

**MINUTES**  
**WEBER COUNTY COMMISSION**

Tuesday, September 15, 2020 – 3:30 p.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 Scott K. Jenkins

**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. **PLEDGE OF ALLEGIANCE** - Scott Mendoza
- C. **INVOCATION** - Commissioner Jenkins
- D. **THOUGHT OF THE DAY** - Commissioner Harvey
- E. **PUBLIC COMMENTS:** None

**F. CONSENT ITEMS:**

1. Ratify warrants #3045-3062 and #452516-452626 in the amount of \$993,177.12 dated September 8, 2020
2. Warrants #3063-3076 and #452627-452782 in the amount of \$469,906.80
3. Purchase orders in the amount \$682,707.45
4. Minutes for the meeting held on September 1, 2020
5. ACH payment to US Bank in the amount of \$154,052.50
6. New business licenses
7. Surplus office, nursing and outdoor equipment from the Weber-Morgan Health Department
8. Surplus a Honda generator from the Surveyor's Office.
9. Ratification of a contract with CR Lighting & Electric, Inc., for upgrade to the PET lighting system
10. Ratification of a contract with Dicio Group for marketing of the 2020 Weber County Fair
11. Master Agreement with Weber County-Library System-& Prescott Muir Architects for multiple service orders
12. Master Agreement with Weber County-Library System-& Prescott Muir Architects for multiple service orders--Service Order #01
13. Declare Parcel # 13-075-0012 as surplus real property

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

**G. ACTION ITEMS:**

1. **CONTRACT WITH GAGE H. FROERER FOR THE PURCHASE OF PRIVATE PROPERTY OWNED BY THE FROERER FAMILY TRUST AND FROERER FAMILY INVESTMENTS LLC FOR ROAD RIGHT-OF-WAY PURPOSES**

Chair Froerer recused himself on this item. Scott Mendoza, of County Community Development, noted that County Roads made some improvements to 7900 East (aka Burley Lane) approximately one year ago on about 2,700 feet. For safety purposes the county decided to realign that street because of its slight horizontal curve and to purchase 4,209 square feet of private property from these two entities to straighten it out. The county approached them and purchased the property for \$6,100. Commissioner Jenkins said that citizens in that neighborhood had approached the county to asphalt the road, even prior to commissioner Froerer being elected to the Commission, and the county informed them that it was not in the rotation. The citizens were aware of this but wanted to donate money to the county to do the work; the county had given them the goal amount and they contributed 2/3 of the cost. He said that negotiations had occurred just as for any other citizen and the Family Trust graciously decided to accommodate the county. Commissioner Harvey said that planning for that road had started about three years ago, that county dirt roads washboard yearly and it costs for the extra maintenance. Mr. Mendoza said that the result is a good thing for the county as well, and that the county openly followed the State's law for acquiring right-of-way for roads.

Commissioner Harvey moved to approve the contract with Gage H. Froerer for the purchase of private property owned by the Froerer Family Trust and Froerer Family Investments, LLC, for road right-of-way purposes; Commissioner Jenkins seconded.

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

2. **DISCUSSION AND/OR ACTION ON A PROPOSAL TO APPOINT BAIL COMMISSIONERS**

Lt. Brian Baggs, of the County Sheriff's Office, referred to the Utah Code that allows the county legislative body to appoint members of the Sheriff's Office as bail commissioners and requested 10 commissioners. He explained that Utah judges have 24-hours to review a probable cause statement and set bail, thus a low level offender could be held for 24 hours, but having bail commissioners could significantly speed up the process. Commissioner Harvey moved to appoint the presented listed of bail commissioners; Commissioner Jenkins seconded.

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

3. **CONTRACT WITH FREEDOM RIDERS FOR 2021 FREEDOM RIDERS SEASON DATES AT GOLDEN SPIKE EVENT CENTER**  
 Duncan Olsen, GSEC General Manager, presented this contract.  
 Commissioner Harvey moved to approve the contract with Freedom Riders for their 2021 season dates at the Golden Spike Event Center; Commissioner Jenkins seconded.  
 Commissioner Jenkins – aye; Commissioner Harvey – aye; Chair Froerer – aye
4. **CONTRACT WITH SPARTAN RACE, INC., TO HOLD THE HURRICANE HEAT RACE AT GOLDEN SPIKE EVENT CENTER**  
 Duncan Olsen, GSEC General Manager, presented this contract.  
 Commissioner Harvey moved to ratify the contract with Spartan Race, Inc., to hold the Hurricane Heat Race at the Golden Spike Event Center; Commissioner Jenkins seconded.  
 Commissioner Jenkins – aye; Commissioner Harvey – aye; Chair Froerer – aye
5. **CONTRACT WITH AMP LIVE EVENTS, LLC, FOR THE MONSTER X TOUR-OGDEN AT GOLDEN SPIKE EVENT CENTER**  
 Duncan Olsen, GSEC General Manager, presented this contract.  
 Commissioner Harvey moved to approve the contract with AMP Live Events, LLC, to hold the Monster X Tour-Ogden at the Golden Spike Event Center; Commissioner Jenkins seconded.  
 Commissioner Jenkins – aye; Commissioner Harvey – aye; Chair Froerer – aye
6. **RESOLUTION REAPPOINTING MEMBERS TO THE GOLDEN SPIKE EVENT CENTER ADVISORY BOARD – RESOLUTION 27-2020**  
 Duncan Olsen, GSEC General Manager, presented this contract.  
 Commissioner Harvey moved to adopt Resolution 27-2020 reappointing Keith Buswell and Rich Koski to the Golden Spike Event Center Advisory Board through 12/31/2023; Commissioner Jenkins seconded.  
 Commissioner Jenkins – aye; Commissioner Harvey – aye; Chair Froerer – aye
7. **RESOLUTION AUTHORIZING THE FILING OF CROSS-APPEALS FOR 2020 CENTRALLY ASSESSED PROPERTIES – RESOLUTION 28-2020**  
 Courtlan Erickson, Deputy County Attorney, stated that centrally assessed taxpayers have a period of about three months to appeal the Tax Commission’s assessment. The county has 60 days to respond if it wishes to join the case as a party. Four additional centrally assessed property owners (T-Mobile US, Inc., CenturyLink, Inc., Union Pacific Railway Company, and AT&T, Inc.) filed at the end of July. This resolution authorizes the county to file a cross-appeal to get into these cases as a party and have a seat at the table and a voice in any negotiations.  
 Commissioner Harvey moved to adopt Resolution 28-2020 authorizing the filing of cross-appeals for 2020 centrally assessed properties; Commissioner Jenkins seconded.  
 Commissioner Jenkins – aye; Commissioner Harvey – aye; Chair Froerer – aye

**H. COMMISSIONER COMMENTS: --**

- CLOSED MEETING TO DISCUSS THE PURCHASE, EXCHANGE OR LEASE OF A WATER RIGHT OR WATER SHARES**  
 Commissioner Harvey moved to convene a closed meeting to discuss pending litigation and the purchase, exchange or lease of a water right or water shares; Commissioner Jenkins seconded.  
 Commissioner Jenkins – aye; Commissioner Harvey – aye; Chair Froerer – aye
- Commissioner Harvey moved to reconvene the public meeting; Commissioner Jenkins seconded.  
 Commissioner Jenkins – aye; Commissioner Harvey – aye; Chair Froerer – aye

There was no action taken on the closed meeting.

**I. ADJOURN**

Commissioner Harvey moved to adjourn at 5:04 p.m.; Commissioner Jenkins seconded.  
 Commissioner Jenkins – aye; Commissioner Harvey – aye; Chair Froerer – aye

Attest:

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 Gage Froerer, Chair  
 Weber County Commission

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 Ricky D. Hatch, CPA  
 Weber County Clerk/Auditor