

MINUTES
WEBER COUNTY COMMISSION

Tuesday, March 14th, 2023 – 10:00 a.m.

Via Zoom meeting + at Weber Center, 2380 Washington Blvd., Ogden, UT

In accordance with the requirements of Utah Code Section 52-4-203, the County Clerk records in the minutes the names of all persons who 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: Gage Froerer, James "Jim" H. Harvey, and Sharon Bolos
STAFF PRESENT: Ricky Hatch, County Clerk/Auditor; Chris Crockett, Deputy County Attorney; and Craig D. Brandt, of the County Clerk/Auditor's office, who took minutes.

A. WELCOME: Chair Froerer

B. PLEDGE OF ALLEGIANCE: Chad Meyerhoffer

C. INVOCATION: Craig Brandt

D. THOUGHT OF THE DAY: Commissioner Bolos: My thought of the day comes from a presentation called "Compassionomics: The Revolutionary Scientific Evidence That Caring Makes a Difference" by Stephen Trzeciak. I've always taught my children to be resilient, to handle what comes at you and move on. This author says "the key to resilience is relationships". The more relationships we foster the better we can be resilient.

E. PUBLIC COMMENT:

1. Washington Terrace Mayor, Mark Allen: Today I am here for a special reason. I would like give a huge thank you to our RAMP board. Washington Terrace received a substantial RAMP grant this year to continue phase two of a large project. I know we need to get RAMP funding back on the ballot in 2024. We could not as a community do the parks and recreation projects without RAMP grants. I encourage you to approve those RAMP projects before you today.
2. Daniel Bartson, Ogden: I was fortunate enough to visit Portland earlier this year. I noticed there were junior constables assigned a three block radius to help clean up, dispense medical supplies. There are not enough signs in the city directing people to positive things the city has to offer. We could use more shared garden spaces. A European city provided citizens with opportunity to receive three free chickens and it had an unexpected impact on the local economy.

F. CONSENT ITEMS:

1. Warrants #7486-7537, #474980-475146 and #250 in the amount of \$2,092,032.43.
2. Purchase orders in the amount of \$136,011.09.
3. Summary of Warrants and Purchase Orders.
4. ACH payment to US Bank in the amount of \$264,816.43.
5. ACH payment to Zions Bank in the amount of \$48,498.56.
6. Minutes for the meeting held on March 7, 2023.
7. New business licenses.
8. Surplus heavy equipment for the Weber County Division of Solid Waste Management.
9. Change Order #1 to the contract with Leon Poulsen Construction Company- 7500 West Improvement Project.
10. Sell surplus property identified as Parcel #17-092-0016.
11. Memorandum of Understanding with Ogden City for a donation of \$200,000 for the Ogden Canyon Trail project.
Commissioner Harvey: I would request the City of Ogden to take serious consideration to approach this such that the trail does not impact the citizens.
12. Renewal of an agreement with North Ogden City for services provided by the Weber County Surveyor's Office.

Commissioner Bolos moved to approve the consent items; Commissioner Harvey seconded.
Commissioner Harvey – aye; Commissioner Bolos – aye; Chair Froerer – aye

G. ACTION ITEMS:

1. **APPROVE REQUEST FROM THE RECREATION, ARTS, MUSEUMS & PARKS BOARD FOR APPROVAL OF 2023 RAMP GRANT RECOMMENDATIONS.**

Shelly Halacy (Commission Office): I want to echo Mayor Allen's words. The RAMP committee takes very seriously, sometimes with 11 hour days at a nonpaying job to make decisions.

Lacy Richards (RAMP Chair): We encourage those we couldn't fund to reapply. We could not fund all the great projects submitted. We had funding available for only 53% of Major category requests, 66% for Arts & Museums requests, and 70% for Parks & Rec requests.

Chair Froerer: Can you explain where RAMP funds are sourced?

Mrs. Richards: RAMP funds are derived from a fraction of a percentage of collected sales tax.

Chair Froerer: That means those visiting from out of town contribute to those programs.

Commissioner Bolos: Can you explain why some money is leftover and not spent?

Mrs. Richards: We have to know how much we can spend before we learn how much sales tax revenue is available to spend. Once in a while a project comes in under budget or is cancelled with excess funds coming back. We have encouraged those who could not be funded to reapply next year. We had an excess of great projects and limited funding.

Chair Froerer: This program works because of your leadership. You take the time to make sure the funds are given equitably and with great thought.

Commissioner Harvey moved to approve request from the Recreation, Arts, Museums & Parks Board for approval of 2023 RAMP grant recommendations; Commissioner Bolos seconded.

Commissioner Harvey – aye; Commissioner Bolos – aye; Chair Froerer – aye

2. APPROVE RESOLUTION 22-2023 APPOINTING A MEMBER TO THE WEBER COUNTY VETERAN’S ADVISORY COMMITTEE.

Kristy Bingham (Commission Office): Request the reappointment of Sheri Morreale to the Committee.

Commissioner Bolos moved to approve Resolution 22-2023 appointing a member to the Weber County Veteran’s Advisory Committee; Commissioner Harvey seconded.

Roll Call Vote: Commissioner Harvey – aye; Commissioner Bolos – aye; Chair Froerer – aye

3. APPROVE RESOLUTION 23-2023 APPROVING THE 2022 MUNICIPAL WASTEWATER PLANNING PROGRAM ANNUAL REPORT.

Chad Meyerhoffer (Engineering): Annual report providing status of our sewer system. We are now at 12 miles of sewer with few issues given the system’s relative young age.

Commissioner Harvey moved to approve Resolution 23-2023 approving the 2022 Municipal Wastewater Planning Program Annual Report; Commissioner Bolos seconded.

Roll Call Vote: Commissioner Harvey – aye; Commissioner Bolos – aye; Chair Froerer – aye

4. APPROVAL OF A CONTRACT ROCK HARD EXCAVATING, LLC TO RUN A SEWER LINE FROM HAZY ACRES SEWER LIFT STATION TO THE SEWER LINE IN TAYLOR LANDING.

Chad Meyerhoffer (Engineering): This will help us get rid of one of our sewer lift stations in that area. We can get going on this project as soon as the groundwater is low enough.

Commissioner Harvey moved for approval of a contract with Rock Hard Excavating, LLC to run a sewer line from Hazy Acres Sewer Lift Station to the sewer line in Taylor Landing; Commissioner Bolos seconded.

Commissioner Harvey – aye; Commissioner Bolos – aye; Chair Froerer – aye

5. APPROVAL OF A CONTRACT WITH AMERICAN CHARIOT RACING FOR THE 2023 WORLD CHARIOT RACES TO BE HELD AT THE GOLDEN SPIKE EVENT CENTER.

Duncan Olsen (GSEC): Over the years we have peeled back on sponsorships, with this contract being one of the smallest sponsorships. They are responsible for getting their sponsors and paying for their stalls.

Commissioner Harvey moved for approval of a contract with American Chariot Racing for the 2023 World Chariot Races to be held at the Golden Spike Event Center; Commissioner Bolos seconded.

Commissioner Harvey – aye; Commissioner Bolos – aye; Chair Froerer – aye

6. APPROVAL OF A CONTRACT WITH PICTOMETRY INTERNATIONAL CORP. DBA EAGLEVIEW FOR AERIAL PHOTOGRAPHY TO ASSIST WEBER COUNTY IN THE FIVE-YEAR REVIEW OF PHYSICAL CHARACTERISTICS REQUIRED BY UTAH LAW.

Deedee Kimber (Assessor’s Office): This contracts allows us to do oblique imagery providing time savings from elimination the need to go onsite for physical measurements on reappraisals.

Commissioner Bolos moved for approval of a contract with Pictometry International Corp. dba EagleView for aerial photography to assist Weber County in the five-year review of physical characteristics required by Utah law; Commissioner Harvey seconded.

Commissioner Harvey – aye; Commissioner Bolos – aye; Chair Froerer – aye

7. **APPROVAL OF A MEMORANDUM OF UNDERSTANDING WITH OGDEN CITY FOR THE WEBER COUNTY ASSESSOR'S OFFICE TO CLASSIFY BUILDING PLANS RECEIVED FROM OGDEN CITY AS PROTECTED RECORDS UNDER GRAMA.**

Deedee Kimber (Assessor's Office): The MoU is to allow us access to data without submitting a GRAMA request each time.

Commissioner Bolos moved for approval of a Memorandum of Understanding with Ogden City for the Weber County Assessor's Office to classify building plans received from Ogden City as protected records under GRAMA; Commissioner Harvey seconded.

Commissioner Harvey – aye; Commissioner Bolos – aye; Chair Froerer – aye

H. PUBLIC HEARINGS:

1. Request for a motion to adjourn public meeting and convene public hearings.

Commissioner Harvey moved to adjourn the public meeting and convene public hearings, 10:34 a.m.; Commissioner Bolos seconded.

Commissioner Harvey – aye; Commissioner Bolos – aye; Chair Froerer – aye

2. Public hearing to consider and take action on a requested rezone, including a rezoning ordinance and zoning development agreement contract, to rezone property from A-1 to RE-15 on approximately 14.93 acres, located at approximately 4175 W 1400 S, Ogden, ZMA 2022-05.

Steve Burton (Planning): This rezone will amend zoning from A1 to RE-15 for the subject property. 37 lots with average sizes of 13k square feet. Frontages will vary between 70 feet to 150 feet. The developer has agreed to public trail and street connectivity per our request. Developer has also agreed to contribute toward open space via donating \$2000 per lot to West Weber Parks District. This proposal fits in the General Plan. In February, the Planning Commission unanimously forwarded a positive recommendation and Staff recommend approval with items added to the development agreement which items are agreed to by the developer. The developer, per the development agreement, has asked for 8 foot side yard setbacks, in lieu of 12 foot side setbacks, on each side for narrower lots.

3. Public Comments:

- a. Daniel "Abe" Bartson: Drop property zone to 36 and have an internal, locally accessible park. I think it's not wise on the animal restriction; the area out there is country. Your street 30 rule is for safety and I think there should be another access provided.

4. Request for a motion to adjourn public hearings and reconvene public meeting.

Commissioner Harvey moved to adjourn the public hearings and reconvene public meeting, 10:50 am; Commissioner Bolos seconded.

Commissioner Harvey – aye; Commissioner Bolos – aye; Chair Froerer – aye

5. Action on public hearing:

H2: Approval of a rezone including rezoning Ordinance 2023-06 and zoning development agreement contract, to rezone property from A-1 to RE-15 on approximately 14.93 acres, located at approximately 4175 W 1400 S, Ogden, ZMA 2022-05.

Commissioner Harvey: The reason the applicant donates \$2000 to the park district is because a park at that location does not fit within the park district's plans at this time. Once the Ordinance allowing 8 foot setback is in place, I can support this recommendation. But until then I cannot vote yes.

Commissioner Bolos: What is the status of that ordinance?

Charlie Ewert (Planning): The ordinance has been in work session for a few weeks with an expected approval in April from both Planning Commissions, bringing it to the Commission towards the end

of April. The new General Plan offers a lot changes that will take years to catch up to. This development agreement aligns with the General Plan.

Commissioner Bolos moved to approve Ordinance 2023-06 and zoning development agreement contract to rezone property from A-1 to RE-15 on approximately 14.93 acres, located at approximately 4175 W 1400 S, Ogden, ZMA 2022-05; Commissioner Froerer seconded.

Roll Call Vote: Commissioner Harvey – nay; Commissioner Bolos – aye; Chair Froerer – aye

I. COMMISSIONER COMMENTS:

1. Commissioner Bolos: The Planning Department invited me to their staff meeting where they were planning for a statewide conference. It was neat to see their excitement to show everyone that comes to Weber County what we have to offer.

J. ADJOURN

Commissioner Harvey moved to adjourn at 11:00 am.; Commissioner Bolos seconded.

Commissioner Harvey – aye; Commissioner Bolos – aye; Chair Froerer – aye

Attest:

Gage Froerer, Chair
Weber County Commission

Ricky D. Hatch, CPA
Weber County Clerk/Auditor