

MINUTES
WEBER COUNTY COMMISSION
Tuesday, January 21, 2020 - 10:00 a.m.
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: Scott K. Jenkins, James "Jim" H. Harvey, and Gage Froerer.

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 Froerer

B. INVOCATION - Zachary Damm

C. PLEDGE OF ALLEGIANCE - Shelly Halacy

D. THOUGHT OF THE DAY - Commissioner Jenkins

E. PUBLIC COMMENTS: None.

F. PRESENTATIONS:

1. RECOGNITION OF LANCE PETERSON FOR RECEIVING THE UTAH EMERGENCY MANAGEMENT ASSOCIATION HALL OF FAME AWARD AT THE 2020 UEMA ANNUAL CONFERENCE.

Chair Froerer stated that this prestigious award recognizes Mr. Peterson for significantly contributing to emergency management. He read accolades by Mr. Peterson's peers, including that his exemplary commitment has been a beacon for newcomers for nearly 4 decades, that he has coached new generations of emergency professionals in Utah and his accomplishments have set a high bar. Mr. Peterson expressed thanks and stated that a lot has been accomplished in our county because of collaboration and cooperation.

2. PRESENTATION ON SAINT JOSEPH'S ELEMENTARY SCHOOL.

Mark DeCaria noted that this is the oldest Catholic school in Utah (from 1944), that there is a campaign to build a new wing and the fundraising kickoff is on April 1.

G. CONSENT ITEMS:

1. Warrants #2357-2381 and #446581-446791 in the amount of \$1,807,659.25.
2. Purchase orders in the amount of \$7,289,870.40.
3. Minutes for the meetings held on January 7 and 14, 2020.
4. New business licenses.
5. New beer licenses.
6. Electronic Records Retention Policy 26.1.
7. Policy 3-300, Alcohol & Drug Screening, Testing and Treatment.
8. Surplus office furniture and equipment from the Weber County Commission Office.
9. Surplus office furniture and equipment from the Weber County Sheriff's Office.
10. Surplus rodeo equipment and landscaping equipment from the Weber County Golden Spike Event Center.
11. Survey Monument Improvement Agreement with Blackburn Jones REI for Suncrest Meadows Phase 2.
12. Final approval of Shadow Jensen Subdivision consisting of four lots.

Commissioner Jenkins moved to approve the consent items; Commissioner Harvey seconded requesting to include the discussed items—that Christopher Crockett, Deputy County Attorney, check if there is a contract/obligation by the county with Ogden City for payments by the county for Ogden City's Municipal Gardens, and for Ricky Hatch, County Clerk/Auditor, and Mr. Crockett to check on the spending on open orders for the year.

Commissioner Harvey – aye; Commissioner Jenkins – aye; Chair Froerer – aye

H. ACTION ITEMS:

1. RESOLUTION APPOINTING MEMBERS TO THE WEBER COUNTY FAIR BOARD – RESOLUTION 5-2020.

Ashton Wilson, County Fair Director, stated that three members' terms expired and the Board wishes to reappoint them.

Commissioner Harvey moved to adopt Resolution 5-2020 reappointing Susan Clontz and Glenda Lee, both through 12/31/2020, Lora Parker through 12/31/2023, and appointing Korry Green through 12/31/2020 to the Weber County Fair Board; Commissioner Jenkins seconded.

Commissioner Harvey – aye; Commissioner Jenkins – aye; Chair Froerer – aye

2. **RESOLUTION APPOINTING MEMBERS TO THE WEBER-MORGAN BOARD OF HEALTH – RESOLUTION 6-2020.**

Christopher Crockett, Deputy County Attorney, stated that four of the 13 positions have expired, and according to the interlocal agreement and by-laws, the appointments are based on recommendations from various entities. In this case they are: Neil Garner from Ogden City; Mayor Leonard Call from WACOG; Kevin Eastman-Weber Human Services; and Ken Johnson-Weber State University. Commissioner Jenkins questioned the Board and its structure. He is not concerned with these particular individuals, but for years the Health Department got out of control, they were given too much money, etc., and he said that this has swung so far that there are too many non-elected and the electorate, who should have the final voice, cannot make changes. Commissioner Harvey said that while it got out of hand before, it is not now, that there are better safeguards in place thanks in part to the Clerk/Auditor's Office, and that each Board member fulfills a unique area relating to the entity they represent. Mr. Crockett said that there is a process under the law that allows the Commission to modify the interlocal agreement. Commissioner Harvey said that there used to be 11 members, of which 7 were elected officials, but there was no representation from the medical field, and because this is the Board of Health, medical-focused is appropriate, as well as having representation from those fulfilling medical areas in schools. Thus membership was changed to a more profession-focused rather than elected-focused because these professionals can better handle outbreaks, etc., than an elected official, and he stated that this is functioning well, that the Board is very responsive to the Commission, that Chair Froerer provides good communication back to the other commissioners, and that he is very comfortable with the current structure. The Commission still hears the Board in budget hearings and has the last say. Mr. Crockett said that the Board currently has 13 members recommended as follows: 1 from the Weber County Commission; 1 from Morgan County Council; 1 in at-large capacity from Morgan County; 2 by Ogden City; 1 by WACOG; 1 by the Weber Medical Society; 1 on a rotating basis from the Ogden, Morgan and Weber School Districts; 1 by Weber State University who specializes in health administration and/or public health; 1 by Weber Human Services; 1 on a rotating basis by Ogden Regional and McKay Dee Hospitals; 1 by Midtown; and representing at-large capacities is 1 for environmental interests and 1 from the local business community. Chair Froerer, who sits on this Board, is very familiar with these individuals and stated that the medical-focused have been effective members who bring experience and good information which he as an elected official could not provide. He questioned the structure when he was elected but agrees that the Board appears to be working very well and providing the needed information for good decision making, that there is good oversight in the final budget process, and that the Board members are doing a good job of following their budget.

Commissioner Harvey moved to adopt Resolution 6-2020 reappointing Neil Garner (Ogden City), Mayor Leonard Call (WACOG), Kevin Eastman (Weber Human Services) and Ken Johnson (Weber-Morgan Board of Health), each expiring on 12/31/2022; Commissioner Jenkins seconded. He had expressed the concerns noted above. The composition of the Board/modifying the interlocal agreement can be done at any time by the Commission.

Commissioner Harvey – aye; Commissioner Jenkins – aye; Chair Froerer – aye

3. **RECONCILIATION CHANGE ORDER WITH BHI, INC.**

Gary Myers, of County Engineering, stated that this is a credit back to the county due to underspending \$95,000 for the phase of the 12th Street construction project that wrapped up in 2019.

Commissioner Harvey moved to approve the reconciliation change order with BHI, Inc.; Commissioner Jenkins seconded.

Commissioner Harvey – aye; Commissioner Jenkins – aye; Chair Froerer – aye

4. **CONTRACTS WITH THE FOLLOWING INDIVIDUALS FOR THE PRODUCTION OF RAGTIME:**

Marilyn Montgomery, Costume/Props; Adam McGuire, Sound Designer; Mikenzee Howie, Stage Manager.

Kassi Bybee, Ogden Eccles Conference Center General Manager, presented this item.

Commissioner Harvey moved to approve the contracts with the following individuals for the production of Ragtime: Marilyn Montgomery, Costume/Props; Adam McGuire, Sound Designer; Mikenzee Howie, Stage Manager; Commissioner Jenkins seconded.

Commissioner Harvey – aye; Commissioner Jenkins – aye; Chair Froerer – aye

I. PUBLIC HEARING:

1.

Commissioner Jenkins moved to adjourn the public meeting and convene the public hearing; Commissioner Harvey seconded.

Commissioner Harvey – aye; Commissioner Jenkins – aye; Chair Froerer – aye

2. VISIT OGDEN TO PRESENT NOTICE OF INTENT TO APPLY FOR THE STRATEGIC DEVELOPMENT PROGRAM.

Sara Toliver, President/CEO of Visit Ogden, noted that during her recent presentation of the 2020 annual strategic plan she had mentioned Visit Ogden’s primary goal to move towards developing a strategic sustainable tourism master plan in 2020 to continue raising tourism tax revenues, to maintain the assets and support the direction of what brings people here. The Utah Office of Tourism has co-op grants and after eliminating the cafeteria program last year they replaced it with a new program—a destination development co-op—and Visit Ogden can apply for one of three programs that are part of this co-op—one is the development of a strategic tourism master plan that allows 50% of the cost for the plan’s development to come out of Visit Ogden’s budget and 50% from the Utah Office of Tourism, if the application is approved. A requirement to submit the application is to present the intent to apply in a public meeting. She stated that she was not asking for any additional monies.

3. Public Comments: None.

4.

Commissioner Harvey moved to adjourn the public hearing and reconvene the public meeting; Commissioner Jenkins seconded.
Commissioner Harvey – aye; Commissioner Jenkins – aye; Chair Froerer – aye

5. ACTION ON PUBLIC HEARING – I.2. - VISIT OGDEN’S NOTICE OF INTENT: No action needed.

J. COMMISSIONER COMMENTS: None.

K. CLOSED MEETING TO DISCUSS PURCHASE, EXCHANGE OR LEASE OF REAL PROPERTY, INCLUDING ANY FORM OF A WATER RIGHT.

Commissioner Harvey moved to convene a closed meeting to discuss purchase, exchange or lease of real property, including any form of a water right; Commissioner Jenkins seconded.
Commissioner Harvey – aye; Commissioner Jenkins – aye; Chair Froerer – aye

No action was taken on the closed meeting.

L. ADJOURN

Commissioner Harvey moved to adjourn at 11:39 a.m.; Commissioner Jenkins seconded.
Commissioner Harvey – aye; Commissioner Jenkins – aye; Chair Froerer – aye

Attest:

Gage Froerer, Chair
Weber County Commission

Ricky D. Hatch, CPA
Weber County Clerk/Auditor