

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

Tuesday, July 19, 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: Matthew G Bell and James Ebert. Kerry W. Gibson was excused.

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

A. WELCOME – Commissioner Bell

B. INVOCATION – Arnel Rivera

C. PLEDGE OF ALLEGIANCE – Scott Parke

D. THOUGHT OF THE DAY – Commissioner Ebert

E. CONSENT ITEMS:

1. Purchase orders in the amount of \$116,971.12
2. Warrants #406886-#407164 in the amount of \$1,256,075.42
3. Minutes for the meeting held on July 5, 2016
4. New business licenses
5. Action on request to amend a previously approved conditional use for the Trapper's Ridge at Wolf Creek P.R.U.D. The amendment will add Phase 8, consisting of 18 lots, to existing multi-phased P.R.U.D. This P.R.U.D. amendment will run concurrently with the request for preliminary subdivision approval of the Trapper's Ridge at Wolf Creek P.R.U.D. Phase 8, located within the approved Wolf Creek Resort Master Development
6. Action on a conditional use request for The Bridges at Wolf Creek Resort P.R.U.D. located within the approved Wolf Creek Resort Master Development. The application includes request to run concurrently for preliminary subdivision approval of The Bridges at Wolf Creek Resort PRUD
7. Request for consideration & action for an amendment to the Summit at Powder Mountain Phase 1 P.R.U.D. amending the previous approval for Lot 76 & adding the Horizon Neighborhood. The amendment to the P.R.U.D. will reduce the overall P.R.U.D. area to the Summit Eden Ridge Nests P.R.U.D., Village Nests at Powder Mountain, Horizon Neighborhood at Powder Mountain and Spring Park at Powder Mountain
8. Change Order No. 1 for Staker Parsons on 12th Street project
9. Change Order No. 2 for Staker Parsons on 12th Street project
10. Approval to spend impact fees for a trailhead sign on Bonneville Shoreline Trail.
11. Set public hearing for August 15, 2016, 6 p.m., to consider a Weber County General Fund property tax increase

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

Commissioner Ebert – aye; Commissioner Bell – aye

F. ACTION ITEMS:

1. **FINAL READING AND ENACTMENT OF AN ORDINANCE AMENDING THE FEE SCHEDULE FOR CONSTRUCTION AND DEMOLITION (C&D) MATERIALS DELIVERED TO THE WEBER COUNTY TRANSFER STATION (SOLID WASTE) – ORDINANCE 2016-7**

This item was addressed on 7/12/2016. Commissioner Ebert noted that the Transfer Station has had a substantial loss of funds for several years. The review of the Transfer Station operations shows that the loss includes the transferring of C&D materials to the landfill; the county has been subsidizing this for approximately a quarter million dollars/year. Kevin McLeod, with County Operations, said that the commercial haulers are encouraged to deliver C&D materials directly to the C&D landfill.

Commissioner Ebert moved to adopt Ordinance 2016-7, amending Title 6, Chapter 22, of the Weber County Fee Ordinance, amending the fee schedule for construction and demolition materials delivered to the Weber County Transfer Station; Commissioner Bell seconded.

Commissioner Ebert – aye; Commissioner Bell – aye

2. **REQUEST FOR FINAL APPROVAL OF THE SANDHILL CRANE CLUSTER SUBDIVISION, CONSISTING OF 7 LOTS, INCLUDING A SUBDIVISION IMPROVEMENT AGREEMENT WITH THE FINANCIAL GUARANTEE**

This item was held.

3. **CONTRACT WITH BEST FRIENDS ANIMAL SOCIETY TO WORK IN JOINT EFFORTS TO DEVELOP PROGRAMS TO INCREASE PUBLIC AWARENESS OF ANIMAL WELFARE CONCERNS**

Lt. Chad Ferrin, with County Animal Services, stated that Best Friends has animal sanctuaries in Kanab and in remote locations throughout the State. They have been working with the county for a couple of years on programs to increase the animal save rate. Currently, 5,000-7,000 animals are brought into the County's Animal Shelter. A significant amount of these are feral cats for which the county previously did not have options other than euthanasia, and some of the programs through Best Friends give the county trap-neuter-release and shelter-neuter-release options. The shelter board has approved this and city representatives wish to participate. There is no additional cost to the county; Best Friends bears the expense. They hire someone to work with the county to handle the programs, and they also have coalition partners for fostering and rescuing dogs and cats.

Commissioner Ebert moved to approve the contract with Best Friends Animal Society for a joint effort to develop programs to increase public awareness of animal welfare concerns; Commissioner Bell seconded. Commissioner Ebert – aye; Commissioner Bell – aye

4. **RIGHT-OF-WAY CONTRACTS WITH THE FOLLOWING:
ERVIN & VELAYNE DAVIS, PARCEL 24; ERVIN & VELAYNE DAVIS, PARCELS 23, 28,114**

Jared Andersen, County Engineer, presented these right-of-way contracts for the 12th Street road project.

Commissioner Ebert moved to approve the right-of-way contracts as listed; Commissioner Bell seconded. Commissioner Ebert – aye; Commissioner Bell – aye

5. **CONTRACT WITH AMMON NELSON FOR AN INDIGENT DEFENSE ATTORNEY IN JUVENILE COURT**

David Wilson, Deputy County Attorney, stated that this is a replacement position and the contract amount remains the same.

Commissioner Ebert moved to approve the contract with Ammon Nelson for an indigent defense attorney in Juvenile Court; Commissioner Bell seconded.

Commissioner Ebert – aye; Commissioner Bell – aye

G. PUBLIC HEARING

1. **ADJOURN THE PUBLIC MEETING AND CONVENE THE PUBLIC HEARING**

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

Commissioner Ebert – aye; Commissioner Bell – aye

2. **PUBLIC HEARING REGARDING AMENDMENTS TO THE OPERATING BUDGET OF WEBER COUNTY FOR THE 2016 CALENDAR YEAR**

Scott Parke, County Comptroller, noted that these budget amendments are presented at Commission meetings quarterly. He said that the county is ahead on its estimated revenues in the Conference Center concessions and parking and also in Garage services and more money is needed to purchase supplies to continue providing the services. There is a request to roll over money set aside in the 2015 budget for a water project at the parks. Additionally, funds need to be transferred to the Roads Department from the sales tax revenue for transportation projects.

Commissioner Bell invited public comments and none were offered.

3. **ADJOURN PUBLIC HEARING AND RECONVENE THE PUBLIC MEETING**

Commissioner Ebert moved to adjourn the public hearing and reconvene the public meeting; Commissioner Bell seconded.
Commissioner Ebert – aye; Commissioner Bell – aye

4. **ACTION ON PUBLIC HEARING:**

G.2.-AMENDMENTS TO THE 2016 OPERATING BUDGET – RESOLUTION 23-2016

Commissioner Ebert thanked Mr. Parke. He said that having more frequent reports on amendments is more transparent and keeps the county more up to date on the budget. Commissioner Bell expressed thanks to Mr. Parke, and also to Ricky Hatch, County Clerk/Auditor, and his staff.

Commissioner Ebert moved to adopt Resolution 23-2016 approving amendments to the Operating and Capital budgets of Weber County for the 2016 calendar year; Commissioner Bell seconded.
Commissioner Ebert – aye; Commissioner Bell – aye

H. PUBLIC COMMENTS:

Jan Fullmer, of Eden, asked for clarification stating that the email sent out with the Commission agenda regarding the hearing to consider the Weber County General Fund property tax increase was for August 16th and Commissioner Bell explained that originally it was set for that date. However, because many other entities will be holding public hearings on that date for that item, the county had to move its hearing date. Ms. Fullmer recommended that the Commission send out a notice to their agenda distribution list recipients with the correction.

I. CLOSED MEETING

REQUEST FOR A MOTION FOR A CLOSED MEETING TO DISCUSS THE PURCHASE, EXCHANGE, OR LEASE OF REAL PROPERTY AND TO DISCUSS STRATEGY RELATING TO IMMINENT OR ONGOING LITIGATION.

Commissioner Ebert moved to adjourn the public meeting and convene a closed meeting to discuss the purchase, exchange, or lease of real property and to discuss strategy relating to imminent or ongoing litigation; Commissioner Bell seconded.
Commissioner Ebert – aye; Commissioner Bell – aye

No action was taken on the closed session.

J. ADJOURN

Commissioner Ebert moved to adjourn at 11:04 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