

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

Tuesday, September 9, 2014 - 10:00 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 PRESENT: Kerry W. Gibson, Chair, Jan M. Zogmaister, and Matthew G Bell.

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

- A. WELCOME** – Chair Gibson
- B. PLEDGE OF ALLEGIANCE** – Matisse Hatch
- C. THOUGHT OF THE DAY** – Chair Gibson

D. PRESENTATIONS:

1. SEAL OF SERVICE AWARD PRESENTED TO DEPUTY RAYMOND C. DAY

County Sheriff Terry Thompson commented on Deputy Day's ever happy disposition, and he spoke of his great character, commitment, passion and love of the job in serving the public. Sheriff Thompson receives compliments about Deputy Day on a regular basis and said that he is a great example of the fine employees in the county. The commissioners presented Deputy Day with \$100, a Seal of Service Pin and a plaque. Commissioner Zogmaister stated that Deputy Day always has a smile and a great attitude and that he is very diligent in his work. Commissioner Bell offered an experience he had (when he was new with the Sheriff's Office) with Deputy Day that spoke to the Deputy's commitment and tenacity to protect the public.

2. PROCLAMATION DECLARING SEPTEMBER 2014 AS CHILDHOOD CANCER AWARENESS MONTH IN WEBER COUNTY

Chair Gibson read the proclamation, which reports that cancer is the leading cause of death among children between infancy and age 15 in the U.S. according to the American Cancer Fund and Kids Cancer Connection. We need to continue to do all we can to help in spreading awareness, prevention and finding a cure for this terrible disease.

CONSENT ITEMS:

- 1. Purchase orders for \$223,571.71
- 2. Warrants #313204 - #313352 for \$390,916.02
- 3. Minutes for the meetings held on August 26 and September 2, 2014
- 4. Amend UDOT Cooperative Agreement Project No. S-0108(30)11, Midland Drive – Contract C2014-188
- 5. Amend UDOT Cooperative Agreement Project No. F-0037(12)10 & S-0108(30)11, 4000 South – Contract C2014-189

Commissioner Bell moved to approve the consent items; Commissioner Zogmaister seconded, all voting aye.

E. ACTION ITEMS:

1. FINAL APPROVAL OF THE CHALETS AT SKI LAKE PHASE 7 (14 LOTS) INCLUDING A FINANCIAL GUARANTEE FOR SUBDIVISION IMPROVEMENTS IN THE AMOUNT OF \$358,877.57

Jim Gentry, of the County Planning Division, stated that the Planning Commission unanimously recommended approval of this item. He addressed Commissioner Zogmaister's question stating that there is one more phase after this one.

Commissioner Zogmaister moved to grant final approval of the Chalets at Ski Lake Phase 7 (14 lots) including the \$358,877.57 financial guarantee; Commissioner Bell seconded, all voting aye.

2. FINAL APPROVAL OF A CONDOMINIUM PLAT FOR EDGEWATER BEACH RESORT PHASE 1 – 1ST AMENDMENT PRUD, AND ACCEPTANCE OF A FINANCIAL GUARANTEE OF \$576,872.84 FOR SUBDIVISION IMPROVEMENTS

A representative of the contractor was present and he was invited to comment if he wished, but he did not. Ben Hatfield, of the County Planning Division, stated that this is a multi-year project (ongoing since about 2002) and contains multi-uses. In 2012 the P.R.U.D. project was redesigned and went before the County and Planning Commissions for approvals. In 2013 the vacation of 6300 East was approved and with the recording of this Phase I the vacation will occur. Planning staff and the Planning Commission recommend approval of this item.

Commissioner Bell moved to grant final approval of the condominium plat for Edgewater Beach Resort Phase 1 – 1st Amendment PRUD and the \$576,872.84 financial guarantee; Commissioner Zogmaister seconded, all voting aye.

3. INTERLOCAL AGREEMENT WITH NORTH OGDEN CITY DESIGNATING THE CITY AS THE LAND USE APPROVAL AUTHORITY FOR PROPERTY LOCATED IN UNINCORPORATED WEBER COUNTY AT 150 EAST LOMOND VIEW DRIVE – CONTRACT C2014-190

Sean Wilkinson, County Planning Division Director, stated that this is the third similar agreement this year with the city, which has been annexing small pieces of existing islands. There is a home currently under construction on the subject property. The city will be collecting related fees, conducting inspections, etc. Rick Scadden, property owner, stated that the city is requiring annexation in order for him to obtain services for the property.

Commissioner Zogmaister moved to approve Contract C2014-190, Interlocal Agreement with North Ogden City designating the city as the land use approval authority for property located in unincorporated Weber County at 150 East Lomond View Drive; Commissioner Bell seconded, all voting aye.

G. ASSIGN PLEDGE OF ALLEGIANCE & THOUGHT OF THE DAY FOR TUES., SEPTEMBER 16, 2014, 10 A.M.

H. PUBLIC COMMENTS: None

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

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

Roll Call Vote:

Commissioner Bell.....aye
Commissioner Zogmaisteraye
Chair Gibsonaye

There was no action on the closed executive session.

J. ADJOURN

Commissioner Bell moved to adjourn at 10:47 a.m.; Commissioner Zogmaister seconded, all voting aye.

Attest:

Kerry W. Gibson, Chair
Weber County Commission

Ricky D. Hatch, CPA
Weber County Clerk/Auditor