

MINUTES
WEBER COUNTY COMMISSION
Tuesday, August 6, 2019 - 10:00 a.m.
Commission Chambers, 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 Ferneliuss, of the Clerk/Auditor's Office, who took minutes.

A. WELCOME - Chair Jenkins

B. INVOCATION - Scott Parke

C. PLEDGE OF ALLEGIANCE - Jim Harvey

D. THOUGHT OF THE DAY - Commissioner Froerer

E. PUBLIC COMMENTS: None.

F. CONSENT ITEMS:

1. Warrants #1914-1928 and #441612-441798 in the amount of \$1,898,381.34.
2. Purchase orders in the amount of \$164,543.31.
3. Minutes for the meeting held on July 23, 2019.
4. New business licenses.
5. Surplus kitchen equipment from the Weber County Sheriff's Office.
6. Surplus credit card processors and pin pads from the Golden Spike Event Center.
7. Change Order #3 on the Contract for the Weber County Library and Saunders Construction for site and utility improvements at the Ogden Valley Branch.
8. Request from Weber County Tax Review Committee to refund \$1,160.15 to Steven Schlange, Parcel 16-185-0005 due to discrepancy in square footage and basement finish.
9. Request from the Weber County Tax Review Committee to refund \$5,214.07 to Pilot Travel Centers, LLC, #744, due to tax calculation base on incorrect taxing district.

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

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

G. ACTION ITEMS:

1. **CONTRACT WITH CONNIE NEAL FOR A SECRETARY FOR THE FIESTA 4-H YOUTH HORSE SHOW.**

Commissioner Harvey presented this contract.

Commissioner Harvey moved to approve the contract with Connie Neal for a secretary for the Fiesta 4-H Youth Horse Show; Commissioner Froerer seconded.

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

2. **CONTRACT WITH LONI JUDSON FOR A JUDGE AT THE FIESTA 4-H YOUTH HORSE SHOW.**

Commissioner Harvey presented this contract.

Commissioner Harvey moved to approve the contract with Loni Judson for a judge at the Fiesta 4-H Youth Horse Show; Commissioner Froerer seconded.

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

3. **RESOLUTION APPOINTING A MEMBER TO THE GOLDEN SPIKE EVENT CENTER ARENA BOARD – RESOLUTION 49-2019.**

Commissioner Harvey noted that the Board recommended Tiffany Christiansen for this appointment.

Commissioner Harvey moved to adopt Resolution 49-2019 appointing Tiffany Christensen to the Golden Spike Event Center Arena Board through 08/06/2023; Commissioner Froerer seconded.

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

4. **CONTRACT WITH FREMONT HIGH SCHOOL/DANCE COMPANY TO WASH TABLES AT THE 2019 WEBER COUNTY FAIR.**

Commissioner Harvey presented this contract.

Commissioner Harvey moved to approve the contract with Fremont High School/Dance Company to wash tables at the 2019 Weber County Fair; Commissioner Froerer seconded.

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

H. PUBLIC HEARING:

1. Commissioner Froerer moved to adjourn the public meeting and convene the public hearings; Commissioner Harvey seconded.
Commissioner Harvey – aye; Commissioner Froerer – aye; Chair Jenkins – aye

2. **PUBLIC HEARING TO DISCUSS AMENDMENTS TO THE OPERATING AND CAPITAL BUDGET OF WEBER COUNTY FOR THE 2019 CALENDAR YEAR.**

Scott Parke, County Comptroller, presented the resolution with the summary of adjustments. The highlights included \$300,000 for a road grader, the county received several large grants, including \$750,000 from the State for the Archery Range, an additional \$230,000 is needed to cover workers' compensation increased costs, and the Library will spend some of the fund balance that they have saved over the years for improvements, Chair Jenkins invited public comments and none were offered.

3. **PUBLIC HEARING TO CONSIDER AND TAKE ACTION ON ZTA 2019-05, A PROPOSAL TO AMEND THE LAND USE CODE, TITLES 101 AND 106, TO REMOVE ANTIQUATED SLOPE AND ROAD AREA REQUIREMENTS APPLICABLE TO CLUSTER SUBDIVISIONS, PRUD'S, AND MASTER PLANNED DEVELOPMENTS.**

Charles Ewert, of the County Planning Division, stated that when the Cluster Subdivision Code was amended in 2018 the county amended the method of calculating density for nontraditional subdivisions (e.g., cluster subdivisions) to overcome some issues and enhance incentives of clustering by eliminating the slope reduction from the density calculation. In the amendment process, a section that was buried in the code was missed and this item corrects the oversight. The current calculation of density for a cluster subdivision requires an exclusion of 10% of the gross land because of assumed area required for streets. In reviewing this item with the Ogden Valley Planning Commission, they wanted to see the definition of net developable acreage to also change to say that it is just the area of road space that the developer actually proposes, not an assumed static or constant number, and the county removed the 10%. Commissioner Froerer declared conflict of interest because he just realized that the applicant is one of his current clients. Christopher Crockett, Deputy County Attorney, said that as a legislative item he did not believe it prohibited Commissioner Froerer from voting unless the two other commissioners believed it was a conflict.

4. Public comments: Chair Jenkins invited public comments and none were offered.

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

6. **ACTION ON PUBLIC HEARING:
H2-RESOLUTION AMENDING THE 2019 WEBER COUNTY BUDGET-RESOLUTION 50-2019**

Commissioner Harvey moved to adopt Resolution 50-2019 making amendments to the operating and capital budget of Weber County for the 2019 calendar year; Commissioner Froerer seconded.
Commissioner Harvey – aye; Commissioner Froerer – aye; Chair Jenkins – aye

H3-ORDINANCE AMENDING TITLES 101 AND 106 OF THE LAND USE CODE TO REMOVE ANTIQUATED SLOPE REQUIREMENTS APPLICABLE TO CLUSTER SUBDIVISIONS, PRUDS, AND MASTER PLANNED DEVELOPMENTS – ORDINANCE 2019-15.

Commissioner Harvey moved to adopt Ordinance 2019-15 amending the Land Use Code, Titles 101 and 106, to remove antiquated slope and road area requirements applicable to cluster subdivisions, PRUDS, and Master Planned Developments; Chair Jenkins seconded.
Commissioner Harvey – aye; Commissioner Froerer – aye; Chair Jenkins – aye

I. COMMISSIONER COMMENTS: The commissioners referred to the upcoming exciting activities at the County Fair.

J. ADJOURN

Commissioner Harvey moved to adjourn at 10:37 a.m.; Commissioner Froerer seconded.
Commissioner Harvey – aye; Commissioner Froerer – aye; Chair Jenkins – aye

Attest:

Scott K. Jenkins, Chair
Weber County Commission

Ricky D. Hatch, CPA
Weber County Clerk/Auditor