

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

Tuesday, March 7, 2017 - 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 Ebert, Kerry W. Gibson (via telephone) and Jim Harvey.

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 Ebert
- B. INVOCATION** – Moment of Silence
- C. PLEDGE OF ALLEGIANCE** – Joe Olsen
- D. THOUGHT OF THE DAY** – Commissioner Harvey
- E. PRESENTATION ON WEBER COUNTY ASSESSOR'S OFFICE**

John Ulibarri, Weber County Assessor, stated that his office values all taxable real property in proportion to its market value, and that they are very careful with taxpayer money. They are the most efficient first or second class county in the State and exceed all statutory requirements. He read several public comments received about his great staff. The commissioners expressed thanks for all that they do.

F. CONSENT ITEMS:

1. Ratify warrants #414399-#414594 in the amount of \$1,313,920.02 dated February 28, 2017
2. Warrants #414595-#414889 in the amount of \$826,841.07
3. Ratify purchase orders in the amount of \$50,859.97 dated February 28, 2017
4. Purchase orders in the amount of \$120,520.28
5. Minutes for the meeting held on February 21, 2017
6. New business licenses
7. ACH payment to US Bank for \$132,857.91 for purchasing card transactions through February 27, 2017
8. Set public hearing for March 28, 2017, 10 a.m., to consider and take action on a request to vacate public access easements on open space parcels located within the Aspen Falls Estates Cluster Subdivision, located at approximately 4100 North 4200 East
9. Surplus office/computer equipment from the Weber County Library
10. Retirement Agreements: Linda Lee; Bradley L. Dee; James Carter; Sherri Sillitoe
11. Amendments to contract with the State of UT Juvenile Justice Services for transportation of juvenile offenders
12. Request from Weber County Tax Review Committee to approve refunding taxes on Parcel #22-310-0002 (Gary and Janice Fullmer) due to a county error in the calculation of basement finish
13. Request from the Weber County Tax Review Committee to approve refunding taxes on Account #111323 (George E. Wahlen Veteran's Home) due to their exemption from taxation

Commissioner Harvey moved to approve the consent items; Commissioner Gibson seconded.

Commissioner Gibson – aye; Commissioner Harvey – aye; Chair Ebert – aye

G. ACTION ITEMS:

1. **RECOMMENDATION FROM THE WEBER COUNTY TAX REVIEW COMMITTEE TO REFUND TAXES ON PARCEL #22-131-0004 (KENT CHARLES FOX) DUE TO A COUNTY ERROR IN SQUARE FOOTAGE OF LIVABLE AREA AND GARAGE**

Joe Olsen, of the Assessor's Office, on behalf of the Tax Review Committee, said that through the 2016 Board of Equalization, the Assessor's office was made aware of this error; which had now been corrected. The Tax Review Committee recommended refunding four years prior to 2016 (back to 2012), based on county policy, in the amount of \$476.41. Courtlan Erickson, Deputy County Attorney, stated that the 4-year period for refunding taxes is based on State statute.

Kent Fox, of Eden, stated that the Assessor's Office had been very helpful, and that he understood the four year reach-back statute. He had looked back to 2002 and square footage had not been listed on the tax notices until last year, and he had not been aware of the error previously. He overpaid for 400+ square feet since 2002 and requested that the Commission reconsider a refund from 2002-2011.

Based on today's discussion, Commissioner Harvey moved to approve the Weber County Tax Review Committee's recommendation to refund taxes for four years (\$476.41) on Parcel #22-131-0004 (Kent Fox) due to a county error in square footage of livable area and garage; Commissioner Gibson seconded. Commissioner Gibson – aye; Commissioner Harvey – aye; Chair Ebert – aye

2. REQUEST FROM THE WEBER COUNTY RECREATION, ARTS, MUSEUMS AND PARKS (RAMP) COMMITTEES TO APPROVE GRANT RECOMMENDATIONS (See attached list)

Holin Wilbanks, RAMP County Liaison, gave an overview of the RAMP tax program. This year the Ramp tax generated \$3.4 million, and it has been increasing annually. RAMP has a very dedicated board. Commissioner Harvey moved to approve the RAMP Committees' grant recommendations; Commissioner Gibson seconded, stating that there is a lot of background work and the commissioners, as the taxpayers' representatives, weigh in with recommendations; it is a validation of a good process. Commissioner Gibson – aye; Commissioner Harvey – aye; Chair Ebert – aye

3. FINAL APPROVAL OF THE MOUNTAINS EDGE SUBDIVISION, CONSISTING OF 4 LOTS. EACH LOT GAINS ACCESS TO THE NEW SECTION OF SKYLINE DRIVE VIA A PRIVATE ACCESS

Charles Ewert, of County Planning, stated that all administrative approvals had occurred and the Planning Commission had given a positive recommendation.

Commissioner Harvey moved to grant final approval of the Mountains Edge Subdivision, 4 lots, each gaining access to the new section of Skyline Drive via one private access; Chair Ebert seconded. Commissioner Gibson – aye; Commissioner Harvey – aye; Chair Ebert – aye

4. ORDINANCE ESTABLISHING PROVISIONS FOR THE SURVEYING AND SURVEY MONUMENTS ORDINANCE – ORDINANCE 2017-5

Devron Andersen, of the County Recorder/Surveyor's Office, noted that this item had been presented three weeks ago and no changes had been made since then. No additional feedback had been received.

Commissioner Harvey moved to adopt Ordinance 2017-5 establishing provisions for the Surveying and Survey Monuments Ordinance; Commissioner Gibson seconded. Commissioner Gibson – aye; Commissioner Harvey – aye; Chair Ebert – aye

5. ORDINANCE ESTABLISHING A PROCESS FOR ADMINISTRATIVE APPEALS – ORDINANCE 2017-6

Bryan Baron, Deputy County Attorney, noted that he had presented the first reading of this item (related to item G.4 above) at the same time on 2/14/2017. It gives the process by which people may appeal decisions of the Surveyor's Office or County Community and Economic Development.

Commissioner Harvey moved to adopt Ordinance 2017-6 establishing a process for administrative appeals; Chair Ebert seconded. Commissioner Gibson – aye; Commissioner Harvey – aye; Chair Ebert – aye

6. CONTRACT WITH THE BOY SCOUTS OF AMERICA TRAPPER TRAILS TO HOLD THE SCOUT-O-RAMA 2017 AT THE GOLDEN SPIKE EVENT CENTER (GSEC) ON APRIL 28-29, 2017

Duncan Olsen, with GSEC, presented this contract.

Commissioner Harvey moved to approve the contract with the Boy Scouts of America Trapper Trails to hold the Scout-o-Rama 2017 at the Golden Spike Event Center on 4/28-29/2017; Commissioner Gibson seconded.

Commissioner Gibson – aye; Commissioner Harvey – aye; Chair Ebert – aye

7. CONTRACT WITH SPIKER'S HIGH SCHOOL RODEO CLUB TO HOLD THE SPIKER'S HIGH SCHOOL RODEO AT THE GOLDEN SPIKE EVENT CENTER (GSEC) ON MARCH 31- APRIL 1, 2017

Duncan Olsen, with GSEC, presented this contract.

Commissioner Harvey moved to approve the contract with Spiker's High School Rodeo Club to hold the Spiker's High School Rodeo at the Golden Spike Event Center on 3/31-4/1/2017; Chair Ebert seconded.

Commissioner Gibson – aye; Commissioner Harvey – aye; Chair Ebert – aye

8. CONTRACT WITH WEBER COUNTY DAIRY DAYS TO HOLD THE DAIRY DAYS AT THE GOLDEN SPIKE EVENT CENTER (GSEC) ON APRIL 28-29, 2017

Duncan Olsen, with GSEC, presented this contract.

Commissioner Harvey moved to approve the contract with Weber County Dairy Days to hold the Dairy Days at the Golden Spike Event Center on 4/28-29/2017; Commissioner Gibson seconded.

Commissioner Gibson – aye; Commissioner Harvey – aye; Chair Ebert – aye

9. CONTRACT WITH THE UTAH STATE UNIVERSITY (USU) TO SHARE THE EXPENSE OF ESTABLISHING AND MAINTAINING AN AGRICULTURAL EXTENSION SERVICE

Naomi Brower, with USU, was not present and Chair Ebert gave an overview of this contract renewal.

Commissioner Harvey moved to approve the contract with the Utah State University to share the expense of establishing and maintaining an agricultural extension service; Commissioner Gibson seconded.

Commissioner Gibson – aye; Commissioner Harvey – aye; Chair Ebert – aye

10. AMENDMENTS TO THE FLEET POLICY

Kevin McLeod, of County Operations, highlighted the major change which was to cap amortization at seven years.

Commissioner Harvey moved to approve the Fleet Policy amendments; Commissioner Gibson seconded.

Commissioner Gibson – aye; Commissioner Harvey – aye; Chair Ebert – aye

11. CONTRACT WITH THE STATE OF UTAH (DEPARTMENT OF AGRICULTURE) FOR A GRANT TO REMOVE INVASIVE WEED SPECIES

Joe Hadley, with County Roads, presented the ISM (Invasive Species Mitigation) grant to help eradicate garlic mustard.

Commissioner Harvey moved to approve the contract with the State of Utah for a grant to remove invasive weed species; Commissioner Gibson seconded.

Commissioner Gibson – aye; Commissioner Harvey – aye; Chair Ebert – aye

12. RESOLUTION CONFIRMING THE APPOINTMENT OF ROBERT HUNTER TO THE GOVERNING BOARD OF WEBER HUMAN SERVICES – RESOLUTION 9-2017

Chair Ebert noted that the Commission serves on this board. Mr. Hunters is currently serving on this board as the liaison for Aging Services.

Commissioner Harvey moved to adopt Resolution 9-2017 confirming the reappointment of Robert Hunter to the Governing Board of Weber Human Services; Commissioner Gibson seconded.

Commissioner Gibson – aye; Commissioner Harvey – aye; Chair Ebert – aye

H. PUBLIC COMMENTS: None

I. ADJOURN

Commissioner Harvey moved to adjourn at 11:11 a.m.; Chair Ebert seconded.

Commissioner Gibson – aye; Commissioner Harvey – aye; Chair Ebert – aye

Attest:

James Ebert, Chair
Weber County Commission

Ricky D. Hatch, CPA
Weber County Clerk/Auditor