

COMMISSION MEETING MINUTES
June 21, 2016

The Board of Davis County Commissioners met on June 21, 2016 at 10 am in room 303 of the Davis County Administration Building, 61 South Main Street, Farmington, Utah. Members present were: Commissioner John Petroff, Jr. - Chair, Commissioner P. Bret Millburn, Clerk/Auditor Curtis Koch, Chief Deputy County Attorney Neal Geddes, and Deputy Clerk/Auditor Janet Hanson.

Agenda as posted

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AMENDED PUBLIC NOTICE is hereby given that the Board of Davis County Commissioners, Farmington, Utah, will hold a Commission Meeting at the Davis County Administration Building, 61 South Main Street, Room 303, Farmington, Utah, commencing at **10:00 a.m. on June 21, 2016**.

OPENING

Pledge of Allegiance – By Invitation

RECOGNITIONS, PRESENTATIONS AND INFORMATIONAL ITEMS

- Donation presentation to Bountiful/Davis Arts Center for Summerfest 2016
- Introduction of new Chief Deputy in the Davis County Clerk/Auditor's Office
- Public Notice that the Board of Davis County Commissioners will be conducting Commissioner Meeting at **11 a.m. on June 28, 2016** (usual time is 10 a.m.)
- Public Notice of Special Meeting – Davis County Commissioners will attend the Bountiful City Council Meeting June 28, 2016 (6 p.m. work session and 7 p.m. Council Meeting)

BUSINESS/ACTION

Brooks Burr, Davis County Fair Coordinator, presenting:

Agreement with Itutis LLC – 2016 Davis County Fair sponsor (receivable)

Brian Hatch, Davis County Director of Health, presenting:

Amendment with Utah Dept. of Human Services / Division of Aging & Adult Services – FY2017 budget funding for Senior Services Division (receivable)

Cathy Nash, Davis County Animal Care & Control Office Manager, presenting:

Interlocal agreements for Animal Care & Control Services (receivables):

Bountiful City	Layton City
Centerville City	Sunset City
Clinton City	West Point City
Farmington City	Woods Cross City
Fruit Heights City	

Chief Deputy Kevin Fielding, Davis County Sheriff's Office, presenting:

Agreement with Utah Dept. of Corrections (UDC) – housing of UDC inmates at Davis County Jail (receivable)
Amendment with US Marshal Service – FY2016 revised funding (reduced); Joint Law Enforcement Operations funding is pulled from all participating agencies (receivable)

Heidi Voordeckers, Davis County Chief Deputy Clerk/Auditor, presenting:

Amendment with Utah Dept. of Corrections, Div. Facilities Management – include preventive maintenance performed and sets annual increase of O&M at a flat rate of 2% for per year at Work Center (receivable)
Resolution to approve and adopt the 2016 Certified Tax Rates, thereby levying a tax on the taxable property within Davis County, pursuant UCA 59-2-909

Curtis Koch, Davis County Clerk/Auditor presenting:

Grant award from Utah State Committee for Polling Place Accessibility – polling location improvements (receivable)

Commissioner Petroff presenting:

Recommendation by Davis County Council of Governments to reappoint Karl Kuehn on the 911 Committee within the Utah Communications Authority
Manufacturing Facilities Application to Private Activity Bond Authority, Utah Governor's Office of Economic Development - in regards to the issuance of Davis County's Facility Revenue Bonds for Janicki Industries Project

Brian McKenzie, Davis County Election Manager, presenting:

Request approval of appointment for Poll Workers for the 2016 Primary Election

BOARD OF EQUALIZATION

Request approval of the Property Tax Register

CONSENT ITEMS

Meeting Minutes: June 7, 2016
Check Registers

COMMISSIONER COMMENTS

PUBLIC COMMENTS (3 Minutes per Person)

CLOSED SESSION: UCA 52-4-205(1)(c) strategy session to discuss pending or reasonably imminent litigation.

Action Taken Regarding Matters Discussed in Closed Session

Former Bountiful Mayor, Joe Johnson, was invited to lead the Pledge of Allegiance. All in attendance were invited to stand and join in.

Purple Heart
sword & plaque

Commissioner Petroff pointed out the sword and plaque hanging on the south wall. It was awarded to Davis County during a presentation at West Point City. Davis County, West Point and the State of Utah became a Purple Heart County, City and State. The sword and plaque are to memorialize that fact and we are now members of the National Purple Heart Society. He explained the Purple Heart is not won, it is earned by getting wounded or losing your life in the service of your country.

Donation
#2016-2015 to
BDAC for
Summerfest 2016

Commissioner Petroff presented a donation of \$5,000.00 toward Summerfest 2016 to Emma Dugal, Bountiful/Davis Art Center (BDAC) CEO. He noted that the donation was approved during last week's Commission Meeting (6/14/16 #2016-215).

In the audience, Emma acknowledged Joe Johnson as the BDAC Vice-Chair (soon to be chair). The 2016 Summerfest will be held at the Bountiful City Park, August 4, 5 & 6, with the Mayor's Reception on August 3rd. There are international groups coming to perform. The event brings people together in many ways; educational and cultural. They are in need of host families for the international groups.

Emma also talked about the BDAC being the anchor of Bountiful Main Street and feels that they are a tourist draw. They will also be involved in the ancillary events associated with the Tour of Utah on August 5. There was a commemorative photo taken.

Announcement
of appointment of
Chief Deputy on
Clerk side of the
Clerk/Auditor's
Office

Curtis Koch, Davis County Clerk/Auditor, announced the appointment of Brian McKenzie as the Chief Deputy on the Clerk side of his consolidated office of the Clerk/Auditor. The very capable Heidi Voordeckers is the Chief Deputy on the Auditor's side. Curtis continued saying that Brian has worked for the Clerk/Auditor since 2004 and has worked his way from the ground up. He has a bachelor's degree in Business Administration and is a Certified Elections Registration Administrator, which is a professional credential by the Election Center. He indicated that Brian has integrity and the commitment to do the right thing as is always evident no matter how difficult that is. Curtis explained that he has relied on Brian heavily the past year and a half and he has proven that he is capable and ready to be a Chief Deputy.

Brian McKenzie thanked Curtis for the opportunity and for the trust he has placed in him. It has been great working with him the past couple of years in his new responsibility as Clerk/Auditor. Brian indicated the Clerk/Auditor employees in the audience are who makes their department work. Often times, he, Curtis and Heidi receive the recognition because they are in various meetings, but the employees are the true people who do the work. Every one of them is a great member of a team that support them and the goals and the interests of the department in providing, not just service, but exemplary service to the citizens of Davis County as they interact with the Clerk/Auditor's Office. Brian looks forward to new challenges, new opportunities and to continue to fight the good fight and get the job done.

The Commissioners commended and congratulated Brian to the applause of the audience, saying that he and his team have done a good job for the county. They noted that Brian is recognized, not only here in Davis County, but throughout Utah Association of Counties and the Lt Governor's Office for his knowledge and expertise in the elections arena.

Public notice of
6/28/16 meeting
to begin @

Public notice was given that the June 28, 2016 Commission Meeting will be held an hour later at

11 a.m. 11 a.m. (usual time is 10 a.m.) to allow the Commissioners to attend the Change of Command Ceremony at Hill Air Force Base for the 75th Airbase Wing Commander.

Commissioner to attend the Bountiful City Council Meeting Public notice was given that the Commissioners will attend the Bountiful City Council Meeting on June 28, 2016 at 6 p.m. for the work session and the 7 pm. Council Meeting.

Agreement #2016-228 Itutis LLC to sponsor 2016 Fair Brooks Burr, Davis County Fair Coordinator presented agreement #2016-228 with Itutis LLC, a state-of-the-art identity theft service, to sponsor the 2016 Davis County Fair. They are an on-line security company located in Layton. Contract period is June–August 2016. Receivable amount is \$2,500.00.

Commissioner Smith made a motion to approve. Commissioner Millburn seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Amendment #2015-365C UT Dept of Human Services, Div. of Aging & Adult Services for additional funding to purchase MOW vehicles Brian Hatch, Davis County Director of Health, presented amendment #2015-365C with Utah Dept. of Human Services, Division of Aging and Adult Services adding budget funding for FY2017. Contract period is July 1, 2016 – June 30, 2017. Receivable amount is \$1,745,009.00. He indicated that the state identified surplus funds (included one-time funding) which will be used to purchase 3 vehicles for the Meals On Wheels program.

Commissioner Smith made a motion to approve. Commissioner Millburn seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Interlocal agreements for AC&C with 9 cities #2016-229 through #2016-237 Cathy Nash, Davis County Animal Care & Control Office Manager, presented interlocal agreements for a 5-year contract period (January 1, 2016 – December 31, 2020) and the annual receivable contract amounts with the following cities (9) for Animal Control services:

#2016-229	Bountiful City	\$ 80,061.29
#2016-230	Centerville City	\$ 27,620.89
#2016-231	Clinton City	\$ 63,420.37
#2016-232	Farmington City	\$ 45,428.61
#2016-233	Fruit Height City	\$ 11,165.73
#2016-234	Layton City	\$214,782.71
#2016-235	Sunset City	\$ 21,047.96
#2016-236	West Point City	\$ 30,072.43
#2016-237	Woods Cross City	\$ 26,494.65

Commissioner Millburn asked if they will be reviewed annually for adjustments according to their service calls. Commissioner Petroff explained the following formula: The County establishes the department budget for the year (inclusive of capital budget for repairs). Divide the budget and deduct the receipts (for licensing, etc., which is about 25% of the budget). The remaining amount is divided in half. The County pays half and the cities pay half. The cities' half is based on their percentage of the number of calls. For example, if there were 1,000 calls and Layton had 100 of the calls they would pay 10% of the total. This formula will be used annually over the next 5 years. There is an Animal Care & Control budgeting advisory committee which consists of 2-3 city managers, 1 commissioner, 2 AC&C employees.

Commissioner Millburn made a motion to approve (reading the name of each city). Commissioner Smith seconded the motion. All voted aye. The documents are on file in the office of the Davis County Clerk/Auditor.

Agreement #2016-238 UT Dept of Corrections to house their inmates Chief Deputy Fielding presented the following:

Agreement #2016-238 with Utah Department of Corrections (UDC) to house their inmates at the jail. He indicated there are approximately 100-120 UDC inmates per day. Contract period is July 1, 2016 – June 30, 2019. Receivable contract amount is service based (\$50/day/inmate).

Commissioner Millburn made a motion to approve. Commissioner Smith seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Amendment #2015-575A with US Marshal Services to decrease funding

Amendment #2015-575A with the US Marshal Services to decrease FY2016 funding for Joint Law Enforcement Operations for Violent Felon Apprehension Team (VFAST). The funding has primarily been used for employees overtime. All participating agencies' funding has been reduced. Period of contract is June – September 2016. Receivable amount decreased is -\$9,523.78.

Commissioner Smith made a motion to approve. Commissioner Millburn seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Amendment #1999-67B with UT Dept of Corrections, Div. of Facilities Management for lease and O&M for AP&P Work Center

Heidi Voordeckers, Davis County Chief Deputy Clerk/Auditor, presented the following:

Amendment #1999-67B with the Utah Department of Corrections, Division of Facilities Management for the Adult Probation and Parole Work Center. She explained that this will combine 2 contracts; the lease and the O&M (#1999-67 lease & #2014-192 O&M) and sets the annual increase of O&M at a flat rate of 2% per year.

Commissioner Smith made a motion to approve. Commissioner Millburn seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Resolution #2016-239 to adopt 2016 Certified Tax Rates (inclusive of South Davis Recreation District)

Resolution #2016-239 to approve and adopt the 2016 Certified Tax Rates, thereby levying a tax on the taxable property within Davis County, pursuant to UCA 59-2-909:

County-wide (includes 780 in new growth):

10 General Operations §59-2-908	0.001703	0.001703	.003200	30,806,988
20 Interest and Sinking Fund/Bond §17-12-1		0.000076	Sufficient	1,376,000
Total Tax Rate	0.001703	0.001779	Total Revenue	\$32,182,988

Multi-county & county-wide assessing & collecting (tax administration):

DAVIS COUNTY Tax Year: 2016

The Board of Trustees for the above special district has set the current year's tax rates as follows:

Purpose of Tax Rate (Code from Utah Code Annotated)	Auditor's Tax Rate	Proposed Tax Rate	Maximum By Law	Budgeted Revenue
950 Multicounty Assessing & Collecting 59-2-1602	0.000011	0.000011		208,369
Total Tax Rate	0.000011	0.000011	Total Revenue	\$208,369
955 County Assessing & Collecting 59-2-1602(4)	0.000224	0.000224		4,254,480
Total Tax Rate	0.000224	0.000224	Total Revenue	\$4,254,480

Special service area (unincorporated areas for city services the county provides):

570 County Service Area §17A-2-414	0.000980	0.000980	0.0014	638,485
Total Tax Rate	0.000980	0.000980	Total Revenue	\$638,485

Library:

30 Library §9-7-401	0.000342	0.000342	0.001	6,187,995
Total Tax Rate	0.000342	0.000342	Total Revenue	\$6,187,995

South Davis Recreation District (Unincorporated Davis County, North Salt Lake, Woods Cross, West Bountiful, Bountiful and Centerville) which was adopted by their board 6/20/16:

ENTITY: 4100 SOUTH DAVIS RECREATION DISTRICT			Rev. 2/15	
DAVIS COUNTY			Tax Year: 2016	
The Board of Trustees for the above special district has set the current year's tax rates as follows:				
Purpose of Tax Rate (Code from Utah Code Annotated)	Auditor's Tax Rate	Proposed Tax Rate	Maximum By Law	Budgeted Revenue
20 Interest and Sinking Fund/Bond §17-12-1	0.000189	0.000189	Sufficient	1,305,775
570 County Service Area §17A-2-414	0.000117	0.000117	0.0014	809,831
Total Tax Rate	0.000306	0.000306	Total Revenue	\$2,115,606

Commissioner Millburn made a motion to approve. Commissioner Smith seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

The Commissioners commended Heidi for her abilities in the calculations of the tax rates. Curtis expressed his appreciation to Heidi for all of her work as it is a complex process. He acknowledged that she has spent many late nights and weekends over the last month ensuring the accuracy and the integrity of these numbers. It is a credit to who she is and her knowledge base.

Curtis Koch, Davis County Clerk/Auditor, presented grant award #2016-240 from the Utah State Committee for Polling Place Accessibility (Help America Vote Act funds) to purchase 16 secure ballot drop boxes. Contract period is not applicable. It is a reimbursable receivable amount of \$8,816.00. No budget change is required. Curtis indicated they will work within their current budget.

Commissioner Smith made a motion to approve. Commissioner Millburn seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Commissioner Petroff presented the following:

At the recommendation of the Davis County Council of Governments, Commissioner Petroff requested reappointment of Karl Kuehn to the 911 Committee within the Utah Communications Authority. Commissioner Petroff noted that Mr. Kuehn is currently the chair of the 911 Committee.

Commissioner Millburn made a motion to approve. Commissioner Smith seconded the motion. All voted aye.

Manufacturing facilities application #2016-199A to the Private Activity Bond Authority, Utah Governor's Office of Economic Development in regards to the issuance of Davis County's Facility Revenue Bonds for Janicki Industries Project. Commissioner Millburn indicated that Janicki is looking to expand their facilities and would like to access the private activity bonds. They used these same bonds when they located in Davis County. The only way to access the private activity bonds is through a governmental entity. They have asked Davis County to partner with them and provide them access to these bonds. Neal Geddes added their request is to use these bonds to finance the new manufacturing facilities and has been reviewed by our local bond counsel to verify it complies with the Utah Industrial Facilities Developmental Act. Commissioner Petroff noted that these bonds to not obligate the county.

Commissioner Millburn made a motion to approve. Commissioner Smith seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Brian McKenzie, Davis County Election Manager (newly appointed Chief Deputy), presented a request for approval of appointment of Poll Workers for the 2016 Primary Election. He also requested authorization to appoint additional poll workers if necessary.

Commissioner Millburn made a motion to approve. Commissioner Smith seconded the motion. All voted aye.

Brian reported that there will be 18 polling locations throughout the county; one in every city except

Grant award #2016-240 UT State Committee of Polling Place Accessibility

Reappointment of Karl Kuehn to the 911 Committee of UCA

Manufacturing facilities application #2016-199A to Private Activity Bond Authority re: Janicki Industries Project

Authorization of 2016 Primary Election poll workers

Primary election information

for Bountiful which will have 2 and Layton will have 3.

Brian indicated that the Vote By Mail turn-out has been lower than anticipated. They want to be prepared for election day to provide adequate services. Currently \pm 22,000 ballots have been returned and are being processed for tabulation on election night. They are receiving inquiry calls from the public. There are a lot of questions about the closed primary election (Republican). A mailer was sent out to all unaffiliated voters letting them know it would be a closed primary election. A list of party options was provided in order for the Clerk's Office to send the correct ballot the first time. Today is the last day to change party affiliation. They welcome the calls to provide information.

BOE

Commissioner Millburn made a motion to convene as the Board of Equalization. Commissioner Smith seconded the motion. All voted aye.

Property Tax Register approved

Curtis Koch requested approval of the Property Tax Register which reflected 2 veteran abatements.

Commissioner Millburn made a motion to approve. Commissioner Smith seconded the motion. All voted aye.

Reconvene

Commissioner Millburn made a motion to reconvene Commission Meeting. Commissioner Smith seconded the motion. All voted aye.

6/7/16 Commission Meeting minutes approved

Commissioner Millburn made a motion to approve the Commission Meeting minutes of June 7, 2016. Commissioner Smith seconded the motion. All voted aye. The documents are on file in the office of the Davis County Clerk/Auditor.

Check registers approved

Check registers as prepared by the Davis County Clerk/Auditor's Office were approved with a motion by Commissioner Smith. Commissioner Millburn seconded the motion. All voted aye. The documents are on file in the office of the Davis County Clerk/Auditor.

Commissioner comments

Commissioner comments:

Commissioner Millburn exclaimed, "Go Vote!"

No public comments

No public comments.

Closed session per UCA 52-4-205(1)(c)

Commissioner Millburn made a motion to move to closed session per UCA 52-4-205(1)(c) strategy session to discuss pending or reasonably imminent litigation. Commissioner Smith seconded the motion. All voted aye.

Reconvene

Open session reconvened.

Confidential waiver and claims agreement

Commissioner Millburn made a motion to approve the release and waiver of claims agreement to be classified as confidential. Commissioner Smith seconded the motion. All voted aye. The confidential document is on file in the Davis County Clerk/Auditor's Office.

Adjourned

Meeting adjourned

Clerk/Auditor

Chair