

**MINUTES  
OF THE BOARD OF COMMISSIONERS OF WEBER COUNTY**

Tuesday, November 27, 2012 - 5:30 p.m.  
2380 Washington Blvd., Ogden, Utah

*In accordance with the requirements of Utah Code Annotated Section 52-4-7(1)(d), the County Clerk records in the minutes the names of all citizens 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.*

**COMMISSIONERS PRESENT:** Craig L. Dearden, Chair, Jan M. Zogmaister and Kerry W. Gibson.

**OTHERS PRESENT:** David C. Wilson, Deputy County Attorney; Lynn D. Taylor, of the Clerk/Auditor's Office; and Fátima Fernelius, of the Clerk/Auditor's Office, who took minutes.

- A. **WELCOME** - Chair Dearden
- B. **PLEDGE OF ALLEGIANCE** - Shelly Halacy
- C. **THOUGHT OF THE DAY** - Commissioner Zogmaister

**D. PRESENTATION OF SAVANNAH LANDCASTER AS THE 2013 MISS WEBER COUNTY**

Pat Pocé, Director of Miss Weber County Pageant, thanked the commissioners for allowing Weber County to be a part of this pageant. Ms. Landcaster stated that this is a great opportunity and that she will promote this program.

**E. CONSENT ITEMS:**

1. Purchase Orders for \$71,069.94
  2. Minutes for the meetings held on November 6, 13 and 20, 2012
  3. Set the first public hearing for December 11, 2012, 10 a.m., to consider potential projects for which funding may be applied for under the 2013 CDBG program
  4. Set public hearing for Tues., December 18, 2012, 10 a.m., on amendments to the County 2012 budget
  5. ACH payment to US Bank for \$73,023.44 for purchasing card transactions made through 11/15/2012
  6. Donate evidence bicycles from Sheriff's Office to The Bicycle Collective of Utah from this point forward
- Commissioner Gibson moved to approve the consent items; Commissioner Zogmaister seconded, all voting aye.

**F. ACTION ITEMS:**

1. **CONTRACT WITH JOHNSON CONTROLS FOR A PLANNED/PREVENTATIVE MAINTENANCE ON HVAC SYSTEMS IN THE WEBER CENTER. THIS AGREEMENT ALSO PROVIDES EMERGENCY SERVICES TO THE WEBER CENTER SYSTEMS. CONTRACT C2012-215**

Nate Pierce, County Operations Director, presented this contract renewal, which is for five years. The cost for the first year is \$4,329 and then increases 3%/year for the remaining term. A significant amount of money was saved the county this year through Johnson Controls when the HVAC experienced problems.

Commissioner Zogmaister moved to approve Contract C2012-215 with Johnson Controls for a Planned/Preventative Maintenance on HVAC systems in the Weber Center; Commissioner Gibson seconded, all voting aye.

2. **LAND LEASE AGREEMENT WITH WEBER STATE UNIVERSITY (WSU) FOR ICE SHEET EXPANSION - CONTRACT C2012-216**

Chair Dearden stated that the county has an agreement with WSU regarding the joint operation and use of the Ice Sheet owned by the county and constructed upon land owned by WSU. The county desires to construct/operate an Ice Sheet expansion and this contract sets forth those terms.

Commissioner Gibson moved to approve Contract C2012-216 with Weber State University for the Ice Sheet expansion; Commissioner Zogmaister seconded, all voting aye.

**3. RESOLUTION APPOINTING MEMBERS TO WEBER COUNTY FAIR ADVISORY BOARD - RESOLUTION 25-2012**

Jan Wilson, of the Weber County Fair, stated that the terms of five board members will expire in December and the board would like to reappoint them. Ms. Wilson indicated that there are still two additional vacancies that the board can fill. She said that WACOG makes the appointment for the mayor and Mayor Hendrix’s appointment is subject to their action.

Commissioner Zogmaister moved to adopt Resolution 25-2012 making the following appointments to the Weber County Fair Advisory Board: reappointing Mayor Richard Hendrix (subject to WACOG’s appointment) and Larry Hansen to 1-year terms expiring 12/31/2013, Gene Greenfield, Lynn Moyes and Mike Mathieu to 4-year terms expiring 12/31/2016, and appointing Craig Dearden to a 1-year term; Commissioner Gibson seconded.

Roll Call Vote:

Commissioner Zogmaister.....aye  
Commissioner Gibson .....aye  
Chair Dearden.....aye

**4. CONTRACT WITH CAPITOL INTL. PRODUCTIONS INC/HAAI, INC. FOR THE LIVE SHARK EXHIBIT AT THE 2013 WEBER COUNTY FAIR - CONTRACT C2012-217**

Jan Wilson, of the Weber County Fair, presented this contract for \$9,000.

Commissioner Zogmaister moved to approve Contract C2012-217 with Weber Capitol Intl. Productions Inc./HAAI, Inc. for the Live Shark Exhibit at the 2013 Weber County Fair; Commissioner Gibson seconded, all voting aye.

**5. CONTRACT WITH ANIMAL SPECIALTIES FOR A PETTING ZOO AT THE 2013 WEBER COUNTY FAIR - CONTRACT C2012-218**

Jan Wilson, of the Weber County Fair, presented this contract for \$5,000.

Commissioner Gibson moved to approve Contract C2012-218 with Animal Specialties for a Petting Zoo at the 2013 Weber County Fair; Commissioner Zogmaister seconded, all voting aye.

**G. PUBLIC HEARING (began at 600 p.m.)**

1. Commissioner Gibson moved to adjourn the public meeting and convene the public hearing; Commissioner Zogmaister seconded, all voting aye.

**2. PUBLIC HEARING TO TAKE PUBLIC INPUT ON THE WEBER COUNTY 2013 TENTATIVE BUDGET**

Dan Olsen, County Comptroller, expressed thanks to everyone involved in the budget process. The three main factors of the economy—job, housing and consumer markets—are showing positive signs in comparison to last year. The county has managed personnel costs in the last few years by not filling vacancies as employees quit or retired. The Sheriff’s Office has had an 11% staff reduction in the last three years. For 2013 there is a 2-3% growth anticipated in major tax revenue sources. Three staff positions will be added, four part-time staff hours increased, and there is a 2% COLA and merit increases. Total revenues for 2013 are \$129.5 million. Mr. Olsen noted that the county received a federal grant for about \$10 million for flood mitigation projects that are ongoing. The total budget expenditures are \$138 million, an increase from last year due to the Ice Sheet expansion, the flood mitigation projects and streets and public improvements—2013 is the first year the county will make significant expenditures in awarding grants to local governments from the ¼ cent sales tax for transportation projects.

Mr. Olsen noted that when Sheriff Terry Thompson came into office in 2011 he reviewed the contracts with the eight cities of the county to which the county provides law enforcement services. Due to population growths over the years, those cities have been receiving a lot more services than they have been paying for. It was determined that the county was subsidizing the services from the General Fund to those cities and the unincorporated areas of the county for about \$1.763 million. The county will no longer subsidize the services and lowered its budget by that amount for 2013, resulting in a tax reduction county-wide. For residents/businesses in unincorporated areas there will be a new line on the tax bill, Municipal Services Area, and that tax rate will equal the reduction in the General Fund, thus between those two items the tax amount does not change. Mr. Olsen noted that the biggest subsidy was to the unincorporated areas (there were 14 deputies assigned but the county was paying for 6) and the county has determined it can pay for 10, an increase of \$420,000, which cannot come from the General Fund. The funds will come from the Municipal-type services, according to State Code (§17-34), which Mr. Olsen outlined.

Commissioner Gibson clarified that the truth in taxation statute does not allow the inclusion in the notice that there is a decrease by the same amount. He explained that there is no net change but simply a shifting from one line to another in order to address the Municipal Services. Chair Dearden concurred stating that there is no tax increase.

Chair Dearden invited public comments and George Miller asked if the budget is available to the public and Chair Dearden stated that it is on the county's website. Commissioner Zogmaister appreciates that someone wants to look at the budget, noting that so much work has gone into it.

3. Commissioner Zogmaister moved to adjourn the public hearing and reconvene the public meeting; Commissioner Gibson seconded, all voting aye.

4. **ACTION ON PUBLIC HEARING: G.2. - ON THE WEBER COUNTY 2013 TENTATIVE BUDGET**

No action is necessary.

**H. ASSIGN PLEDGE OF ALLEGIANCE & THOUGHT OF THE DAY FOR TUESDAY, DECEMBER 4, 2012, 10 A.M.**

**I. PUBLIC COMMENTS: None**

**J. ADJOURN**

Commissioner Gibson moved to adjourn at 6:25 p.m.; Commissioner Zogmaister seconded, all voting aye.

Attest:

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Craig L. Dearden, Chair  
Weber County Commission

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Ricky D. Hatch, CPA  
Weber County Clerk/Auditor