

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

Tuesday, March 22, 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: Kerry W. Gibson, Matthew G Bell and James Ebert.

OTHERS PRESENT: Ricky D. Hatch, County Clerk/Auditor; Bryan Baron, Deputy County Attorney; and Fátima Fernelius, of the Clerk/Auditor's Office, who took minutes.

- A. WELCOME** – Chair Gibson
- B. INVOCATION** – Sean Wilkinson
- C. PLEDGE OF ALLEGIANCE** – Brooke Stewart
- D. THOUGHT OF THE DAY** – Chair Gibson

E. PRESENTATION TO THE 2016 MOTHERS OF THE YEAR

Chair Gibson noted that the three mothers had received proclamations from the Commission previously at an event for them. Betty Cottle, Ogden City Mother of the Year, expressed gratitude for the opportunity to be a mother, Pat Songer, Weber County North's Mother of the Year, said she is honored to represent the many great mothers of our community; and Peggy Whitesides, Weber County South's Mother of Year said that love is the answer to resolving the problems we are facing. The commissioners expressed heartfelt thanks to them for their contributions. The mothers were presented with the book, "The Art of Motherhood."

F. CONSENT ITEMS:

1. Ratify purchase orders for \$351,318.77 dated March 15, 2016
 2. Purchase orders for \$85,784.08
 3. Ratify warrants #402680 - #402898 for \$881,513.32 dated March 15, 2015
 4. Warrants #402899 -#403083 for \$784,262.04
 5. Minutes for the meeting held on March 8, 2016
 6. New business licenses
 7. A new beer license
 8. Amended contract with the Egyptian Theater for a 2015 RAMP funded project
 9. Change order #11 for the Summit Pass in Spring Park road and utility project (Geneva Rock)
 10. Request from Weber County Tax Review Committee to approve refund to the Knights Family Trust, Ellen Knights Trustee, parcel #22-206-0014 for \$4,152.77 due to a county error
- Commissioner Bell moved to approve the consent items; Commissioner Ebert seconded.
Commissioner Ebert – aye; Commissioner Bell – aye; Chair Gibson – aye

G. ACTION ITEMS:

1. **RIGHT-OF-WAY CONTRACT WITH THE FOLLOWING FOR THE 12TH STREET PROJECT:
WILLIAM (BILL)/JANE URRY, PARCELS 104 AND 105
KATHRYN S. PENROD, TRUSTEE, OR HER SUCCESSORS IN TRUST
RAFTER "P" LLC**

Jared Andersen, County Engineer, County Engineer, briefly presented these contracts.

Commissioner Ebert moved to approve the right-of-way contracts with Bill/Jane Urry, parcels 104, 105, Kathryn S. Penrod, trustee or her trust successors, and Rafter "P" LLC; Commissioner Bell seconded.
Commissioner Ebert – aye; Commissioner Bell – aye; Chair Gibson – aye

2. **RIGHT-OF-WAY CONTRACT WITH JASON/MELISSA VANISKO, PARCEL 51, FOR 3500 WEST PROJECT**

Jared Andersen, County Engineer, briefly presented this contract.

Commissioner Ebert moved to approve the right-of-way contract with Jason/Melissa Vanisko, Parcel 51, for the 3500 W. project; Commissioner Bell seconded.
Commissioner Ebert – aye; Commissioner Bell – aye; Chair Gibson – aye

3. **CONTRACT WITH QWEST/CENTURY LINK FOR ADDITIONAL DESIGN AND STORM DRAIN CONSTRUCTION ON 3500 WEST, TO AVOID THE RELOCATION OF THEIR DUCT BANK**

Jared Andersen, County Engineer, noted that this is an example of two entities working together to be efficient. Qwest/Century Link paid the county for the additional design and storm drain piping to avoid relocation of their two duct banks on 3500 W. in conjunction with the current road project.

Commissioner Bell moved to approve the contract with Qwest/Century Link for additional design & storm drain construction on 3500 W. to avoid the relocation of their duct bank; Commissioner Ebert seconded.
Commissioner Ebert – aye; Commissioner Bell – aye; Chair Gibson – aye

4. **CONTRACT WITH THE STATE OF UTAH, DEPARTMENT OF CORRECTIONS, TO PROVIDE WEEKLY LAUNDRY SERVICES FOR THE NORTHERN UTAH COMMUNITY CORRECTIONAL CENTER (NUCCC)**

Frosty McWilliams, of the County Sheriff's Office, stated that this is essentially the same contract as for the past five years. The contract amount is between \$541 and \$641/month to do NUCCC's laundry.

Commissioner Bell moved to approve the contract with the Department of Corrections to provide weekly laundry services for the Northern Utah Community Correctional Center; Commissioner Ebert seconded.
Commissioner Ebert – aye; Commissioner Bell – aye; Chair Gibson – aye

5. **CONTRACT WITH OGDEN CITY FOR WEBER COUNTY TACTICAL TRAINING CENTER FACILITY USE**

Deputy Eric Jones, of the County Sheriff's Office, stated that the City wishes to continue the contract to use this facility. Commissioner Ebert asked Deputy Jones to pass along his appreciation to the volunteers who are top notch and do a great job. Deputy Jones said that there were 1,900 volunteer hours last year.

Commissioner Bell moved to approve the contract with Ogden City for facility use at the Weber County Tactical Training Center; Commissioner Ebert seconded.
Commissioner Ebert – aye; Commissioner Bell – aye; Chair Gibson – aye

6. **CONTRACT WITH PRESORT ESSENTIALS FOR MAIL METERING AND PICKUP**

Chris Ward, of County Training, presented this contract renewal for five years.

Commissioner Ebert moved to approve the contract with Presort Essentials for mail metering and pickup; Commissioner Bell seconded.
Commissioner Ebert – aye; Commissioner Bell – aye; Chair Gibson – aye

7. **CONTRACT WITH LOGAN SIMPSON DESIGN FOR MODIFICATION OF THE CURRENT OGDEN VALLEY GENERAL PLAN CONTRACT TO INCLUDE NEW PROVISIONS FOR THE CREATION OF A COUNTY-WIDE RESOURCE MANAGEMENT PLAN & TO INCLUDE CHANGES TO REFLECT ACTUAL SERVICES RENDERED**

Rick Grover, County Planning Director, stated that this is to add resource management plans to the county's two general plans, according to HB 323, and to extend the general plan that is being worked on to 6/2016. The budget increase for the plans is \$50,000, which amount will come from a Utah Public Lands Policy Coordination Office grant. There are many ongoing work sessions to inform the public/obtain input.

Commissioner Ebert moved to approve the contract with Logan Simpson Design for modification of the current Ogden Valley General Plan contract to include new provisions for the creation of a county-wide Resource Management Plan and to include changes to reflect actual services rendered; Commissioner Bell seconded.
Commissioner Ebert – aye; Commissioner Bell – aye; Chair Gibson – aye

8. **CONTRACT WITH THE AMERICAN LONG RIFLE ASSOCIATION FOR ALRA MEETINGS AND RANGE DAYS TO BE HELD AT FORT BUENAVENTURA ON VARIOUS DATES IN 2016**

Jennifer Graham, with County Culture, Parks & Recreation, briefly presented this contract.

Commissioner Bell moved to approve the contract with the American Long Rifle Association for ALRA meetings and range days at Fort Buenaventura for various dates in 2016; Commissioner Ebert seconded.
Commissioner Ebert – aye; Commissioner Bell – aye; Chair Gibson – aye

9. WEBER COUNTY R.A.M.P. BOARD 2016 PROJECT FUNDING RECOMMENDATIONS

George Hall, RAMP Advisory Board Chair, introduced the members present and expressed thanks to committee members and county staff. Holin Wilbanks, County RAMP liaison, said that 1% of every \$10 spent in the county goes for the Recreation, Arts, Museums & Parks tax for trails, restrooms, parks, musical productions, etc. She outlined how the funds are allocated. Thus far, almost \$30 million from RAMP have been put into the county, and additionally, there are millions in matching funds. Chair Gibson spoke to being accountable regarding RAMP funds and noted that there is a big effort to spread resources/projects across the community. Commissioner Bell is impressed with the many county volunteers and the great job they do. Commissioner Ebert offered the Commission’s assistance to RAMP committee/board members.

Major Awards			
	<i>Organization</i>	<i>Project</i>	<i>Awarded</i>
1	Farr West City	Smith Family Park Phase 1	\$ 300,000.00
2	Ogden Pioneer Days Foundation	Stadium north side seating project	\$ 246,576.00
3	Weber Pathways	Spring Creek beach trail	\$ 221,142.00
Arts & Museums Awards			
	<i>Organization</i>	<i>Project</i>	<i>Awarded</i>
4	Boys & Girls Club	Art @ The Club	\$ 15,000.00
5	Chamber Orchestra Ogden	Orchestra season 2016-2017	\$ 11,000.00
6	Downtown Ogden, Inc.	Junction concerts	\$ 3,000.00
7	Eccles Community Art Center	Exhibits 2016	\$ 3,500.00
8	Eccles Community Art Center	Art competitions	\$ 6,000.00
9	Egyptian Theater Foundation	Musical Performance Series	\$ 17,000.00
10	Egyptian Theater Foundation	Film Series	\$ 15,000.00
11	Good Company Theater	Fall musical at Amphitheater	\$ 10,000.00
12	Good Company Theater	Theater 2016 season	\$ 4,000.00
13	Imagine Ballet Theatre	The Nutcracker	\$ 18,000.00
14	Imagine Ballet Theatre	Konservatoriet	\$ 9,000.00
15	Imagine Ballet Theatre	Alice: Adventures in Wonderland	\$ 5,000.00
16	Marriott-Slaterville City	Smout Cabin historical site	\$ 30,000.00
17	Nurture the Creative Mind	Ogden Arts Festival	\$ 23,000.00
18	Nurture the Creative Mind	NCM Street Pianos	\$ 6,900.00
19	Ogden City Arts	First Friday Arts Stroll	\$ 5,000.00
20	Ogden City Arts	Ogden Amphitheater free Summer Saturdays	\$ 15,500.00
21	Ogden City Arts	Ogden Twilight Concert Series	\$ 20,000.00
22	Ogden City Arts	World Music Concert Series Ogden International	\$ 5,000.00
23	Ogden Downtown Alliance	Farmers Market Ogden	\$ 10,000.00
24	Ogden Downtown Alliance	Harvest Moon Celebration	\$ 12,000.00
25	Ogden Downtown Alliance	Witchstock	\$ 5,000.00
26	Ogden Friends of Acoustic Music	9th Annual Ogden Music Festival	\$ 35,000.00
27	Ogden Friends of Acoustic Music	4th Annual Ogden Valley Roots & Blues Festival	\$ 25,000.00
28	Ogden Pioneer Days Foundation	Trail to Pioneer Days horse display	\$ 7,500.00
29	Ogden Pioneer Days Foundation	Ogden Pioneer Days celebration	\$ 25,000.00
30	Ogden School Foundation	Explore Ogden	\$ 3,200.00
31	Ogden School Foundation	Live Theater in our schools and community	\$ 7,946.00
32	Ogden Symphony Ballet	Masterworks Series	\$ 100,000.00

33	Ogden Valley Balloon & Artist Festival	Ogden Valley Balloon and Artist Festival	\$ 10,000.00
34	Ogden's George S. Eccles Dinosaur Park	Signage and Technology	\$ 50,000.00
35	Ogden's George S. Eccles Dinosaur Park	Geology education exhibit	\$ 25,000.00
36	Ogden's George S. Eccles Dinosaur Park	Spinosaurus exhibit	\$ 50,000.00
37	Project Success Coalition	Junteenth Cultural Arts Festival	\$ 10,000.00
38	Roy City Corporation	Roy Farmer's Market	\$ 6,000.00
39	South Ogden City Arts & Museums	South Ogden Days entertainment	\$ 10,000.00
40	Treehouse Children's Museum	Stage Play 2016 -1st priority	\$ 50,000.00
41	Treehouse Children's Museum	Walk in the Woods - 2nd priority	\$ 50,000.00
42	Treehouse Children's Museum	Children's China Exhibition- 3rd priority	\$ 30,000.00
43	Union Station Foundation	Collections security improvements	\$ 45,088.00
44	Union Station Foundation	Weber County Works exhibit and workshops	\$ 36,000.00
45	Union Station Foundation	2016 Heritage Festival at Union Station	\$ 10,000.00
46	Weber Arts Council	African dance and drum	\$ 5,850.00
47	Weber County Cultural Arts Council	Major entertainment	\$ 20,000.00
48	Weber Cultural Legacy Foundation	Ogden Marathon Finish Line Festival	\$ 3,000.00
49	Weber State University	Science & Arts in the Parks- 4th priority	\$ 15,000.00
50	Weber State University	Shaw Gallery: Ogden Film Circuit-6th priority	\$ 5,000.00
51	Weber State University	String Project - 7th priority	\$ 5,338.00
52	Weber State University	ArtReach- 5th priority	\$ 7,000.00
53	Weber State University	Bonneville Chamber Music Festival-3rd priority	\$ 5,000.00
	Recreation & Parks Awards		
	<i>Organization</i>	<i>Project</i>	<i>Awarded</i>
54	Hooper City	Family Size Bowery/picnic table/trees	\$ 17,020.00
55	Junior League of Ogden	Oasis demonstration kitchen/ADA accessible garden plots	\$ 19,775.00
56	North Ogden City	North Ogden Park-high adventure playground	\$ 30,000.00
57	Ogden City	Liberty Park improvements	\$ 175,000.00
58	Plain City	Lions Club Park pickleball courts and restrooms	\$ 106,707.00
59	Pleasant View City	Shady Lane Park restrooms & remaining sidewalk	\$ 150,000.00
60	Roy City	Lighting project at George Wahlen North Park	\$ 150,000.00
61	South Ogden City	Restroom/concession facility	\$ 103,275.00
62	Wasatch Pony Club	Golden Spike Cross Country water complex rebuild	\$ 16,000.00
63	Washington Terrace City	Victory Park restroom	\$ 77,795.00
64	Weber County School District	Fremont Community all-abilities playground	\$ 55,000.00
65	Weber Pathways	Puncture vine control project	\$ 6,250.00

Commissioner Bell moved to approve the Weber County RAMP Board's recommendations for the 2016 project funding; Commissioner Ebert seconded.

Commissioner Ebert – aye; Commissioner Bell – aye; Chair Gibson – aye

H. PUBLIC HEARING

1.

Commissioner Ebert moved to close the public meeting and convene the public hearing; Commissioner Bell seconded.

Commissioner Ebert – aye; Commissioner Bell – aye; Chair Gibson – aye

2. PUBLIC HEARING TO AMEND THE 2015 ADDENDUM TO THE 2002 ZONING DEVELOPMENT AGREEMENT FOR WOLF CREEK RESORT BY ADDING A CONCEPT DEVELOPMENT MAP FOR WOLF CREEK TO THE ADDENDUM

Jim Gentry, with County Planning, stated that the 2/2015 addendum to the 2002 Wolf Creek Zoning Development Agreement showed the remaining number of units and the allocation of the units. However, the location of the units within Wolf Creek was not shown on the 2002 recorded agreement. One of the caveats of the Planning and County Commissions in approving the addendum was that Wolf Creek provide a conceptual drawing showing those units, parcels, and where they were allocated. The Planning Commission unanimously recommended approval of this item.

John Lewis, with Wolf Creek Properties, referred to the bankruptcy problems of 2010 in Ogden Valley stating that the community has been restoring itself, and he expressed thanks for the county's support. He stated that Wolf Creek needed to deliver a concept map for the 2002 agreement. He said that the open space has been retained and the density is no more than was approved.

3. Public Comments: Chair Gibson invited public comments and Jan Fullmer, of Eden, noted that Commissioner Bell and Sean Wilkinson, County Community and Economic Development Director, had been at the 9/17/2014 meeting where there was tremendous consensus from 14 communities within/surrounding Wolf Creek on the community's wishes and the overall emphasis was on maintaining as much open space as possible; this is consistent with the Ogden Valley General Plan's current draft and is what Mr. Lewis has done—he has been consistent with what is documented, what is on the website, all the presentations, and the community's input. She expressed gratitude to Mr. Wilkinson and his department for the tremendous assistance to the communities and posting all the information on the website. She fully supports clustered development to preserve open space.

4. Commissioner Bell moved to close the public meeting and convene the public hearing; Commissioner Ebert seconded.
Commissioner Ebert – aye; Commissioner Bell – aye; Chair Gibson – aye

5. ACTION ON PUBLIC HEARING:

H.2-AMENDMENT TO WOLF CREEK RESORT ZONING DEVELOPMENT AGREEMENT

Commissioner Ebert moved to approve the amendment with Wolf Creek Properties to the 2015 addendum to the 2002 Zoning Development Agreement for Wolf Creek Resort by adding a concept development map for Wolf Creek; Commissioner Bell seconded.
Commissioner Ebert – aye; Commissioner Bell – aye; Chair Gibson – aye

- I. **PUBLIC COMMENTS:** Commissioner Bell noted that Big D Construction, a Utah company, is featured on the cover of Utah Construction Design magazine. Big D builds across the United States and does a great job.

J. ASSIGN PLEDGE OF ALLEGIANCE FOR MEETING ON TUESDAY, MARCH 29, 2016, 10 A.M.

- K. **CLOSED EXECUTIVE SESSION TO DISCUSS STRATEGY RELATING TO PURCHASE OR SALE OF REAL ESTATE**
Commissioner Ebert moved to convene the closed executive session to discuss strategy relating to the purchase or sale of real estate; Commissioner Bell seconded.
Commissioner Ebert – aye; Commissioner Bell – aye; Chair Gibson – aye

RECONVENE THE PUBLIC MEETING

No action was taken on the closed executive session.

L. ADJOURN

Commissioner Ebert moved to adjourn at 11:55 a.m.; Commissioner Bell seconded.
Commissioner Ebert – aye; Commissioner Bell – aye; Chair Gibson – aye

Attest:

Kerry W. Gibson, Chair
Weber County Commission

Ricky D. Hatch, CPA
Weber County Clerk/Auditor