

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

Tuesday, April 23, 2013 - 10:00 a.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:** Kerry W. Gibson, Chair, Jan M. Zogmaister, and Matt G Bell.

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

**A. WELCOME –** Chair Gibson

**B. PLEDGE OF ALLEGIANCE –** David Wilson

**C. THOUGHT OF THE DAY –** Chair Gibson

**D. CONSENT ITEMS:**

1. Purchase Orders for \$142,745.31
2. Warrants #296909- #297121 for \$591,183.94
3. Minutes for the meeting held on April 16, 2013
4. New business licenses
5. Tax Review Committee's recommendation regarding Parcel #LSN 16-207-0003
6. Review Committee's recommendation regarding Parcel #LSN 01-018-0033
7. ACH payment to US Bank for \$70,928.76 for purchasing card transactions through 4/15/2013  
Commissioner Bell moved to approve the consent items; Commissioner Zogmaister seconded, all voting aye.

**E. ACTION ITEMS:**

**1. ACTION ON THE UTAH DIVISION OF WILDLIFE RESOURCES (DWR) PROPOSED LAND ACQUISITION OF THE GASKILL PROPERTY ADJACENT TO OGDEN BAY WATERFOWL MANAGEMENT AREA**

Justin Dolling, Northern Regional Supervisor, showed two area maps. He stated that this is for a 50-acre parcel owned by the Gaskill family and that two family members were present. The property consists of about 18 acres of wetlands and 32 acres that get seasonally inundated. It is just east of the Ogden Bay Waterfowl area and DWR wishes to attach it to the Ogden Bay Waterfowl Management Area. There are no water rights associated with the property. Hooper City considers it undevelopable. Mr. Dolling asked for the Commission's support of this acquisition.

Commissioner Zogmaister moved to support the land acquisition of the Gaskill property adjacent to the Ogden Bay Waterfowl Management Area by the Utah Division Wildlife Resources; Commissioner Bell seconded, all voting aye.

**2. CONTRACT WITH TOP BIRD INC., FOR THE EXTREME PARROT SHOW AT THE 2013 WEBER COUNTY FAIR – CONTRACT C2013-132**

Jan Wilson, of the Weber County Fair, presented this contract for \$5,500.

Commissioner Bell moved to approve Contract C2013-132 with Top Bird Inc.. for the Extreme Parrot Show at the 2013 Weber County Fair; Commissioner Zogmaister seconded, all voting aye.

3. **CONTRACT WITH SHAWN PAULSEN, PHD TO HAVE SHAWN PAULSEN, MASTER HYPNOTIST AT THE 2013 WEBER COUNTY FAIR – CONTRACT C2013-133**

Jan Wilson, of the Weber County Fair, presented this contract for \$4,000.

Commissioner Zogmaister moved to approve Contract C2013-133 with Shawn Paulsen, PhD, Master Hypnotist, for the 2013 Weber County Fair; Commissioner Bell seconded, all voting aye.

4. **CONTRACT WITH BROKEN HEART RODEO COMPANY, LLC TO HAVE BROKEN HEART RODEO COMPANY PRODUCE THE RODEO AT THE 2013 WEBER COUNTY FAIR – CONTRACT C2013-134**

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

Commissioner Bell moved to approve Contract C2013-134 with Broken Heart Rodeo Company, LLC for Broken Heart Rodeo Company to produce the rodeo at the 2013 Weber County Fair; Commissioner Zogmaister seconded, all voting aye.

5. **CONTRACT WITH IHI ENVIRONMENTAL FOR SR-158 WETLAND MONITORING AND REPORTING – CONTRACT C2013-135**

Michael Tuttle, of County Engineering, stated that this is a 5-year requirement for wetlands mitigation for SR-158 & 2200 North where the intersection was realigned and wetlands were impacted.

Commissioner Zogmaister moved to approve Contract C2013-135 with IHI Environmental for SR-158 wetland monitoring and reporting; Commissioner Bell seconded, all voting aye.

6. **FINAL APPROVAL OF SLEEPY HOLLOW SUBDIVISION 1<sup>ST</sup> AMENDMENT (1 LOT), AND THE VACATION OF SLEEPY HOLLOW SUBDIVISION, LOTS 17 AND 18 OF BLOCK 11 OF THE HERMITAGE OF OGDEN CANYON, AND ANY INTEREST THAT THE PUBLIC MAY HAVE OBTAINED TO THE PRIVATE ROADS WHICH ARE WITHIN SLEEPY HOLLOW SUBDIVISION 1<sup>ST</sup> AMENDMENT – ORDINANCE 2013-12**

Sean Wilkinson, of the Weber County Planning Division, stated that the applicant obtained additional property to be added to the existing lot. The acquired property is part of two lots in the Hermitage of Ogden Canyon Subdivision and needs to be vacated as well. There are private roads that were dedicated back in 1919 when Hermitage was originally platted, and the county can vacate any public interest in those roads. The Ogden Valley Planning Commission recommended approval of this item on 10/25/11 and staff also recommends approval.

Commissioner Bell moved to grant final approval of Sleepy Hollow Subdivision 1<sup>st</sup> Amendment and the vacation of Sleepy Hollow Subdivision, Lots 17 and 18 of Block 11 of the Hermitage of Ogden Canyon, and any interest that the public may have obtained to the private roads that are within Sleepy Hollow Subdivision 1<sup>st</sup> Amendment; Commissioner Zogmaister seconded.

Roll Call Vote:

Commissioner Bell.....	aye
Commissioner Zogmaister .....	aye
Chair Gibson .....	aye

**7. SECOND READING OF AN ORDINANCE ADDING CERTAIN FEES TO THE WEBER COUNTY FEE ORDINANCE RELATING TO THE SHERIFF’S OFFICE – ORDINANCE 2013-13**

Steffani Ebert, of the County Sheriff’s Office, briefly presented this item.

Commissioner Bell moved to adopt Ordinance 2013- adding certain fees to the Weber County Fee Ordinance relating to the Sheriff’s Office; Commissioner Zogmaister seconded.

Roll Call Vote:

Commissioner Bell..... ave

Commissioner Zogmaister ..... ave

Chair Gibson ..... aye

**8. CONTRACT WITH EIDE BAILLY (FORMERLY SCHMITT GRIFFITHS SMITH) TO PROVIDE AUDIT SERVICES FOR THE COUNTY’S 2012 ANNUAL FINANCIAL REPORTS – CONTRACT C2013-136**

Dan Olsen, County Comptroller, presented this item and gave a brief overview of the audit process. The fee for this year is \$30,100. He addressed Commissioner Zogmaister’s question stating that the fee has changed every year and those changes were outlined in the original contract.

Commissioner Zogmaister moved to approve Contract C2013-136 with Eide Bailly to provide audit services for the county’s 2012 annual financial reports; Commissioner Bell seconded, all voting aye.

**F. ASSIGN PLEDGE OF ALLEGIANCE & THOUGHT OF THE DAY FOR TUESDAY, APRIL 30, 2013, 10 A.M.**

**G. PUBLIC COMMENTS:** None

**H. ADJOURN**

Commissioner Bell moved to adjourn at 10:27 a.m.; Commissioner Zogmaister seconded, all voting aye.

Attest:

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Kerry W. Gibson, Chair  
Weber County Commission

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Ricky D. Hatch, CPA  
Weber County Clerk/Auditor