

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

Tuesday, November 13, 2018 - 10:00 a.m.  
Commission Chambers, 2380 Washington Blvd., 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:** James "Jim" H. Harvey, James Ebert, and Scott K. Jenkins.

**OTHER STAFF PRESENT:** Ricky D. Hatch, County Clerk/Auditor; Courtlan Erickson, Deputy County Attorney; and Fátima Fernelius, of the Clerk/Auditor's Office, who took minutes.

**A. WELCOME** – Chair Harvey

**B. INVOCATION** – Terry Schow

**C. PLEDGE OF ALLEGIANCE** – VFW Post Color Guard 1695 Brigham City

**D. THOUGHT OF THE DAY** – Commissioner Ebert

**E. PRESENTATIONS TO WORLD WAR II VETERANS.**

Chair Harvey spoke of the importance of paying tribute to the Weber County veterans. He recognized Colonel Jon Eberlan, 75th Air Base Wing commander, various mayors and others present. Commissioner Ebert stated that those who serve and sacrifice in the Armed Forces for our country are very dear to him, that most people have no idea what they go through or their families. His grandfather served for 30 years. Commissioner Jenkins, who was the lead on this item, expressed thanks to the veterans for all that they have done for us and for the world. The commissioners passed out their handwritten letters of thanks and medallions to Gene England, Dale Gahn, Norberto Ramos, Dean Baddley, Casey Kunimara, Lester Bryan, Roland Schramm, Delton Stanger, William Lawler, Kenneth Mickelson, Robert Haws, Loren Kay, Ralph Crandall, Fred Roberts, William Hartman, Kay Johnson, Charles Child, John E. Richardson, Frank VanMeeteren and Jerald Senn. Some had brought memorabilia and shared experiences. Kim Dixon wrote the book, *Weber County's Greatest Generation*, and presented each veteran with one and thanked them. The commissioners expressed their deepest gratitude to the veterans.

**G. CONSENT ITEMS:**

1. Warrants #1597-1604 and #433826-434023 in the amount of \$1,362,375.29.
2. Purchase orders in the amount of \$85,392.12.
3. Minutes for the meeting held on November 6, 2018.
4. New business licenses.
5. Road dedication in the Liberty Acres Subdivision, a two lot subdivision consisting of approximately 7.826 acres, adding additional acreage to Liberty Park.

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

Commissioner Ebert – aye; Commissioner Jenkins – aye; Chair Harvey – aye

**F. PUBLIC COMMENTS:** Randall Winn, of North Ogden, said that from the many meetings he has attended the vast majority of the community is opposed to the gondola development on the mountains to the east of North Ogden. It will affect the use of their water and traffic and he hopes that if any of the commissioners would benefit financially from this that they would recuse themselves, and asked them to follow the will of the people. Commissioner Ebert said that the county had to give a management plan to the State but there is no movement on any level for the federal government to give tracts of federal land back to Utah or any state. It was just a recommendation to the State on management of roadless areas in national forest land in Weber County. Federal government makes the designation of roadless, not the County Commission or the State.

**H. ACTION ITEMS:**

1. **RESOLUTION ADOPTING AN INTERLOCAL COOPERATIVE AGREEMENT WITH UTAH DIVISION OF JUVENILE JUSTICE SERVICES (JJS) REGARDING THE CONSTRUCTION OF A FENCE ALONG DEPOT DRIVE, OGDEN – RESOLUTION 54-2018.**

Bill Ross, County Community Development Assistant Director, stated that the JJS owns property adjacent to the county's newly constructed Depot Drive. The county is responsible to put in the fence, which is chain link along the east side of Depot Drive. This agreement allows JJS to participate in the project by adding black vinyl coating to the fence and paying the county \$5,430 for that additional material.

Commissioner Ebert moved to adopt Resolution 54-2018 adopting an Interlocal Cooperative Agreement with the Utah Division of Juvenile Justice Services regarding the construction of a fence along Depot Drive in Ogden; Commissioner Jenkins seconded.

Commissioner Ebert – aye; Commissioner Jenkins – aye; Chair Harvey – aye

2. **CONTRACT WITH STOR & MORE LLC REGARDING CONSTRUCTION OF A FENCE ALONG DEPOT DRIVE, OGDEN.**

Bill Ross, County Community Development Assistant Director, noted that this relates to the above item. Stor & More is a private owner on the east and will pay the county \$1,265 for labor and materials to add barbed wire to the fence.

Commissioner Jenkins moved to approve the contract with Stor & More LLC regarding the construction of a fence along Depot Drive in Ogden; Commissioner Ebert seconded.  
Commissioner Ebert – aye; Commissioner Jenkins – aye; Chair Harvey – aye

**3. SUBSTITUTE CONTRACT WITH FFKR ARCHITECTS TO PREPARE DESIGN & CONSTRUCTION DOCUMENTS FOR THE DEMOLITION OF THE WEBER CENTER PARKING STRUCTURE, ARCHITECTURAL DESIGN OF THE WEBER CENTER’S EAST BUILDING ELEVATION, AND DESIGN OF A NEW SURFACE PARKING LOT.**

Sean Wilkinson, County Community Development Director, noted that this contract was before the Commission on 10/16 and since that time Woodbury Corp., a partner in the Weber Center, has given more suggestions that they wanted included in the contract just for clarification. Cost remains the same.

Commissioner Jenkins moved to approve the substitute contract with FFKR Architects to prepare design and construction documents for demolition of the Weber Center parking structure, architectural design of the Weber Center’s east building elevation, and design of a new surface parking lot; Commissioner Ebert seconded.

Commissioner Ebert – aye; Commissioner Jenkins – aye; Chair Harvey – aye

**4. CONTRACT WITH S-BAHN FOR ENTERTAINMENT AT THE 2019 HOF GERMANFEST.**

Duncan Olsen, GSEC General Manager, presented this contract.

Commissioner Jenkins moved to approve the contract with S-Bahn for entertainment at the 2019 Hof Germanfest; Commissioner Ebert seconded.

Commissioner Ebert – aye; Commissioner Jenkins – aye; Chair Harvey – aye

**I. PUBLIC HEARING:**

1.

Commissioner Jenkins moved to adjourn the public meeting and convene the public hearing; Commissioner Ebert seconded.

Commissioner Ebert – aye; Commissioner Jenkins – aye; Chair Harvey – aye

**2. PUBLIC HEARING TO CONSIDER AND/OR TAKE ACTION ON A REQUEST TO VACATE A 14-FOOT PUBLIC UTILITY EASEMENT LOCATED ON LOT 23 OF WEST HILLS SUBDIVISION.**

Felix Lleverino, of the County Planning Division, stated that upon reviewing the applicant’s request to build a storage building in his backyard a public utility easement was found. The applicant chose to go through the vacation process and vacate the easement which is about 145 feet back from the property line. County Engineering made a site visit and found no drainage lines along there. The applicant provided letters from Rocky Mountain Power, Dominion Energy, Taylor West Weber Water, and Century Link stating that they are fine with abandoning all rights across the easement. Staff recommends approval of the item based on the conditions and findings stated on the report. The applicant had no comment.

3. Public comments: Chair Harvey invited public comments and none were offered.

4.

Commissioner Ebert moved to adjourn the public hearing and reconvene the public meeting; Commissioner Jenkins seconded.

Commissioner Ebert – aye; Commissioner Jenkins – aye; Chair Harvey – aye

**5. ACTION ON PUBLIC HEARING: I.2-VACATE A 14-FOOT PUBLIC UTILITY EASEMENT ON LOT 23 OF WEST HILLS SUBDIVISION – ORDINANCE 2018-20.**

Commissioner Ebert moved to adopt Ordinance 2018-20 vacating a 14-foot public utility easement located 145 feet 5 inches south from the front property line within Lot 23 of West Hills Subdivision; Commissioner Jenkins seconded.

Commissioner Ebert – aye; Commissioner Jenkins – aye; Chair Harvey – aye

**J. COMMISSIONER COMMENTS:** None.

**K. ADJOURN:**

Commissioner Ebert moved to adjourn at 11:22 a.m.; Commissioner Jenkins seconded.

Commissioner Ebert – aye; Commissioner Jenkins – aye; Chair Harvey – aye

Attest:

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James “Jim” H. Harvey, Chair  
Weber County Commission

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Ricky D. Hatch, CPA  
Weber County Clerk/Auditor