

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

Tuesday, May 24, 2016 - 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.

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

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** – Chair Gibson
- B. INVOCATION** – Commissioner Ebert
- C. PLEDGE OF ALLEGIANCE** – Holin Wilbanks
- D. THOUGHT OF THE DAY** – Commissioner Bell

E. CONSENT ITEMS:

1. Purchase orders in the amount of \$74,284.89
 2. Warrants #404955-#405191 in the amount of \$3,213,760.95
 3. Minutes for the meeting held on May 17, 2016
 4. ACH payment to US Bank for \$133, 757.80 for purchasing card transactions made through May 16, 2016
 5. Request from Weber County Tax Review Committee to approve recommendations for second extensions on the following properties: Parcel #09-169-0006; Parcel #05-111-0003; Parcel #04-061-0033
 6. Request from Weber County Tax Review Committee to approve recommendation of a refund for over payment on property tax for Parcel #10-069-0001
 7. Modification No. 2 to Inmate Telephone Vending Agreement with Global Tel-Link/Inmate Telephone, Inc., to amend and revise FCC mandated rates and charges for inmate telephone services, transactions fees, and other requirements. (Original contract - #2005-66; Modification no. 1- #2009-97)
 8. Surplus five vehicles from the Weber Morgan-Health Department
 9. Real Property Lease Agreement 1-year extension for Contract 2013-168 with Summers & Summers, LLC
- Commissioner Ebert moved to approve the consent items; Commissioner Bell seconded.
Commissioner Ebert – aye; Commissioner Bell – aye; Chair Gibson – aye

F. ACTION ITEMS:

1. **ACTION ON A REQUEST (ZTA 2015-03) TO AMEND THE COUNTY LAND USE CODE SECTION 101-1-7 (DEFINITIONS); TITLE 104, CHAPTER 29 (OGDEN VALLEY DESTINATION AND RECREATION RESORT ZONE); TITLE 108, CHAPTER 1 (DESIGN REVIEW); TITLE 108, CHAPTER 2 (OGDEN VALLEY ARCHITECTURAL, LANDSCAPE AND SCREENING DESIGN STANDARDS); TITLE 108, CHAPTER 8 (PARKING AND LOADING SPACE, VEHICLE TRAFFIC AND ACCESS REGULATIONS); TITLE 108, CHAPTER 19 (ACCESSORY APARTMENTS); AND TITLE 110, CHAPTER 2 (OGDEN VALLEY SIGNS). (THESE PROPOSED AMENDMENTS WERE PREVIOUSLY DISCUSSED AT A PUBLIC HEARING HELD ON THE 22ND DAY OF DECEMBER 2015) – ORDINANCE 2016-4**

Scott Mendoza, of the County Planning Division, referred to the full staff report before the commissioners on this item. He noted that to date this proposal has gone through two work sessions with the Ogden Valley Planning Commissions, two public hearings—one with the Ogden Valley Planning Commission and one with the Western Weber Planning Commission—and one with the County Commission. Since the County Commission's public hearing the applicant has requested to modify slightly three of the many items that were presented:

- 1) Adding language to the existing definition of lockout sleeping room. Currently, these are restricted to condominium units. The original proposal was to add lockout sleeping rooms to every type of accommodation that could house people. The modified ordinance will add attached lockout sleeping rooms to the uses in the Destination and Recreation Resort (DRR-1) Zone but will restrict them to condominium units and single family dwellings only, and limit them to two.

- 2) Adding second kitchens to the list of uses in the DRR-1 Zone. The original proposal was to add second kitchens to the DRR-1 but it did not have a limit to the overall number of kitchens that one dwelling (of any kind) could have. The modified ordinance will still add second kitchens to the list of permitted uses in the DRR-1 but will clarify that there is a limit of two per dwelling.
- 3) Adding accessory dwelling units (ADUs) to the list uses in the DRR-1. The original proposal was to add these to the list but did not clarify that an ADU represents one development unit when accounting for units that have been approved and available for development in this Zone.

Tom Jolley, representing SMHG, LLC, stated that this amendment has been in the works for some time and that Mr. Mendoza explained it well. Greg Muaro, representing SMHG, LLC, stated that the genesis of this development is that they are embracing smaller structures overall. They feel that they are in a national park environment and want to develop in a way that is better for the environment.

Commissioner Bell said that this would affect both of the ski resorts in the county. He had asked County Planning about a year ago to start working with Snowbasin Resort. He approves of these amendments. Commissioner Ebert appreciates that the petitioner has listened to the county and the community's concerns. He believes the result is a good resolution.

Commissioner Bell moved to adopt ordinance 2016-4 amending Section 101-1-7 (Definitions); Title 104, Chapter 29 (Ogden Valley Destination and Recreation Resort Zone); Title 108, Chapter 1 (Design Review); Title 108, Chapter 2 (Ogden Valley Architectural, Landscape and Screening Design Standards); Title 108, Chapter 8 (Parking and Loading Space, Vehicle Traffic and Access Regulations); Title 108, Chapter 19 (Accessory Apartments); and Title 110, Chapter 2 (Ogden Valley Signs) within the County Land Use Code; Commissioner Ebert seconded.

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

2. NON-EXCLUSIVE FACILITIES LICENSE AGREEMENT WITH TXOX COMMUNICATIONS, LLC ALLOWING TXOX TO PLACE A ROOFTOP SIGNAL STATION ON WEBER COUNT SPORTS COMPLEX'S SOUTH BUILDING

Jennifer Graham, with County Culture, Parks & Recreation, stated that in exchange for the rooftop signal station, the county will receive free of charge four 50 Mbps minimum signal connections within the county.

Commissioner Ebert moved to approve the Non-Exclusive Facilities License Agreement with TXOX Communications, LLC allowing TXOX to place a rooftop signal station on Weber Count Sports Complex's South Building; Commissioner Bell seconded.

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

3. CONTRACT WITH 5050BMX/EDDIE BUCKLEY FOR A BIKE SHOW AT THE 2016 WEBER COUNTY FAIR

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

Commissioner Ebert moved to approve the contract with 5050BMX/Eddie Buckley to have the 5050BMX bike show at the 2016 Weber County; Commissioner Bell seconded.

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

4. CONTRACT WITH JEREMY HORN'S ELITE FIGHT NIGHT TO HAVE JEREMY HORN'S ELITE FIGHT NIGHT AT THE 2016 WEBER COUNTY FAIR

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

Commissioner Bell moved to approve the contract with Jeremy Horn's Elite Fight Night to have Jeremy Horn's Elite Fight Night at the 2016 Weber County Fair; Commissioner Ebert seconded.

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

5. **CONTRACT WITH ROBOTS AND CARS ENTERTAINMENT, INC. TO HAVE TWO TRANSFORMING DRIVE ROBOTS AT THE 2016 WEBER COUNTY FAIR**

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

Commissioner Ebert moved to approve the contract with Robots and Cars Entertainment, Inc. to have two transforming drive robots at the 2016 Weber County Fair; Commissioner Bell seconded.

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

6. **REQUEST FROM THE WEBER COUNTY RECREATION, ARTS, MUSEUMS AND PARKS BOARD TO APPROVE THE EZ GRANT RECOMMENDATIONS (SEE ATTACHED LIST.)**

Holin Wilbanks, RAMP Liaison, stated that EZ grants are for \$2,000 and under. She expressed appreciation to the board for their great dedication to this process. She addressed Commissioner Bell's question stating that there were just over 100,000 applications and \$60,000 in available funding. She spoke of the Free Summer Saturdays Program and stated that flyers went to each student in K-6th grade in the Weber and Ogden School Districts and some private schools.

Commissioner Bell moved to approve the EZ Grant recommendations from the Weber County Recreation, Arts, Museums and Parks Board; Commissioner Ebert seconded.

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

PUBLIC COMMENTS: None

G. ADJOURN

Commissioner Ebert moved to adjourn at 10:36 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