

**MINUTES
WEBER COUNTY COMMISSION**

Tuesday, October 12, 2021 – 10:02 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: Ricky D. Hatch, County Clerk/Auditor; Christopher Crockett, Deputy County Attorney; and Craig Brandt, of the Clerk/Auditor's Office, who took minutes.

A. WELCOME - Chair Harvey

B. PLEDGE OF ALLEGIANCE – Shelly Halacy

C. INVOCATION – Ricky Hatch

D. THOUGHT OF THE DAY - Commissioner Harvey: Winston Churchill said, "Socialism is a philosophy of failure, the creed of ignorance, the gospel of envy, its inherent virtue is the equal sharing of misery." Churchill also said, "If you are not a liberal at 20 you have no heart; if you are not a conservative at 40, you have no brain."

Commissioner Froerer: Introduced new Economic Development Director Stephanie Russell

Ricky Hatch, Weber County Clerk/Auditor: Stall of Fame recipient Steffanie Ebert.

E. CONSENT ITEMS:

1. Warrants #4459-4492, #462338- 462798 in the amount of \$2,442,531.74.
2. Purchase orders in the amount of \$117,239.75.
3. ACH payment to US Bank in the amount of \$230,360.95.
4. Minutes for the meetings held on October 5, 2021.
5. New business licenses.
6. New beer licenses.
7. Surplus two vehicles for Weber-Morgan Health Department.
8. Surplus equipment for Weber County Sheriff's Offed Homeland Security.
9. Amendment #3 to Agreement by and between Weber County and Securus for training portals to PoliceOne and CorrectionsOne.
10. Request for approval of the following RAMP contracts- (projects approved in prior commission meetings)-

Ogden City-	Monroe Park Field Enhancements
Ogden City-	Bonneville Park Playground
Ogden City-	Serge Simmons Ball Field
Give Me a Chance-	Dignity Through Arts

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

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

F. ACTION ITEMS:

1. **APPROVAL OF RESOLUTION 42-2021 OF THE COUNTY COMMISSIONERS OF WEBER COUNTY APPOINTING MEMBERS TO THE WEBER COUNTY RECREATION, ARTS, MUSEUMS AND PARKS COMMITTEES AND ADVISORY BOARD.**

Shelly Halacy (Commission Office) appoint Karla Woodward to Chair of Advisory Board, Lacey Richards as Chair of Arts and Museums Committee, and Colby Bockwoldt as Chair of the Recreation and Parks Committee to one year terms beginning October 12, 2021. Appoint Jolene Zito and Kenna Brown to Advisory Board to one year terms beginning October 12, 2021. Appoint Sunni Wilkinson to Arts & Museums Committee and Sara Urry to Recreation and Parks Committee, both to three year terms beginning October 12, 2021.

Commissioner Froerer moved to approve Resolution 42-2021 of the County Commissioners of Weber County appointing members to the Weber County Recreation, Arts, Museums and Parks Committees and Advisory Board; appreciates the work by Chairman Jeremy Dunn. Commissioner Jenkins seconded.
Roll Call Vote: Commissioner Froerer – aye; Commissioner Jenkins – aye; Chair Harvey – aye

2. **APPROVAL OF A WEBER COUNTY POLICY REGARDING PUBLIC INFRASTRUCTURE DISTRICTS.**

Chris Crockett (Attorney) provided background on state creation/approval of PIDs and Weber County's process to development PIDs. PIDs exist to fund infrastructure and have authority to create bonds and levy taxes. State statute directs county legislative body to determine whether a PID will be created; county policy

to be developed to guide decisions on PIDs. Couple of months spent developing Weber County PID policy; few examples available as starting points. Weber County team, led by Commissioner Gage Froerer, included County Treasurer John Bond, Community Development Director Sean Wilkinson, County Comptroller Scott Parke, and representatives from Engineering and Planning created county PID policy with feedback from two work sessions with County Commissioners. Developers are required to present a petition and abide by disclosure requirement to land owners within proposed district with their 100% approval. Fee associated with petition/application to assist the county with number of items to review. Minimum of \$10M proposed infrastructure costs to qualify for PID.

Commissioner Froerer: Very pleased with end product proposed today. Protects the public and gives developer opportunity to use PID to help develop projects in Weber County. Pleased with disclosure policy.

Commissioner Froerer moved to approve Weber County Policy regarding Public Infrastructure Districts; Commissioner Jenkins seconded.

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

3. APPROVAL OF THE FIRST READING OF AN ORDINANCE OF THE COUNTY COMMISSIONERS OF WEBER COUNTY AUTHORIZING RESTRICTIONS ON EXPRESSIVE ACTIVITY.

Chris Crockett (Attorney) shared Bill of Rights, especially the First Amendment, makes us stand out throughout the world; as citizens we have right to speak out without fear of punishment. Supreme Court has allowed, through interpretation of First Amendment, 'Time, Place, and Manner Restrictions', which are content neutral restrictions, on expressive activity. Utah State Legislature passed a statute Expressive Activity Regulation by Local Government Act: if local government wants to regulate expressive activity in any way, it has to be done through Ordinance or policy; they cannot be related to 'viewpoint suppression', has to be content neutral, has to be narrowly tailored, and means are to be provided for public redress of grievances. The proposed Ordinance is first step to approve policy outlining Time, Place, Manner Restrictions. First reading for Ordinance, final reading next week with greater details provided.

Commissioner Jenkins moved to approve the first reading of an Ordinance of the County Commissioners of Weber County authorizing restrictions on expressive activity; Commissioner Jenkins seconded.

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

4. APPROVAL OF THE CONTRACT WITH CAROLYN PERKINS FOR INDIGENT DEFENSE.

Bryan Baron (Attorney) several public defenders given notice they are leaving. Recommend replacing Ammon Nelson with Carolyn Perkins.

Commissioner Froerer moved to approve contract with Carolyn Perkins for indigent defense; Commissioner Jenkins seconded.

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

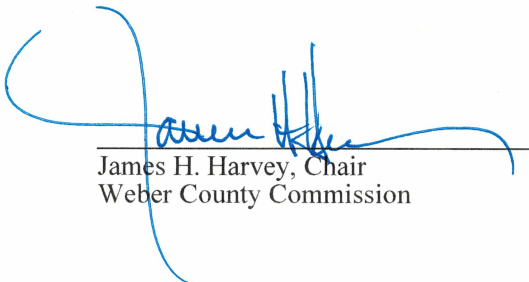
G. COMMISSIONER COMMENTS: None.

H. ADJOURN


Commissioner Jenkins moved to adjourn at 10:52 a.m.; Commissioner Froerer 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