

MINUTES
WEBER COUNTY COMMISSION

Tuesday, April 20, 2021 – 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: James "Jim" H. Harvey, Gage Froerer, and Scott K. Jenkins.

STAFF PRESENT: Lynn Taylor, of the County Clerk/Auditor's Office; Brandan Quinney, Deputy County Attorney; and Fátima Fernelius, of the Clerk/Auditor's Office, who took minutes.

- A. **WELCOME** - Chair Harvey
- B. **PLEDGE OF ALLEGIANCE** - Brooke Stewart
- C. **INVOCATION** - Commissioner Gage Froerer
- D. **THOUGHT OF THE DAY** - Commissioner Jenkins

E. PUBLIC COMMENTS:

Claudia Chapman, of North Ogden, said that her message was about whether we continue to operate under hypothesis regarding the COVID-19 pandemic and that some doctors were being silenced. She handed the commissioners information which she said was from the National Center for Biotechnology Information that mask wearing during COVID was a health concern.

Carolyn Lietuvinkas, of North Ogden, said that silencing doctors not speaking the authorized narrative was frightening, that we were losing our country to fear tactics meant to destroy it and enslave the entire world, that she and others were watching all elected officials, and she handed the commissioners her written comments on vaccines.

F. PRESENTATION: WEBER COUNTY SHERIFF'S OFFICE

County Sheriff Ryan Arbon thanked the commissioners for supporting our rights and freedoms. Matthew Harris, presidentially appointed US Marshal for the Utah District, presented the 2020 Jail Stakeholder Award plaque to outstanding staff at the Weber County Jail stating that the county houses nearly 40% of the entire State federal prisoner population, that the county makes every effort to assist them, that the pandemic created huge obstacles that inmate housing had to overcome and Weber County does an excellent job balancing all of the aspects and continues to facilitate US District and local video court hearings, without which the judicial process would be at a standstill, that Weber medical, a central part of inmate housing, has frequently assisted with difficult and detailed medical conditions, and that Weber's expertise is a major contributor to the Jail winning this award. The public does not get to see what it takes to run a facility 365 days/year, that no one does it better than Weber County whose operation runs well and the federal judiciary needs are met. Sheriff Arbon said that most, if not all credit, went to Chief Perry and his staff. Chief Perry expressed gratitude to the Jail employees and their great dedication, which contribute to a successful operation. The commissioners expressed faith and gratitude in what the Sheriff's Office does, their responsiveness, and their overall strides.

G. CONSENT ITEMS:

1. Warrants #3761-3782, #458049-458498 and #80 in the amount of \$724,938.45
2. Purchase orders in the amount of \$343,735.91
3. Minutes for the meeting held on April 13, 2021
4. New business licenses
5. Ratification of Change Order #2 from Roper Buildings for the Property Management Warehouses
6. Contract with Journal Technologies for maintenance of JustWare software being used by prosecuting attorneys
7. RAMP contracts-projects approved on March 2nd: O1 Arts, Artist in Residence; O1 Arts, The Arts Garage; O1 Arts, Dumke Arts Plaza; Nurture the Creative Mind, Arts Festival

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

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

H. ACTION ITEMS:

1. **LOCAL TRANSPORTATION FUNDING AGREEMENT-ESTABLISH OGDEN CITY NORTH STREET (PH. 2) PROJECT TERMS**
2. **LOCAL TRANSPORTATION FUNDING AGREEMENT-ESTABLISH SIGNAL AT 20TH STREET & LINCOLN AVENUE PROJECT TERMS**
3. **LOCAL TRANSPORTATION FUNDING AGREEMENT-ESTABLISH OGDEN CITY SOUTH 1200S. OVERPASS PROJECT TERMS**
4. **AMENDED LOCAL TRANSPORTATION FUNDING AGREEMENT-REESTABLISH PLEASANT VIEW SKYLINE PROJECT TERMS**

Brooke Stewart, with County Community Development, presented these agreements, which included that H-1 through H3 were recommended by WACOG and approved by the Commission for the 2019 transportation priority list and outline terms related to corridor preservation and local sales tax funds programmed for 2022-2023.

H.1.-Ogden City, North Street (Phase 2) - To widen & improve 0.15 miles of North Street from Wall Avenue to Harrisville Road & the City committed \$27,000 in local matching funds toward the project.

H.2.-Ogden City, signal at 20th Street/Lincoln Avenue - City committed \$17,355 in local matching funds & the project also received a \$239,000 grant from the Transportation Alternatives Program.

H.3.-Ogden City, 1200 South overpass - Project was awarded local sales tax funds to conduct a rail study, in cooperation with UDOT, to evaluate viability & impacts of installing a grade separated crossing between Stewart Drive & Gibson Avenue on 12th Street & was also awarded corridor preservation funding to acquire low impact right-of-way, to focus on purchasing unimproved parcels for a future extension of Depot Drive to 17th Street as it relates to this project.

H.4.-Pleasant View City, Skyline Drive - Amendment request to a previous transportation project for additional corridor preservation funds by the City for the project to continue purchasing right-of-way for Skyline Drive. This was not an amended funding agreement. The amended request was reviewed by the Transportation Subcommittee & WACOG recommended an additional \$1,382,510 in corridor preservation funds.

Commissioner Jenkins moved to approve the Local Transportation Funding Agreement for the Ogden City North Street (Phase 2) project; Commissioner Froerer seconded.

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

Commissioner Jenkins moved to approve the Local Transportation Funding Agreement to establish terms for signal at 20th Street and Lincoln Avenue project; Commissioner Froerer seconded.

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

Commissioner Froerer moved to approve the Local Transportation Funding Agreement to establish terms for the Ogden City 1200 South overpass project; Chair Harvey seconded.

Commissioner Froerer – aye; Commissioner Jenkins – abstained, declared conflict of interest; Chair Harvey – aye

Commissioner Jenkins moved to approve the amended Local Transportation Funding Agreement to reestablish the terms of the Pleasant View Skyline project; Commissioner Froerer seconded.

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

5. FIRST READING OF ORDINANCE AMENDING FEES FOR COUNTY TRANSFER STATION (SEC 16-2-9 SOLID WASTE FEES)

Sean Wilkinson, County Community Development Director, requested reducing the construction and demolition waste fee to \$40.49/ton which matches the general waste fee, and creating a household hazardous waste \$5/load fee to help cover disposal costs. The C&D fee was raised to \$46.10/ton a few years ago to encourage use of the county's C&D landfill. The Transfer Station now has the equipment/transportation to handle more material and this should alleviate rate disputes for mixed loads.

Commissioner Jenkins moved to approve the first reading of an ordinance amending fees for the Weber County Transfer Station (Sec 16-2-9 Solid Waste Fees); Commissioner Froerer seconded.

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

6. CONTRACT WITH RANDY MARRIOTT CONSTRUCTION FOR CONSTRUCTION OF A PUBLIC DRAIN

Joe Hadley, County Roads Director, stated that this is for a new drain ditch in western Weber County that will flow west between 7500 W. & 8400 W. then south into an existing drain for stormwater and irrigation water to relieve flooding issues. Commissioner Jenkins said that this is good for the area and that Mr. Marriott owns a fair amount of ground there and is digging it at no cost to the county.

Commissioner Froerer moved to approve the contract with Randy Marriott Construction for construction of a public drain); Commissioner Jenkins seconded.

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

7. ORDINANCE TERMINATING & DISSOLVING CERTAIN REDEVELOPMENT PROJECT AREAS – ORDINANCE 2021-9

Roger Brunner, of the County Clerk/Auditor's Office, noted that this item is to terminate/dissolve sunsetted project areas. This was handled under the Community Redevelopment Agency board but also needed to be handled by the County Commission.

Commissioner Jenkins moved to adopt Ordinance 2021-9 terminating and dissolving certain redevelopment project; Commissioner Froerer seconded.

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

CLOSED MEETING TO DISCUSS PENDING OR IMMINENT LITIGATION

Commissioner Froerer moved to convene a closed meeting to discuss pending or imminent litigation; Commissioner Jenkins seconded.

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

Commissioner Jenkins moved to reconvene the regular meeting; Commissioner Froerer seconded.

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

No action was taken on the closed meeting.

I. COMMISSIONER COMMENTS: --

J. ADJOURN

Commissioner Froerer moved to adjourn at 11:17 a.m.; Commissioner Jenkins seconded.

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

Attest:

James H. Harvey, Chair
Weber County Commission

Ricky D. Hatch, CPA
Weber County Clerk/Auditor