

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

Tuesday, July 19, 2011 - 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: Jan M. Zogmaister, Chair, and Kerry W. Gibson. Craig L. Dearden was excused.

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

A. WELCOME - Chair Zogmaister

B. PLEDGE OF ALLEGIANCE - Curtis Christensen

C. THOUGHT OF THE DAY - Commissioner Dearden

D. CONSENT ITEMS:

1. Purchase Orders in the amount of \$133,295.48
2. Warrants # 275937- # 276161 in the amount of \$1,120,453.92
3. Minutes for the meetings held on July 12, 2011 and December 7, 2010
4. New business licenses
5. Weber County Parks and Recreation to Surplus and sell 4 Nevco 1500 Scoreboards
Commissioner Gibson moved to approve the consent items; Chair Zogmaister seconded, both voting aye.

E. ACTION ITEMS:

1. CONTRACT WITH WASATCH CORRECTIONAL MEDICAL SERVICES - CONTRACT C2011-138

Reed Richards, Deputy County Attorney, indicated that the county contracted with Wasatch Correctional Medical Services last year for provision of professional medical services to county jail inmates. That contract was for four years. Both parties desire to amend the contract this year. The doctor wishes to increase the amount by \$1,000/month primarily due to his malpractice insurance increasing this year and the dental services cost is higher than anticipated. The county desires to write some specific protocols to address medical issues that have arisen regarding federal inmates and others. This is a 4-year contract and contains an opt-out clause.

Commissioner Gibson moved to approve Contract C2011-138 with Wasatch Correctional Medical Services; Chair Zogmaister seconded, both voting aye.

11. CONTRACTS WITH THE FOLLOWING CITIES TO PROVIDE ANIMAL CONTROL SERVICES:

- West Haven City - Contract C2011-139
- Hooper City - Contract C2011-140
- Huntsville - Contract C2011-141

Reed Richards, Deputy County Attorney, stated that the observation was made over a year ago that the county had been paying far more than its appropriate share based upon the number of animals being picked up in the various cities. An analysis was performed based upon population and actual calls for service.

Based upon discussions with the cities and the County Commission regarding how to appropriately charge the cities for the services, a hybrid system that is half weighted by population and half by calls for service, with an ascribed percentage, will be implemented.

The county will pay the county’s animal control workers, pay for equipment, training, etc., with the total cost allocated to the cities based upon the hybrid system. This system was not completed until April/May 2011 and because cities set their tentative budgets in April and final budgets in June the significant increases that would have started 7/2011 became a problem for the cities. The county already budgeted for this calendar year at the amount that the cities have been paying in the past and Mr. Richards presented the suggestion to the Commission that this cost allocation be phased in two segments--that the first half of the coming year budget (7/1-12/31/11) be charged exactly as has been in the past and to implement the new system as of 1/1/12.

The contracts also give the cities the ability to opt out of the contract if they wish to do so before 12-1-2011. Commissioner Gibson asked what has been the delay with cities signing the contracts. Mr. Richards replied that by the time the final figures were determined, the June council meetings were over and some of the cities only meet once per month. Chair Zogmaister noted that this process has been very open with the cities and that they realize the county has been subsidizing the services.

Contracts with the other cities will be approved as they are received from the cities. Commissioner Gibson moved to approve Contracts C2011-139 through C2011-141 with West Haven City, Hooper City and Huntsville, respectively, for animal control services; Chair Zogmaister seconded, both voting aye.

2. RESOLUTION OF THE WEBER COUNTY COMMISSION APPOINTING MEMBERS TO THE OGDEN VALLEY PLANNING COMMISSION - RESOLUTION 11-2011

Jim Gentry, of the County Planning Division, stated that there is one vacancy on this Commission. Due to last month’s filling of vacancies on this Commission, there was still a good pool of applicants from which to choose.

Commissioner Gibson moved to adopt Resolution 11-2011 appointing Pen J. Hollist to the Ogden Valley Planning Commission with a term ending 6/30/2012; Chair Zogmaister seconded.

Roll Call Vote:
Commissioner Gibsonaye
Chair Zogmaisteraye

3. RESOLUTION OF THE WEBER COUNTY COMMISSION APPOINTING MEMBERS TO THE LIBRARY BOARD - RESOLUTION 12-2011

David Wilson, Deputy County Attorney, stated that there is one vacancy on this board and there were three applicants.

Chair Zogmaister moved to adopt Resolution 12-2011 appointing Eric Jacobson to the Library Board with a term ending 6/30/2015; Commissioner Gibson seconded.

Roll Call Vote:
Commissioner Gibsonaye
Chair Zogmaisteraye

4. RESOLUTION OF THE WEBER COUNTY COMMISSION APPOINTING A MEMBER TO THE WEBER COUNTY TAX REVIEW COMMITTEE - RESOLUTION 13-2011

David Wilson, Deputy County Attorney, noted that there is one vacancy on this committee.

Commissioner Gibson moved to adopt Resolution 13-2011 appointing Darcy Kruitbosch to the Weber County Tax Review Committee with a term ending 7/31/2013; Chair Zogmaister seconded.

Roll Call Vote:

Commissioner Gibsonaye

Chair Zogmaisteraye

5. CONTRACT WITH MIKE VAN ALFEN TO PRODUCE THE DEMOLITION DERBY AT THE WEBER COUNTY FAIR GROUNDS - CONTRACT C2011-142

Jan Wilson, of the Weber County Fair, presented this contract in the amount of \$2,800. The Fair pays the premiums for the drivers.

Commissioner Gibson moved to approve Contract C2011-142 with Mike Van Alfen, to produce the Demolition Derby at the Weber County Fair Grounds; Chair Zogmaister seconded, both voting aye.

6. CONTRACT WITH BLUE SAGE BAND TO PERFORM AT THE WEBER COUNTY FAIR AUGUST 13, 2011 - CONTRACT C2011-143

Jan Wilson, of the County Fair, presented this contract in the amount of \$1,350.

Commissioner Gibson moved to approve Contract C2011-143 with Blue Sage Band to perform at the Weber County Fair on August 13, 2011; Chair Zogmaister seconded, both voting aye.

7. CONTRACT WITH DAVE’S BIG FOOT SHOW TO HAVE DAVE’S BIG FOOT SHOW AT THE WEBER COUNTY FAIR AUGUST 11, 2011 - CONTRACT C2011-144

Jan Wilson, of the County Fair, presented this contract in the amount of \$1,000.

Commissioner Gibson moved to approve Contract C2011-144 with Dave’s Big Foot Show for Dave’s Big Foot Show at the Weber County Fair; Chair Zogmaister seconded, both voting aye.

8. CONTRACT WITH THE STATE OF UTAH TO DISPERSE \$50,000 FROM CDBG GRANTS TO ASSIST WEBER COUNTY HOME OWNERS WITH LOW INTEREST LOANS OF UP TO \$7,500 WITH EMERGENCY HOME REPAIRS - CONTRACT C2011-145

Landon Halverson, of the Weber Housing Authority, stated that Weber County was fortunate in sponsoring Weber Housing Authority for this CDBG grant. The grant is for county residents outside of Ogden City. These loans are at 3% interest for up to five years. When loans are paid, the funds are put back into the program so that it may continue.

Commissioner Gibson moved to approve Contract C2011-145 with the State of Utah to disperse \$50,000 from CDBG grants to assist Weber County home owners with low interest loans of up to \$7,500 with emergency home repairs; Chair Zogmaister seconded, both voting aye.

9. CONTRACT WITH THE STATE OF UTAH FOR \$250,000 CDBG GRANTS TO ASSIST 45 FIRST-TIME HOMEBUYERS WITH \$5,000 IN DOWN PAYMENT ASSISTANCE - CONTRACT C2011-146

Landon Halverson, of Weber Housing Authority, stated that this is the second year Weber Housing has offered this program. Last year there were 96 applicants.

Commissioner Gibson moved to approve Contract C2011-146 with the State of Utah for \$250,000 CDBG grants to assist 45 first-time homebuyers with \$5,000 in down payment assistance; Chair Zogmaister seconded, both voting aye.

10. CONSIDERATION/ACTION ON A REQUEST FOR A VARIANCE TO THE WEBER COUNTY SUBDIVISION ORDINANCE TO ALLOW AN ADDITIONAL TIME EXTENSION OF FINAL APPROVAL FOR THE RETREAT AT WOLFE CREEK UTAH SUBDIVISION PHASE 1

This item was held.

F. ASSIGN PLEDGE OF ALLEGIANCE & THOUGHT OF THE DAY FOR TUESDAY, JULY 19, 2011, 10 A.M.

G. PUBLIC COMMENTS: None

H. CLOSED EXECUTIVE SESSION TO DISCUSS STRATEGY RELATING TO PENDING OR IMMINENT LITIGATION

Commissioner Gibson moved to convene a closed executive session to discuss strategy relating to pending or imminent litigation; Chair Zogmaister seconded.

Roll Call Vote:

Commissioner Gibsonaye

Chair Zogmaisteraye

No action was taken on the closed executive session.

I. ADJOURN

Commissioner Gibson moved to adjourn at 11:01 a.m.; Chair Zogmaister seconded, both voting aye.

Jan M. Zogmaister, Chair
Weber County Commission

Ricky D. Hatch, CPA
Weber County Clerk/Auditor