

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

Tuesday, August 18, 2015 - 10:10 a.m.

Commission Chambers, 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: Kerry W. Gibson, Chair, James Ebert and Matthew G Bell

OTHERS PRESENT: Ricky D. Hatch, County Clerk/Auditor; David C. Wilson, Deputy County Attorney; and Fátima Ferneliuss, of the Clerk/Auditor's Office, who took minutes.

- A. **WELCOME** – Chair Gibson
- B. **INVOCATION** – Sean Wilkinson
- C. **PLEDGE OF ALLEGIANCE** – John Bond
- D. **THOUGHT OF THE DAY** – Commissioner Bell

E. CONSENT ITEMS:

1. Purchase orders for \$141,403.84
2. Warrants #323946-#324139 for \$2,657,026.32
3. Minutes for the meeting held on August 11, 2015
4. Amendment to contract with Logan Simpson Design, Inc. to update the Ogden Valley General Plan – Contract C2015-315

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

Commissioner Bell – aye; Commissioner Ebert – aye; Chair Gibson – aye

H. PUBLIC COMMENTS: All comments were related to item F.5 (local option sales tax for transportation funding).

Mark Johnson, Chief Administrative Officer of Ogden City, stated that several years ago the city realized there were huge issues with its underground infrastructure, which had been neglected for many years, but had no funds available and it got progressively worse. They raised rates and bonded and began updating the underground infrastructure. The city has the same concerns for sidewalks, roads and other surface infrastructure and has no funds available. It is about \$30 million behind in work for sidewalks, curb/gutter and roads, and feels that the proposal by the legislature is an important and fair way to start to catch up on that work. They encourage the county to place the item on the November ballot.

Jerry Benson, Utah Transit Authority (UTA) Vice President of Operations/new interim Director and General Manager, stated that the message from the UTA Board of Trustees is that the emphasis, as it relates to new funding, is to provide more frequent service and more weekend coverage, better bus stops/amenities and shelters. The trustees will address a resolution at the next meeting outlining a public input process related to that service. They want to work closely with the county, municipalities and area transit network users to get input about priorities and improvements. He committed that the UTA will report back to the county next year during its annual update.

Mayor Toby Mileski, of Pleasant View City, stated that his city has an infrastructure problem and desperately needs funding. This is a first step in helping to obtain funding. He encouraged the Commission to place the item on the ballot.

Sylvia Salsbury, of Ogden, agrees that there are infrastructure problems and feels that the sales tax is the more fair tax. She suggested that it be made a tax on non-food items to not burden those struggling.

Mayor Norm Searle, of Riverdale City, spoke in favor of placing the transportation funding measure on the ballot. He said that after the Utah Transportation Coalition was formed over a year ago much research, facts and figures have indicated that there is a need for transportation funding. The League of Cities and Towns passed a resolution, which stated that due to declining motor fuel purchase, improved fuel efficiency and decreasing purchasing power due to inflation, the current use of motor fuel taxes to achieve transportation needs in Utah is outmoded and insufficient. The motor fuel tax has not been increased since 1997.

F.5. - ACTION ON HB 362 REGARDING IMPLEMENTATION OF A LOCAL OPTION SALES TAX FOR TRANSPORTATION FUNDING – RESOLUTION 35-2015

Chair Gibson read the proposed ballot language on the opinion question regarding whether the county should be authorized to impose a quarter-of-one-percent (0.25%) sales and use tax for transportation improvements, such as roads, trails, sidewalks, maintenance, bus and rail service, and traffic and pedestrian safety features, with revenues divided among the county, cities and towns, and the public transit provider within the county. He said that as of today 113 cities throughout the State have passed a resolution encouraging counties to place this on the ballot. Fourteen of Weber County’s 15 cities have forwarded such resolutions to the county. State-wide 17 counties, including Weber, had the item on their agendas or plan on it. He said that the county can either pass the language on to the voters as written by the legislature (and any money generated is dictated by HB 362), or not pass it. He said that he does not like some things in the bill. Douglas Larsen, Weber County Economic Development Partnership Director, believes the bill includes food items. Chair Gibson said that it is clear there is a need in our county as demonstrated by the 14 resolutions, the mayors and others present asking the county to pass this on to the voters to decide. He appreciates that entities would have more local control of the funding.

Commissioner Bell stated that unincorporated Weber County has about 200 miles of roads that need to be maintained. He noted that some people do not like portions of HB 362, but as a whole it is a good thing and citizens should decide. He said that the UTA Board has a comprehensive transit plan for northern Utah and that patrons want more frequent service. A portion of the money would go directly to cities, the county and UTA.

Commissioner Ebert said that a lot of time has been spent on this item. As a commission, they are trying to implement a broad-based vision of community development that results in a higher quality of life. Transportation infrastructure is imperative for economic development, making our community viable, and attracting large businesses. They are committed not to pass these problems on to the next generation. He stated that the commission works with the cities to assess needs and that this decision needs to be made by the people. The commission wants to get the information to the public so they can be informed.

Commissioner Bell moved to adopt Resolution 35-2015 to place the opinion question on the November ballot regarding whether the county should be authorized to impose a quarter-of-one-percent (0.25%) sales and use tax for transportation improvements, such as roads, trails, sidewalks, maintenance, bus and rail service, and traffic and pedestrian safety features, with revenues divided among the county, cities and towns, and the public transit provider within the county; Commissioner Ebert seconded.

Commissioner Bell – aye; Commissioner Ebert – aye; Chair Gibson – aye

F. ACTION ITEMS:

1. RIGHT-OF-WAY CONTRACT FOR 12TH STREET: CHRISTOPHER/KARLIE COOK, PARCEL 99 – CONTRACT C2015-316

Jared Andersen, County Engineer, presented this contract.

Commissioner Bell moved to approve Contract C2015-316, right-of-way contract for 12th Street with Christopher & Karlie Cook, Parcel 99; Commissioner Ebert seconded.

Commissioner Bell – aye; Commissioner Ebert – aye; Chair Gibson – aye

2. CONTRACT MODIFICATION #4 TO PROVIDE ENGINEERING AND DESIGN SUPPORT DURING CONSTRUCTION OF 3500 W WITH HORROCKS ENGINEERS – CONTRACT C2015-317

Jared Anderson, County Engineer, presented this contract for the first phase of the 3500 W project.

Commissioner Bell moved to approve Contract C2015-317 with Horrocks Engineers, Contract Modification #4 to provide engineering/design support during construction of 3500 W; Commissioner Ebert seconded.

Commissioner Bell – aye; Commissioner Ebert – aye; Chair Gibson – aye

3. **RIGHT-OF-WAY CONTRACTS ON 3500 WEST:**

- Alan J & Tamrah Munk, Parcel 107 – Contract C2015-318
- Rick Underwood, Parcel 77 – Contract C2015-319
- Cal & Jacki Sanders, Parcel 31 – Contract C2015-320
- Kregg & Kami Thomassen, Parcel 62 – Contract C2015-321
- Joseph & Norene Surrage, Parcels 131, 136 – Contract C2015-322
- Kevin & Dawn Nordman, Parcel 47 – Contract C2015-323
- Taylor West Weber Water Improvement District, Parcel 84 – Contract C2015-324
- Mardell & Francis Godderidge, Parcel 99 – Contract C2015-325
- David & Kathleen Hess, Parcel 83 – Contract C2015-326

Jared Anderson, County Engineer, presented these contracts for the 3500 W extension project.

Commissioner Bell moved to approve 3500 West right-of-way contracts C2015-318 through C2015-326 as listed; Commissioner Ebert seconded.

Commissioner Bell – aye; Commissioner Ebert – aye; Chair Gibson – aye

4. **RATIFY A CONTRACT WITH RATTLESNAKE DAVE’S WEST TEXAS RATTLESNAKE SHOW FOR THE RATTLESNAKE DAVE’S WEST TEXAS RATTLESNAKE SHOW AT THE 2015 WEBER COUNTY FAIR – CONTRACT C2015-327**

Jan Wilson, of the Weber County Fair, presented this contract for ratification.

Commissioner Bell moved to ratify Contract C2015-327 with Rattlesnake Dave’s West Texas Rattlesnake Show for the Rattlesnake Dave’s West Texas Rattlesnake Show at the 2015 Weber County Fair; Commissioner Ebert seconded.

Commissioner Bell – aye; Commissioner Ebert – aye; Chair Gibson – aye

G. ASSIGN PLEDGE OF ALLEGIANCE & THOUGHT OF THE DAY FOR TUESDAY, AUGUST 25, 2015, 10 A.M.

PUBLIC COMMENTS:

Mayor Brent Taylor, North Ogden City, stated his support for today’s action on item F.5. Because of municipal elections this year, he feels it is a good time to place the item before the voters.

I. ADJOURN

Commissioner Bell moved to adjourn; Commissioner Ebert seconded.

Commissioner Bell – aye; Commissioner Ebert – aye; Chair Gibson – aye

Attest:

Kerry W. Gibson, Chair
Weber County Commission

Ricky D. Hatch, CPA
Weber County Clerk/Auditor