

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

Tuesday, May 14, 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, and Jan M. Zogmaister. Matthew G Bell was excused.

**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** – Ricky Hatch

**C. THOUGHT OF THE DAY** – Commissioner Zogmaister

**D. CONSENT ITEMS:**

1. Purchase Orders for \$114,189.00
  2. Warrants #297606- #297824 for \$2,492,956.93
  3. Minutes for the meeting held on May 7, 2013
  4. New business licenses
  5. Surplus an Ingento Paper Cutter from the Assessor's Office
  6. Surplus four Nacho Cheese (pouch) dispensers from the Recreation Facilities
  7. Ratify modification to Contract C2012-182 extending time limit on contract – Contract C2013-150
- Commissioner Zogmaister moved to approve the consent items; Chair Gibson seconded, both voting aye.

**E. ACTION ITEMS:**

1. **INTERLOCAL AGREEMENTS WITH THE LISTED MUNICIPALITIES AND SPECIAL DISTRICT FOR THE 2013 SPECIAL, PRIMARY AND GENERAL ELECTIONS:**

Special District:

Ogden City School District – Contract C2013-151

Municipalities:

Farr West City – Contract C2013-152

Harrisville City – Contract C2013-153

Hooper City – Contract C2013-154

Huntsville Town – Contract C2013-155

Marriott-Slaterville – Contract C2013-156

North Ogden City – Contract C2013-157

Ogden City – Contract C2013-158

Plain City – Contract C2013-159

Pleasant View City – Contract C2013-160

Riverdale City – Contract C2013-161

Roy City – Contract C2013-162

South Ogden City – Contract C2013-163

Uintah – Contract C2013-164

Washington Terrace City – Contract C2013-165

West Haven City – Contract C2013-166

Jennifer Morrell, County Elections Director, presented these contracts for the county to perform election services.

Commissioner Zogmaister moved to approve the above listed Contracts, C2013-151 - C2013-166 for the Special, Primary and General Elections; Chair Gibson seconded, both voting aye.

**2. RESOLUTION APPOINTING A MEMBER TO THE WEBER HOUSING AUTHORITY BOARD – RESOLUTION 11-2013**

Commissioner Zogmaister presented this item. One of the five commissioners has resigned.  
Commissioner Zogmaister moved to adopt Resolution 11-2013 appointing Robert Bischoff to fill Sherm Loosee’s remaining term in the Weber Housing Authority Board; Chair Gibson seconded.  
Roll call vote:  
Commissioner Zogmaister.....aye  
Chair Gibson.....aye

**3. CONTRACT WITH CACHE COUNTY DESIGNATING WEBER COUNTY AS THE LAND USE AUTHORITY FOR THE PORTION OF THE POWDER MOUNTAIN PHASE 1 - CONDITIONAL USE PERMIT 2013-03 - THAT IS IN CACHE COUNTY – CONTRACT C2013-167**

Rob Scott, County Planning Division Director, presented this contract, which includes site plan review and building permit issuance. The portion in Cache County is approximately 3.52 acres.  
Commissioner Zogmaister moved to approve Contract C2013-167 with Cache County designating Weber County as the land use authority for the portion of the Powder Mountain Phase 1 that is in Cache County; Chair Gibson seconded, both voting aye.

**4. CONTRACT WITH SUMMERS & SUMMERS, LLC, TO LEASE PROPERTY ADJACENT TO THE WEBER COUNTY UPPER VALLEY ROAD SHOPS FOR THE STORAGE OF SOILS, ROCK, GRAVEL AND SAND – CONTRACT C2013-168**

Nate Pierce, County Operations Director, presented this contract.  
Commissioner Zogmaister moved to approve Contract C2013-168 with Summers & Summers, LLC, for the lease of property adjacent to the Weber County Upper Valley Road Shops for the storage of soils, rock, gravel and sand; Chair Gibson seconded, both voting aye.

**5. REAL ESTATE SALES AGREEMENT WITH WYATT BURTON FOR PARCEL #15-010-0008 – CONTRACT C2013-169**

Nate Pierce, County Operations Director, noted that this property was declared surplus on 4/30/13.  
Commissioner Zogmaister moved to approve Contract C2013-169. Real Estate Sales Agreement with Wyatt Burton for Parcel #15-010-0008; Chair Gibson seconded, both voting aye.

**7. CONTRACT WITH OGDEN FRIENDS OF ACOUSTIC MUSIC FOR THE RENTAL OF FORT BUENAVENTURA PARK MAY 31-JUNE 2, 2013 FOR A MUSIC FESTIVAL – CONTRACT C2013-170**

Jim Carter, with County Parks, presented this contract for \$1,050.00.  
Commissioner Zogmaister moved to approve Contract C2013-170 with Ogden Friends of Acoustic Music for the rental of Fort Buenaventura Park May 31-June 2, 2013 for a Music Festival; Chair Gibson seconded, both voting aye.

**8. CONTRACT WITH OGDEN FRIENDS OF ACOUSTIC MUSIC FOR THE RENTAL OF NORTH FORK PARK, AUGUST 23-25, 2013 FOR A MUSIC FESTIVAL – CONTRACT C2013-171**

Jim Carter, with County Parks, presented this contract for \$1,200.00.  
Commissioner Zogmaister moved to approve Contract C2013-171 with Ogden Friends of Acoustic Music for the rental of North Fork Park, August 23-25, 2013 for a Music Festival; Chair Gibson seconded, both voting aye.

**9. AMENDMENT TO THE WEBER COUNTY EWP DEBRIS REMOVAL CONSTRUCTION MANAGEMENT CONTRACT WITH CRS CONSULTING ENGINEERS INCORPORATED – CONTRACT C2013-172**

Jared Anderson, County Engineer, noted that the work will be paid for through NRCS with a match from the county of about \$18,750.

Commissioner Zogmaister moved to approve Contract C2013-172, Amendment to the Weber County EWP Debris Removal Construction Management Contract with CRS Consulting Engineers Incorporated; Chair Gibson seconded, both voting aye.

**10. CONTRACT WITH C.E. BUTTERS REALTY & CONSTRUCTION, INC. FOR CONSTRUCTION OF THE WEBER COUNTY EWP BANK PROTECTION SITES, WHICH INCLUDE ALL SITES EAST OF 4700 WEST – CONTRACT C2013-173**

Jared Anderson, County Engineer, noted that the work will be paid for through NRCS with a match from the county of about \$262,079.29.

Commissioner Zogmaister moved to approve Contract C2013-173 with C.E. Butters Realty & Construction, Inc. for construction of the Weber County EWP Bank Protection sites, which include all sites east of 4700 West; Chair Gibson seconded, both voting aye.

**11. CONTRACT WITH CRACAR CONSTRUCTION CO. FOR CONSTRUCTION OF THE WEBER COUNTY EWP BANK PROTECTION SITES, WHICH INCLUDE ALL SITES WEST OF 4700 WEST, AND THE SEDIMENTATION BASIN FOR FORT BUENAVENTURA – CONTRACT C2013-174**

Jared Anderson, County Engineer, noted that the work will be paid for through NRCS with a match from the county of about \$469,120.28.

Commissioner Zogmaister moved to approve Contract C2013-174 with CRACAR Construction Co. for construction of the Weber County EWP Bank Protection sites, which include all sites west of 4700 West, and the Sedimentation Basin for Fort Buenaventura; Chair Gibson seconded, both voting aye.

**F. PUBLIC HEARING:**

1. Commissioner Zogmaister moved to adjourn the public meeting and convene the public hearing; Chair Gibson seconded, both voting aye.
2. **SECOND PUBLIC HEARING TO RECEIVE PUBLIC INPUT ON THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECTS**

Chad Meyerhoffer, of County Engineering, noted that this is the second required public hearing to receive public input regarding projects that were awarded under the 2013 CDBG program. Weber County amended its capital investment plan and applied for funds on behalf of the Weber Housing Authority. This project was successful in the Wasatch Front Regional Council Regional Review Committee ranking process. A copy of the county's capital investment plan is available in the County Planning Division.

Andi Watkins, with Weber Housing Authority, gave an overview of the two CDBG projects to assist low-to-moderate households: 1) purchase land to build Crown Homes and 2) provide homeowner assistance. Chair Gibson invited public comments and none were offered.

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

**4. ACTION ON PUBLIC HEARING:**

**F.2.-SECOND PUBLIC HEARING ON THE COMMUNITY BLOCK GRANT DEVELOPMENT PROJECTS**

Chad Meyerhoffer, of County Engineering, said that the Commission needs to move forward with the projects that were awarded under the 2013 CDBG program.

**6. CONTRACT WITH TNT AUCTION FOR AUCTION SERVICES FOR FLEET VEHICLES AND OTHER EQUIPMENT THAT HAS BEEN DECLARED SURPLUS – CONTRACT C2013-175**

Doug Dickens, with County Operations, presented this contract.

Commissioner Zogmaister moved to approve Contract C2013-175 with TNT Auction for auction services for fleet vehicles and other equipment that has been declared surplus; Chair Gibson seconded, both voting aye.

**G. ASSIGN PLEDGE OF ALLEGIANCE & THOUGHT OF THE DAY FOR TUESDAY, MAY 21, 2013, 10 A.M.**

**H. PUBLIC COMMENTS:** None

**I. ADJOURN**

Commissioner Zogmaister moved to adjourn at 10:29; Chair Gibson seconded, both 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