

MINUTES
WEBER COUNTY COMMISSION
Tuesday, November 28, 2017 - 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 Ebert, Kerry W. Gibson and Jim Harvey.

OTHER STAFF PRESENT: Ricky D. Hatch, County Clerk/Auditor; Bryan Baron, Deputy County Attorney; and Fátima Ferneliuss, of the Clerk/Auditor's Office, who took minutes.

- A. **WELCOME** – Chair Ebert
- B. **MOMENT OF SILENCE**
- C. **PLEDGE OF ALLEGIANCE** – Scott Parke
- D. **THOUGHT OF THE DAY** – Commissioner Gibson

E. CONSENT ITEMS:

- 1. Warrants #1272-1279 and #423130-423353 in the amount of \$327,450.48.
- 2. Purchase orders in the amount of \$219,916.30.

Commissioner Harvey moved to approve the consent items; Commissioner Gibson seconded.
Commissioner Gibson – aye; Commissioner Harvey – aye; Chair Ebert – aye

F. ACTION ITEM:

RESOLUTION TO PURSUE LEGAL ACTION AGAINST MANUFACTURERS AND DISTRIBUTORS OF OPIOIDS – RESOLUTION 49-2017.

Commissioner Gibson stated that the opioid crisis has been receiving a lot of national and state-wide attention. He read the letter from Utah Speaker of the House, Greg Hughes who encouraged counties at the recent UAC conference to move forward with their intent to take action on this critical issue and to confront the carnage that opioids have created in our community. In response to this crisis, President Trump declared this as a nation-wide public health emergency, and the Centers for Disease Control and Prevention have warned that the U.S. is experiencing a public health epidemic. In Utah we know that 4 out of 5 heroin users started down the road of addiction through prescribed opioid pain medication and over 30 Utahans a month are dying as a result of opioid overdoses. The State continues to prioritize tens of millions of dollars annually to law enforcement and many other programs in an attempt to help those who are immersed in this crisis. Speaker Hughes continued that it has become clear that we need to take this fight to those who have profited by bringing 95% of their products to a country that makes just 5% of the world's population. These drug manufacturers have marketed their products to physicians and the public with messages that they knew were false.

Commissioner Gibson read the county's resolution which included that: in 2016 there were nearly 215 million prescriptions for opioids in the U.S.; in 2015 nearly 12.5 million Americans non-medically used prescription painkillers; everyday over 1,000 people are treated in emergency departments for misusing prescription opioids; 91 Americans die every day from an opioid overdose; opioids are responsible for ¾ of all prescription drug overdoses; nearly 1 in 3 Utah adults were prescribed an opioid painkiller; and in 2014 Utah ranked 4th highest in the U.S. for drug overdose. At least 12 states and many more counties have commenced litigation in the past two years against manufacturers and distributors of opioids and this resolution calls for Weber County Commission to pursue legal action against said drug manufacturers and distributors by 12/31/2017. Commissioner Harvey preferred having a broader date to be able to live up to the commitment. The other two commissioners and Mr. Baron felt that the date is non-binding and is a soft date. The commissioners expressed their strong support of this action.

Commissioner Harvey moved to adopt Resolution 49-2017 to pursue legal action against manufacturers and distributors of opioids with the date of January 31, 2018 as the date to commence legal action; Commissioner Gibson seconded stating that with the Commission's fiduciary responsibility for taxpayer funds and personal lives of individuals, we cannot afford what this crisis is doing to our communities.
Commissioner Gibson – aye; Commissioner Harvey – aye; Chair Ebert – aye

G. PUBLIC HEARING (begins at 6:00 p.m.):

1.

Commissioner Gibson moved to adjourn the public meeting and convene the public hearing; Commissioner Harvey seconded.
Commissioner Gibson – aye; Commissioner Harvey – aye; Chair Ebert – aye

2. **PUBLIC HEARING TO RECEIVE PUBLIC COMMENTS ON THE WEBER COUNTY 2018 TENTATIVE BUDGET.**

Scott Parke, County Comptroller, stated that the tentative budget was posted on the county’s website on 11/1/2017 for review. Today’s meeting is to take public comment. He gave a slide presentation that included what property taxes pay for, how government is funded. He also showed the revenues and expenditures for the General Fund, Municipal Services, the Library Fund, Paramedic Fund, and Health Fund with their 5-year forecasts. The last Standard & Poor’s review included that the county has strong management with good financial practices and very strong budgetary flexibility. Because the county has a healthy fund balance, it is able to put funds aside to cover debt service and plan for the future.

Chair Ebert invited public comments and none were offered.

3. **PUBLIC HEARING REGARDING A PROPOSAL TO AMEND SECTIONS OF COUNTY CODE: APPLICABILITY (108-2-3) & OGDEN VALLEY RECREATION & RESORT ZONE (108-8-5 AND 108-8-13) TO ALLOW THE LAND USE AUTHORITY TO MODIFY THE APPLICABILITY OF CERTAIN PROVISIONS OF LAND USE CODE IN OGDEN VALLEY DESTINATION & RECREATION RESORT ZONE, WHERE A MASTER PLAN HAS BEEN APPROVED.**

Steve Burton, of County Planning, stated that the changes are minor and had been noncontroversial. Three sections allow the Planning Commission to modify the applicability of certain standards only for master planned communities in the DRR-1 Zone—parking, Ogden Valley landscape and Screening and Signage. Today’s amendments are specific to the first two standards. The most significant change replaces the words “Planning Commission” with Land Use Authority. Other changes simply provide clarity. On 10/24/2017 the Ogden Valley Planning Commission recommended approval based upon the following findings: 1) The changes cause no adverse effect on the intent of the General Plan, 2) The clarifications will provide a more efficient administration with the Land Use Code, and 3) The changes will enhance the general welfare of the residents.

4. Public comments: Chair Ebert invited public comments and none were offered.

5.

Commissioner Harvey moved to adjourn the public hearing and convene the public meeting; Commissioner Gibson seconded.
Commissioner Gibson – aye; Commissioner Harvey – aye; Chair Ebert – aye

6. **ACTION ON PUBLIC HEARINGS:**

G.2.-PUBLIC COMMENTS ON THE WEBER COUNTY 2018 TENTATIVE BUDGET.

The tentative budget was passed previously so no action was necessary.

G.3-AMEND WEBER COUNTY CODE: APPLICABILITY (108-2-3) AND OGDEN VALLEY RECREATION AND RESORT ZONE (108-8-5 AND 108-8-13) - ORDINANCE 2017-33.

Commissioner Gibson moved to adopt Ordinance 2017-33 amending the following sections of Weber County Code: Applicability (108-2-3) and Ogden Valley Recreation and Resort Zone (108-8-5 and 108-8-13) to allow the Land Use Authority to modify the applicability of certain provisions of the Land Use Code in the Ogden Valley Destination and Recreation Resort Zone, where a master plan has been approved; Commissioner Harvey seconded.
Commissioner Gibson – aye; Commissioner Harvey – aye; Chair Ebert – aye

I. **PUBLIC COMMENTS:** None.

J. **ADJOURN**

Commissioner Harvey moved to adjourn at 6:47 p.m.; Commissioner Gibson seconded.
Commissioner Gibson – aye; Commissioner Harvey – aye; Chair Ebert – aye

Attest:

James Ebert, Chair
Weber County Commission

Ricky D. Hatch, CPA
Weber County Clerk/Auditor