

MINUTES
WEBER COUNTY COMMISSION
Tuesday, December 14, 2021 – 10:00 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: Marty Smith

C. INVOCATION: Scott Parke

D. THOUGHT OF THE DAY: Commissioner Froerer counseled on cherishing friendships, relationships.

E. CONSENT ITEMS:

1. Warrants #4757-4787, #464072-464218 and #132 in the amount of \$1,206,540.07.
2. Warrants #4788-4822, #464219-464368, #133,134, and 120321 in the amount of \$2,354,274.82
3. Purchase orders in the amount of \$2,257,216.28.
4. ACH payment to USBank in the amount of \$195,666.45.
5. Surplus seats from Peery's Egyptian Theater.
6. Surplus concessions equipment from the Golden Spike Event Center.
7. Public hearing on December 21, 2021 to consider potential projects for which funding may be applied for under the CDBG program for 2022.
8. Contract with the Egyptian Theatre Foundation to hold the Polar Express at the Peery's Egyptian Theater. 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 FINAL READING OF ORDINANCE 2021-30 OF THE COUNTY COMMISSIONERS OF WEBER COUNTY AMENDING CERTAIN PROVISIONS OF THE PURCHASING CODE.**

Jason Horne (Purchasing): (First reading conducted during Weber County Commission meeting held on November 30th, 2021)

Commissioner Jenkins moved approve to final reading of Ordinance 2021-30 of the County Commissioners of Weber County amending certain provisions of the purchasing code; Commissioner Froerer seconded.
Roll Call Vote: Commissioner Froerer – aye; Commissioner Jenkins – aye; Chair Harvey – aye

2. **APPROVAL OF PURCHASE ORDER WITH AUTOMATION DESIGN & SERVICE FOR UPGRADE ON THE DOOR CONTROL SYSTEM IN THE WEBER COUNTY CORRECTIONAL FACILITY:**

Jason Horne (Purchasing): this item was already approved in the Consent Items. No further action required.

3. **APPROVAL OF NEW ELECTIONS REDISTRICTING MAPS.**

Daniel Wade (Elections): Ogden School District boundaries will be redrawn; responsibility falls on the board. Commission responsibilities (list?)

Commissioner Froerer moved for approval of new elections redistricting maps; Chairman Harvey seconded.
Commissioner Froerer – aye; Commissioner Jenkins – no; Chair Harvey – aye

4. **APPROVAL OF ORDINANCE 2021-29 TO VACATE THE 10-FOOT PUBLIC UTILITY EASEMENT, LOCATED ALONG THE NORTH SIDE OF LOT 2 OF THE LAKE VIEW ESTATES, 1282 N 7100 E, EDEN- (UVL110121).**

Felix Lleverino (Planning): This item was discussed during Public Hearing on November 30th, 2021.

Commissioner Jenkins moved for approval of Ordinance 2021-29 to vacate the 10-foot public utility easement, located along the north side of lot 2 of the Lake View Estates, 1282 N 7100 E, Eden- (UVL110121); Commissioner Froerer seconded.

Roll Call Vote: Commissioner Froerer – aye; Commissioner Jenkins – aye; Chair Harvey – aye

5. **APPROVE CONTRACT WITH ARBINGER INSTITUTE TO PROVIDE TRAINING ON THEIR OUTWARD MINDSET MATERIAL TO THE EMPLOYEES OF THE WEBER COUNTY SHERIFF'S OFFICE.**

Chief Aaron Perry (Sheriff's Office): This agreement has potential to significantly change the culture at Sheriff's Office. Under agreement, Arbringer Institute will implement a series of training and coaching to executive staff, with long term plan to sustain training. Funded by a grant.

Commissioner Jenkins moved to approve contract with Arbinger Institute to provide training on their outward mindset material to the employees of the Weber County Sheriff's Office; Commissioner Froerer seconded. Commissioner Froerer – aye; Commissioner Jenkins – aye; Chair Harvey – aye

6. **RESOLUTION 52-2021 OF THE COUNTY COMMISSIONERS OF WEBER COUNTY APPOINTING A MEMBER TO THE UTAH ASSOCIATION OF COUNTIES BOARD.**

Commissioner Harvey: recommend Commissioner Scott Jenkins continues to serve on the UAC Board.

Commissioner Froerer moved for approval of Resolution 52-2021 of the County Commissioners of Weber County appointing a member to the Utah Association of Counties Board; Commissioner Froerer seconded. Roll Call Vote: Commissioner Froerer – aye; Commissioner Jenkins – aye; Chair Harvey – aye

7. **APPROVAL OF AGREEMENTS WITH THE FOLLOWING INDIVIDUALS TO PERFORM CIVIL COMMITMENT EVALUATIONS.**

Michael Roundy
Dennis Smith
Rhett Potter
Todd Soutor

Chris Crockett (Attorney): Contracts will establish rates and billing cycles.

Commissioner Froerer moved approve to agreements with the following individuals to perform Civil Commitment Evaluations; Commissioner Jenkins seconded. Commissioner Froerer – aye; Commissioner Jenkins – aye; Chair Harvey – aye

8. **APPROVAL OF RESOLUTION 53-2021 OF THE COUNTY COMMISSIONERS OF WEBER COUNTY APPOINTING MEMBERS TO THE WEBER-MORGAN BOARD OF HEALTH:**

Brian Cowan (Health Administration): Four terms expiring 12/31/2021. Reappoint Dr Frank Brown & Alicia Martinez. New appointments Jason Bourne and Doug Jacobs.

Commissioner Froerer moved to hold Resolution 53-2021 of the County Commissioners of Weber County appointing members to the Weber-Morgan Board of Health until next week to allow closure of open discussion on board structure; no issue with names presented; Commissioner Jenkins seconded. Roll Call Vote: Commissioner Froerer – aye; Commissioner Jenkins – aye; Chair Harvey – nay

9. **APPROVAL OF CONTRACT WITH THE GRAND THEATER, INC., FOR A PERFORMANCE OF "5 CAROLS FOR CHRISTMAS" HELD AT THE GRANDE THEATER.**

Kassi Bybee (OECC): This is a new contract for the show being held at the Grand Theater, at their invitation.

Commissioner Froerer moved to approve a contract with the Grand Theater, Inc., for a performance of "5 Carols for Christmas" held at the Grande Theater; Chairman Harvey seconded. Commissioner Froerer – aye; Commissioner Jenkins – no; Chair Harvey – aye

10. **APPROVAL OF RESOLUTION 54-2021 OF THE COUNTY COMMISSIONERS OF WEBER COUNTY REQUESTING THAT THE UNITED STATES OF AMERICA PRESERVE RESTRICTIONS ON THE USE OF CERTAIN PARCELS OF PROPERTY NEAR THE WEBER COUNTY FAIRGROUNDS.**

Jennifer Graham (Asst Director, Culture, Parks, & Rec): Communication to both Ogden City and representatives and legislatures to uphold restrictions if quit claim deed taken out of contingencies.

Commissioner Froerer moved to approve of Resolution 54-2021 of the County Commissioners of Weber County requesting that the United States of America preserve restrictions on the use of certain parcels of property near the Weber County Fairgrounds; Commissioner Jenkins seconded.
Roll Call Vote: Commissioner Froerer – aye; Commissioner Jenkins – aye; Chair Harvey – aye

11. APPROVE FIRST READING OF AN ORDINANCE OF THE COUNTY COMMISSIONERS OF WEBER COUNTY UPDATING COUNTY PARK FEES- (16-2-3).

Marty Smith (Director, Parks & Rec): Cost increases across multiple fronts drive a need to raise fees; additionally, new services being provided need fee coverage.

Commissioner Jenkins moved to approve first reading of an Ordinance of the County Commissioners of Weber County updating County Park Fees- (16-2-3); Commissioner Froerer seconded.
Roll Call Vote: Commissioner Froerer – aye; Commissioner Jenkins – aye; Chair Harvey – aye

12. APPROVAL OF FIRST READING OF AN ORDINANCE OF THE COUNTY COMMISSIONERS OF WEBER COUNTY UPDATING PUBLIC INFRASTRUCTURE FEES- (16-2-17).

Chris Crockett (Attorney): Proposed \$3k fee for PID reviews/actions with provisions to recoup any additional costs.

Commissioner Jenkins moved for approval of first reading of an Ordinance of the County Commissioners of Weber County updating Public Infrastructure Fees- (16-2-17); Commissioner Froerer seconded.
Commissioner Froerer – aye; Commissioner Jenkins – aye; Chair Harvey – aye

13. APPROVAL OF FIRST READING OF AN ORDINANCE OF THE COUNTY COMMISSIONERS OF WEBER COUNTY UPDATING CLERK/AUDITOR FEES- (16-2-2):

Scott Parke (Comptroller): Proposed Marriage License fee increase of \$10. Certified copy of Marriage Licenses fees to change to \$9 for first copy, \$5 for each additional. Passport photos fee lowering to \$10 for first photo and \$5 for each additional photo.

Commissioner Froerer moved to approve first reading of an Ordinance of the County Commissioners of Weber County updating Clerk/Auditor Fees- (16-2-2); Commissioner Jenkins seconded.
Commissioner Froerer – aye; Commissioner Jenkins – aye; Chair Harvey – aye

14. APPROVAL OF RESOLUTION 55-2021 ADOPTING THE WEBER COUNTY PROPERTY TAX INCREASE FOR CALENDAR YEAR 2022.

Scott Parke (Comptroller): (Public Hearing for this tax increase was held November 23rd, 2021). Item 14 & 15 go together. Amendments to proposed budget presented at Public Hearing:

- New grant of \$200k for Center of Excellence
- Rent at Weber Center to cover space needed for public defenders and attorneys, \$193k.
- Minor salary adjustments from personnel changes.

Commissioner Froerer moved to approve Resolution 55-2021 adopting the Weber County Property Tax Increase for Calendar Year 2022; Chairman Harvey seconded.
Roll Call Vote: Commissioner Froerer – aye; Commissioner Jenkins – no; Chair Harvey – aye

15. APPROVAL OF RESOLUTION 56-2021 ADOPTING THE OPERATING AND CAPITAL BUDGETS OF WEBER COUNTY FOR CALENDAR YEAR 2022.

Scott Parke (Comptroller): see above.

Commissioner Jenkins moved to approve of Resolution 56-2021 of the County Commissioners of Weber Resolution adopting the Operating and Capital Budgets of Weber County for Calendar Year 2022; Commissioner Froerer seconded.
Roll Call Vote: Commissioner Froerer – aye; Commissioner Jenkins – aye; Chair Harvey – aye

G. PUBLIC HEARINGS:

1. Request for a motion to adjourn meeting and convene public hearings.

Commissioner Froerer moved to adjourn the public meeting and convene public hearings, 11:03 a.m.; Commissioner Jenkins seconded.

2. Public hearing to discuss amendments to the operating and capital budget of Weber County for the 2021 calendar year.

Scott Parke (Comptroller):

- \$1.7M for transfer station equipment
 - Previously had been leasing this equipment
 - Direct purchase saves \$40k/year over the next five years.
- Grants received
 - \$500k for chairs at Perry’s Egyptian Theater
 - RAMP grant at shooting complex
 - Trauma screening at Children’s Justice Center
 - CARES ACT budget in General Fund, then ARPA fund arrived.
 - CARES ACT expenditures moved under ARPA then decision made to keep those two separate.
 - Need to move CARES ACT expenditures back to General Fund
- Buildings Inspection revenues used to pay contractors to inspect
- Golden Spike concessions revenue to be used for additional products to sell
- Extra principle payments come in on special assessment area bond.
 - Some residents paid off early, extra money goes back to bond holders
- Emergency repair to Animal Shelter washer and dryer.
- Transfers: One time payroll savings moving to capitals project funds

3. Public hearing to consider and take action on a request for approval of the 1st Amendment to the Snowbasin Development Agreement- (ZDA 2021-02).

Steve Burton (Planning): Planning Commission recommended approval. Proposed changes:

- Allow a change to a concept plan without legislative approval.
- Eliminate limitations on commercial density, including hotels, in ski areas A & B
 - Hotel would count as 1/3 of a unit
 - Workforce housing would not count against their pool of units

Jim Hill (VP of Development, Grand America Hotels and Resorts, parent company of Snow Basin)

4. Public hearing on a request for water service within the proposed Trapper’s Loop Water Improvement District.

Chris Crockett (Attorney): The request is the first step in the process for providing a new service. The County decides either to provide that service itself or decline. If the County declines, that is statutory authorization to file petition to create a local district that would provide that service.

Commissioner Jenkins: Snow Basins location makes it very difficult for Weber County to provide this service.

5. Public Comments: None.

6. Request for a motion to adjourn public hearings and reconvene public meeting.

Commissioner Jenkins moved to adjourn the public hearings and reconvene public meeting, 11:21 am; Commissioner Froerer seconded.

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

7. Action on public hearing:

G2- Request for approval of Resolution 57-2021 amending the operating and capital budget of Weber County for the 2021 calendar year.

Commissioner Jenkins moved to approve of Resolution 57-2021 of the County Commissioners of Weber Resolution adopting the Operating and Capital Budgets of Weber County for Calendar Year 2022; Commissioner Froerer seconded.

Roll Call Vote: Commissioner Froerer – aye; Commissioner Jenkins – aye; Chair Harvey – aye

G3- Request for approval of the 1st Amendment to the Snowbasin Development Agreement- (ZDA 2021-02).

Commissioner Jenkins moved to approve 1st Amendment to the Snowbasin Development Agreement- (ZDA 2021-02); Commissioner Froerer seconded.

Roll Call Vote: Commissioner Froerer – aye; Commissioner Jenkins – aye; Chair Harvey – aye

G4- Request for water service within the proposed Trapper’s Loop Water Improvement District.

Commissioner Froerer moved to deny Resolution 58-2021 of the County Commissioners of Weber Resolution rejecting the request for water service within the proposed Trapper’s Loop Water Improvement District; Commissioner Jenkins seconded.

Roll Call Vote: Commissioner Froerer – aye; Commissioner Jenkins – aye; Chair Harvey – aye

(F) ACTION ITEMS CONTINUED:

16. APPROVAL OF RESOLUTION 59-2021 AUTHORIZING THE CERTIFICATION OF THE PETITION TO CREATE THE TRAPPERS LOOP WATER IMPROVEMENT DISTRICT.

Commissioner Froerer moved to approve of Resolution 59-2021 of the County Commissioners of Weber County authorizing the certification of the petition to create the Trappers Loop Water Improvement District; Commissioner Jenkins seconded.

Roll Call Vote: Commissioner Froerer – aye; Commissioner Jenkins – aye; Chair Harvey – aye

H. COMMISSIONER COMMENTS:

1. Stall of Fame: Christy Bingham.


I. ADJOURN

Commissioner Froerer moved to adjourn at 11:31a.m.; Commissioner Harvey 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