

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

Tuesday, March 1, 2016 - 10:00 a.m.

Commission Chambers, 2380 Washington Blvd., Ogden, Utah

In accordance with the requirements of Utah Code Annotated Section 52-4-7(1)(d), the County Clerk records in the minutes the names of all citizens 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.

COMMISSIONERS: James Ebert and Matthew G Bell. Kerry W. Gibson was excused.

OTHERS PRESENT: Ricky D. Hatch, County Clerk/Auditor; David C. Wilson, Deputy County Attorney; and Fátima Ferneliuss, of the Clerk/Auditor's Office, who took minutes.

A. WELCOME – Commissioner Bell

B. INVOCATION – Commissioner Ebert

C. PLEDGE OF ALLEGIANCE – Domenica Watkins

D. THOUGHT OF THE DAY – Commissioner Ebert

E. CONSENT ITEMS:

1. Purchase orders for \$172,490.46
2. Ratify warrants #401935 - #402151 for \$2,047,706.29 dated 2/19/2016
3. Warrants #402152 - #402486 for \$1,602,889.29
4. ACH payment to US Bank for \$112,476.82 for purchasing card transactions through January 15, 2016
5. ACH payment to US Bank for \$115,403.93 for purchasing card transactions through February 15, 2016
6. Minutes for the meeting held on February 16, 2016
7. New business licenses
8. Surplus old pcs, laptops and monitors from the Weber County Information Technology Department
9. Surplus miscellaneous office equipment from the Weber-Morgan Health Department
10. Set public hearing for March 22, 2016, 10 a.m., to amend the 2015 addendum to the 2002 Zoning Development Agreement for Wolf Creek Resort by adding a concept development map to the addendum
11. Ratify contract with Chadwick Booth & Co. Production for 26 sponsorship spots on County Seat 2016 season
12. Amendment to Change Order No 3, C2015-396 (Geneva Rock, 3500 W)

Commissioner Ebert moved to approve the consent items; Commissioner Bell seconded.

Commissioner Ebert – aye; Commissioner Bell – aye

F. ACTION ITEMS:

1. CONTRACT WITH STAKER PARSONS FOR CONSTRUCTION OF THE 3500 WEST PROJECT

Commissioner Ebert moved to approve the contract with Staker Parsons for the construction of the 3500 West project; Commissioner Bell seconded.

Commissioner Ebert – aye; Commissioner Bell – aye

2. CONTRACT WITH STAKER PARSONS FOR CONSTRUCTION OF 12TH STREET ROAD WIDENING PROJECT

Commissioner Ebert moved to approve the contract with Staker Parsons for the construction of the 12th Street road widening project; Commissioner Bell seconded.

Commissioner Ebert – aye; Commissioner Bell – aye

3. CONTRACT WITH WARDELL BROTHERS FOR THE CONSTRUCTION OF THE SKYLINE DRIVE PROJECT

Commissioner Ebert moved to approve the contract with Wardell Brothers for the construction of the Skyline Drive project; Commissioner Bell seconded.

Commissioner Ebert – aye; Commissioner Bell – aye

4. RIGHT-OF-WAY CONTRACTS WITH THE FOLLOWING FOR THE 12TH STREET PROJECT:

WESTINGHOUSE ELECTRIC COMPANY, PARCEL 1; DARIO & MARY COSTESSO, PARCEL 172

Commissioner Ebert moved to approve the right-of-way contracts with Westinghouse Electric Company, Parcel 1, and Dario/Mary Costesso, Parcel 172, for the 12th Street project; Commissioner Bell seconded.

Commissioner Ebert – aye; Commissioner Bell – aye

5. APPROVAL OF PARTIAL RELEASE OF PROTECTIVE COVENANTS – WEBER INDUSTRIAL PARK

Douglas Larsen, Weber County Economic Development Partnership Director, stated that a property owner wishes to develop the property, and in the process it was recently discovered that the boundaries and protective covenants also included properties beyond the Park’s boundaries. The following parcels should not be included within the Park’s protective covenants: 19-041-0046, 19-342-0001, 19-041-0024, 19-041-0019, 19-041-0085, 19-041-0086, and 19-041-0021 (aka 19-045-0094).

Commissioner Ebert moved to approve the partial release of protective covenants for parcels 19-041-0046, 19-342-0001, 19-041-0024, 19-041-0019, 19-041-0085 and 19-041-0086 and 19-041-0021; Commissioner Bell seconded.
Commissioner Ebert – aye; Commissioner Bell – aye

6. CONTRACT WITH RECYCLING WASTE SOLUTIONS, LLC, (RWS) FOR TRANSFER STATION RECYCLING

Sean Wilkinson, County Community and Economic Development Director, noted that the major change from the previous contract related to pricing. The provision for RWS to pay not less than \$10 per ton for single-stream material was removed so that the County does not build a deficit if the price for the material drops below that amount. The price is now determined using the market rate as described in the contract.

Commissioner Ebert moved to approve the amendment to the contract with Recycling Waste Solutions, LLC, for transfer station recycling; Commissioner Bell seconded.
Commissioner Ebert – aye; Commissioner Bell – aye

7. RESOLUTION ADOPTING THE WEBER COUNTY PRE-DISASTER MITIGATION PLAN – RESOLUTION 6-2016

Lance Peterson, with County Emergency Management Services, noted that last year he had presented the draft plan, there was a 30-day public comment period for all cities and special taxing districts and no comments were received. The plan was sent to FEMA, which approved it, pending county approval.

Commissioner Ebert moved to adopt Resolution 6-2016 adopting the Weber County Pre-Disaster Mitigation Plan; Commissioner Bell seconded.
Commissioner Ebert – aye; Commissioner Bell – aye

8. RESOLUTION APPOINTING NEW MEMBER TO WEBER COUNTY BOARD OF ADJUSTMENT – RESOLUTION 7-2016

Rick Grover, County Planning Department Director, noted that three names had been recommended and he gave an overview of those members’ professional experience.

Commissioner Ebert moved to adopt Resolution 7-2016 appointing Bryce Froerer as a fulltime member (term expiring 6/30/2020) and Neal Barker as an alternate member (term expiring 6/30/2017) to the Weber County Board of Adjustment; Commissioner Bell seconded.
Commissioner Ebert – aye; Commissioner Bell – aye

G. PUBLIC COMMENTS: None

H. ASSIGN PLEDGE OF ALLEGIANCE FOR MEETING ON TUESDAY, MARCH 8, 2016, 10 A.M.

I. CLOSED EXECUTIVE SESSION TO DISCUSS STRATEGY RELATING TO THE PURCHASE OR SALE OF REAL ESTATE AS WELL AS STRATEGY RELATING TO IMMINENT OR ONGOING LITIGATION

Commissioner Ebert moved to convene the closed executive session to discuss strategy relating to the purchase or sale of real estate as well as strategy relating to imminent or ongoing litigation; Commissioner Bell seconded.

Commissioner Ebert – aye; Commissioner Bell – aye

No action was taken on the closed executive session.

J. ADJOURN

Commissioner Ebert moved to adjourn at 10:50 a.m.; Commissioner Bell seconded.

Commissioner Ebert – aye; Commissioner Bell – aye

Attest:

Kerry W. Gibson, Chair
Weber County Commission

Ricky D. Hatch, CPA
Weber County Clerk/Auditor