Olsen, GSEC General Manager, presented this contract.

Commissioner Jenkins moved to approve the contract with ReZolution AV for sound and lights for the 2019 Hof Germanfest; Commissioner Ebert seconded.

Commissioner Ebert – aye; Commissioner Jenkins – aye; Chair Harvey – aye

4. CONTRACT WITH THE GRUBER FAMILY BAND FOR ENTERTAINMENT AT THE 2019 HOF GERMANFEST.

Duncan Olsen, GSEC General Manager, presented this contract.

Commissioner Ebert moved to approve the contract with the Gruber Family Band for entertainment at the 2019 Hof Germanfest; Commissioner Jenkins seconded.

Commissioner Ebert – aye; Commissioner Jenkins – aye; Chair Harvey – aye

5. AMENDMENT TO THE LOCAL TRANSPORTATION FUNDING AGREEMENT WITH HARRISVILLE CITY TO ESTABLISH TERMS RELATED TO THE 1100 NORTH PROJECT.

Brooke Stewart, with County Community Development, stated that on 03-27-2018 the Commission approved corridor preservation funds and sales tax funds to extend and construct 1100 N. from 140 W. to 140 E. During the initial design phase the City discovered some additional work necessary to complete the project and submitted an amended request that was reviewed by the Transportation Subcommittee and approved for recommendation by WACOG on October 1st for an additional \$125,052 from sales tax funds.

Commissioner Jenkins moved to approve the amendment to the Local Transportation Funding Agreement with Harrisville City to establish terms related to the 1100 North project; Commissioner Ebert seconded.

Commissioner Ebert – aye; Commissioner Jenkins – aye; Chair Harvey – aye

6. ACTION ON THE WEBER AREA COUNCIL OF GOVERNMENTS’ 2018 WEBER COUNTY LOCAL TRANSPORTATION FUND PROJECT PRIORITY RECOMMENDATIONS.

Brooke Stewart, with County Community Development, noted that the County Sales and Use Tax for transportation requires that the Weber Area Council of Governments (WACOG) submit a prioritized transportation list to the legislative body for approval annually. At the November meeting, WACOG was presented information on the six project applications submitted for the 2018 cycle that totaled just under \$47.7 million in requests and recommended awarding a total of \$3,499,591 in corridor preservation funds and \$11,160,609 in sales tax funds programmed for 2021 for the following projects: Hooper City-5500 W.; Ogden City-26th Street; Ogden City-commuter rail; Plain City-1975 N.; Pleasant View City-Rulon White Blvd.; and Pleasant View City-Skyline Drive. WACOG recommended partially funding the commuter rail project, with the understanding that the funds will be reimbursed to the Corridor Preservation Fund once project funding is identified. Commissioner Jenkins stated that the Transportation Subcommittee and WACOG would like UTA to pay their portion of the commuter rail project because Weber County pays into the fund.

Commissioner Jenkins moved to approve the Weber Area Council of Governments’ 2018 Weber County Local Transportation Fund project priority recommendations; Commissioner Ebert seconded.

Commissioner Ebert – aye; Commissioner Jenkins – aye; Chair Harvey – aye

7. CONTRACT WITH THOMSON REUTERS/WEST PUBLISHING TO PURCHASE CLEAR INVESTIGATIVE SOFTWARE.

Bryan Baron, Deputy County Attorney, presented this contract renewal for an additional three years.

Commissioner Jenkins moved to approve the contract with Thomson Reuters/West Publishing to purchase CLEAR investigative software; Commissioner Ebert seconded.

Commissioner Ebert – aye; Commissioner Jenkins – aye; Chair Harvey – aye

8. EVENT LEASE AGREEMENT FOR WAIVER OF BUILDING RENTAL FEES ASSOCIATED WITH A 300 PERSON COMPETITION & RECEPTION AT THE OGDEN ECCLES CONFERENCE CENTER (OECC) ON MARCH 22, 2019.

Kassi Bybee, Ogden Eccles Conference Center General Manager, stated that this is a sponsorship provided to Weber State University through Brandon Stoddard, its Entrepreneur Center Director.

Commissioner Ebert moved to approve the Event Lease Agreement for waiver of building rental fees associated with a 300-person competition and reception at the Ogden Eccles Conference Center on March 22, 2019; Commissioner Jenkins seconded.

Commissioner Ebert – aye; Commissioner Jenkins – aye; Chair Harvey – aye

H. COMMISSIONER COMMENTS: Commissioner Ebert clarified for the public that there is no connection between the county’s budget growing and the amount of taxes the county collects. The county has a specific legal requirement to have a zero growth budget every year and if the budget is increased for any other reason besides new incoming growth/new taxes, the county must go through the truth in taxation process. Chair Harvey stated that the county is in very good financial standing.

I. ADJOURN

Commissioner Ebert moved to adjourn at 10:51 a.m.; Commissioner Jenkins seconded.

Commissioner Ebert – aye; Commissioner Jenkins – aye; Chair Harvey – aye

Attest:

James “Jim” H. Harvey, Chair
Weber County Commission

Ricky D. Hatch, CPA
Weber County Clerk/Auditor