

COMMISSION MEETING MINUTES  
September 19, 2017

The Board of Davis County Commissioners met on September 19, 2017 at 10:00 AM in room 303 of the Davis County Administration Building, 61 South Main Street, Farmington, Utah. Members present were: Commissioner James E. Smith - Chair, Commissioner Randy B. Elliott, Clerk/Auditor Curtis Koch, Chief Civil Deputy County Attorney Neal Geddes and Deputy Clerk/Auditor Shauna Brady. Commissioner Millburn was excused.

Agenda as posted

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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, Suite 303, Farmington, Utah, commencing at **10:00 AM on Tuesday, September 19, 2017.**

**OPENING:**

Pledge of Allegiance – By Invitation

**RECOGNITIONS, PRESENTATIONS AND INFORMATIONAL ITEMS:**

Public Notice – Commissioners will attend West Bountiful City Council Meeting on Sept. 19, 2017 at 7:30 PM

**BUSINESS/ACTION:**

***Tony Zambrana, Davis County Grant Auditor, presenting:***

Amendment with Department of Housing & Urban Development – change certification period dates in 2017-18 application for CDBG funds (n/a)

***Mike Moake, Davis County Legacy Events Center Marketing Coordinator, presenting:***

Agreement with New Life Consignment – rental space at Legacy Events Center for children’s consignment sale (receivable)  
Agreement with USA Gymnastics – rental space at Legacy Events Center for trampoline and tumbling competitions (receivable)  
Agreement with USA Wrestling – rental space at Legacy Events Center for all age group wrestling tournaments (receivable)  
Agreement with OVWSF – rental space at Legacy Events Center for the 8<sup>th</sup> Annual Snow Basin Ski Swap event (receivable)

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

Amendment with Siemens Healthcare Diagnostics Inc. – change chemical test agents (payable)  
Grant report for Utah Commission on Criminal and Juvenile Justice – FY2017 Beer Tax Funds Annual Report (n/a)  
Agreement with Utah Department of Health – Annual Emergency Medical Services (EMS) Grant funds (receivable)

***Shawn Beus, Davis County Economic Development Manager, presenting:***

Agreement with Vietnam Veterans of America, Inc. – Tourism Tax Revenues grant award toward the Vietnam Veterans Memorial Wall project (payable)  
Resolution approving interlocal agreement with Kaysville City - Tourism Tax Revenues grant award toward the Bonneville Shoreline Trail/Kaysville Wilderness Park project  
Interlocal agreement with Kaysville City – Tourism Tax Revenues grant award toward the Bonneville Shoreline Trail/Kaysville Wilderness Park project (payable)  
Resolution approving interlocal agreement with Woods Cross City – Tourism Tax Revenues grant award toward the “Spot the Spot” City’s police dog project  
Interlocal agreement with Woods Cross City – Tourism Tax Revenues grant award toward the “Spot the Spot” police dog project (payable)

***Commissioner Elliott presenting:***

Summary of animal adoption agreements (89) for May 2017 (receivable)  
Summary of animal adoption agreements (147) for August 2017 (receivable)

***Commissioner Smith, presenting:***

Amendment with Utah Department of Health, DSAMH – change in State FY2018 funding allocation for Drug Court (receivable) (pass through to Davis Behavioral Health)

**BOARD OF EQUALIZATION:**

Property Tax Register

**CONSENT ITEMS:**

- Check Registers
- Indigent Abatement Register
- Meeting Minutes: August 29 & September 5, 2017

**COMMISSIONER COMMENTS**

**PUBLIC COMMENTS** (3 Minutes per Person)

Pledge of  
Allegiance

Shawn Beus, Davis County Community and Economic Development Manager, led the Pledge of Allegiance. All in attendance were invited to stand and join in.

Commissioner Millburn was excused from the meeting. He is attending a UTA conference in Denver.

West Bountiful  
City Council

Public Notice was given of the commissioners' attendance at the West Bountiful City Council Meeting tonight at 7:30 pm.

Amendment  
#2017-336A with  
HUD to change  
CDBG  
certification  
period dates

Tony Zambrana, Davis County Grant Auditor, presented amendment #2017-336A with the Department of Housing and Urban Development (HUD) to change the certification period dates 2017-18 to 2016-17 in the "Use of Funds" section of the application for CDBG funds. The receivable contract amount of \$814,707.00 did not change. The contract period is July 1, 2017 through June 30, 2018.

Commissioner Elliott 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.

Mike Moake, Davis County Legacy Events Center Marketing Coordinator, presented the following:

Agreement  
#2017-383 with  
New Life  
Consignment sale  
event at LEC

Agreement #2017-383 with New Life Consignment for rental space at the Legacy Events Center for a children's consignment sale event. The receivable contract amount is \$6,660.00. The contract period is February 26 through March 3, 2018.

Commissioner Elliott 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.

Agreement  
#2017-384 with  
USA Gymnastics  
competitions at  
LEC

Agreement #2017-384 with USA Gymnastics for rental space at the Legacy Events Center for trampoline and tumbling competitions. The receivable contract amount is \$12,240.00. The contract dates are January 11-13, 2018, February 8-10, 2018, March 15-17, 2018 and April 4-7, 2018.

Commissioner Elliott 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.

Agreement  
#2017-385 with  
USA Wrestling  
Utah tournaments  
at LEC

Agreement #2017-385 with USA Wrestling Utah for rental space at the Legacy Events Center for all age group wrestling tournaments. This will bring people from the western United States. The receivable contract amount is \$10,890.00. The contract dates are November 22-25, 2017, December 21-22, 2017, December 27-28, 2017, January 31 – February 3, 2018 and April 18 through April 21, 2018.

Commissioner Elliott 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.

Agreement  
#2017-386 with  
OVWSF for 8<sup>th</sup>  
Annual Snow  
Basin Ski Swap  
at LEC

Agreement #2017-386 with OVWSF for rental space at the Legacy Events Center for the 8<sup>th</sup> Annual Snow Basin Ski Swap. This year bikes will be included. The receivable contract amount is \$4,195.00. The contract dates are October 18-21, 2017.

Commissioner Elliott 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.

Chief Deputy Kevin Fielding, Davis County Sheriff's Office, presented the following:

Amendment  
#2014-163A with  
Siemens  
Healthcare  
Diagnostics to  
change chemical  
test agents

Amendment #2014-163A with Siemens Healthcare Diagnostics Inc. to change a chemical test agent used in the DCSO drug testing program. The payable contract amount is determined per each order. The contract period is May 30, 2014 through May 20, 2019.

Commissioner Elliott 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.

Grant report  
#2016-191A for  
the UCCJJ for  
FY2017 Beer  
Tax Funds

Grant report #2016-191A for the Utah Commission on Criminal and Juvenile Justice (UCCJJ) outlining how the FY2017 Beer Tax Funds are being spent. Chief Deputy Fielding said the Beer Tax funds are used primarily for the treatment and prosecution of DUI arrests. The contract period is July 1, 2016 through June 30, 2017.

Commissioner Elliott 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.

Agreement  
#2017-387 with  
Utah Department  
of Health to  
award annual  
EMS grant funds

Agreement #2017-387 with the Utah Department of Health to award the annual Emergency Medical Services (EMS) Grant funds, which are primarily used for paramedic training. The receivable grant is \$12,258.00. The contract period is July 12, 2017 through May 15, 2018.

Commissioner Elliott 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.

Shawn Beus, Davis County Community & Economic Development Manager, presented the following:

Agreement #2017-388 with Vietnam Veterans of America Inc. to receive TTAB funds

Agreement #2017-388 with Vietnam Veterans of America, Inc. to provide a grant recommended and approved by the Tourism Tax Advisory Board (TTAB) to fund a tourism initiative in Layton City establishing a permanent Vietnam Veterans Memorial Wall. Shawn introduced Dennis Howland, former Marine and Vietnam War veteran, Utah State Council President and Public Affairs Committee Chair of the Vietnam Veterans of America. Mr. Howland said this will be the most incredible Vietnam Veterans monument west of the Mississippi. He served in Vietnam 50 years ago and returned home on the birthday of the Marines Corps. Before he left, Mr. Howland promised that as long as he lives, he will strive to let the world know that the troops in Vietnam served and fought with integrity and honor. There will be 58,479 names on the wall, 8 of which are women who served as nurses. The wall will be 335 feet long and there will be 8 benches facing the wall, each bearing the name of one of the nurses. On November 11<sup>th</sup>, they will host the largest Veterans' parade in Utah and will have a ground breaking ceremony for construction of the wall. Mr. Howland said the monument will belong to everyone in Utah, but most importantly to every veteran and their families. On behalf of the Vietnam Veterans of America, Inc., he expressed appreciation for the TTAB funds.

Commissioner Smith said that his father-in-law was a Marine and that he may forget his kids' birthdays, but he will never forget the Marine Corps' birthday. He thanked Mr. Howland for his service, not only while in Vietnam, but as he continues to serve by not allowing these things to be forgotten.

Mr. Howland presented the commissioners, Curtis and Neal with a book, Vietnam War 50<sup>th</sup> Commemoration – A Time to Honor and a 50<sup>th</sup> anniversary commemoration pin from the U S Secretary of Defense. He noted that former Miss America Sharlene Hawkes is the publisher of the book and accompanying films. A photo was taken with Mr. Howland and those on the dais.

Shawn expressed appreciation for Mr. Howland and all of his efforts to make this Vietnam Wall a reality. The payable contribution amount is \$38,775.00. The contract period is October 1, 2017 through September 15, 2021.

Commissioner Elliott 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.

Resolution #2017-389 with Kaysville City to receive TTAB funds

Resolution #2017-389 approving an interlocal agreement with Kaysville City to provide a contribution to a tourism initiative in Kaysville City in exchange for city matching funds and increased tourism and awareness.

Commissioner Elliott 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.

Interlocal cooperation agreement #2017-289 with Kaysville City to receive TTAB funds

Interlocal cooperation agreement #2017-389 with Kaysville City to provide a grant recommended and approved by the Tourism Tax Advisory Board (TTAB) to fund a tourism initiative in Kaysville City in exchange for city matching funds and increased tourism and awareness. This will help re-align portions of the Bonneville Shoreline Trail as it passes through the Kaysville Wilderness Park. The payable contribution amount is \$9,725.00. The contract period is October 1, 2017 through September 15, 2021.

Commissioner Elliott 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.

Resolution #2017-390 with Woods Cross to receive TTAB funds

Resolution #2017-390 approving an interlocal agreement with Woods Cross City to provide a contribution to a tourism initiative in Woods Cross City in exchange for city matching funds and increased tourism and awareness.

Commissioner Elliott 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.

Interlocal cooperation agreement #2017-390 with Woods Cross City to receive TTAB funds

Interlocal cooperation agreement #2017-390 with Woods Cross City to provide a grant recommended and approved by the Tourism Tax Advisory Board (TTAB) to fund a tourism initiative called "Spot the Spot" in Wood Cross City in exchange for city matching funds and increased tourism and awareness. Shawn introduced Stephanie Gonzales from the Woods Cross Police Department and Spot, the Woods Cross police dog. Stephanie commented that Spot, a small rat terrier, is their therapy K-9. She explained "Spot the Spot" is an economic development program that Woods Cross City Manager Gary Uresk developed. They are inviting people to visit Woods Cross City's new business area development on 2600 South where they will have little "Spots" set up at 10 different locations to have their pictures taken. When they have photos of all 10 "Spots", they earn a little surprise from the city. Stephanie and Spot had their pictures taken with the commissioners. The payable contribution amount is \$1,500.00. The contract period is October 1, 2017 through September 15, 2021.

Commissioner Elliott 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.

Commissioner Elliott presented the following:

Summary list #2017-391 of animal adoption agreements for May

Summary list #2017-391 of animal adoption agreements (89) for May 2017. The receivable contract amounts vary per agreement.

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

Summary list #2017-392 of animal adoption agreements for August

Summary list #2017-392 of animal adoption agreements (147) for August 2017. The receivable contract amounts vary per agreement.

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

Amendment #2015-3271 with Utah Department of Health DSAMH for additional funding for Drug Court

Commissioner Smith presented amendment #2015-3271 with the Utah Department of Health, Division of Substance Abuse & Mental Health for additional funding for Drug Court. The additional receivable contract amount is \$4,800.00 and is a pass through to Davis Behavioral Health. The total receivable contract amount is \$4,364,613.00. The contract period is July 1, 2017 through June 30, 2018.

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

Convene to BOE

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

Approve Property Tax Register

Curtis Koch presented the property tax register which included: Auditor: various appeals for 2016; various abatements filed after September 1, 2017; (5) veteran exemption corrections for 2016; (1) abated taxes due to a tax-exempt entity purchasing property. Assessor: various corrections.

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

Reconvene Commission Meeting

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

Approve Check Registers

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

Approve Indigent Abatement Register

Commissioner Elliott made individual motions to approve the following Indigent Hardship Abatements:

Debra D. Marshall

James N. Patterson

Linda R. Meldrum-Powell [read as Linda Powell Meldrum]

Michelle L. Christiansen

Commissioner Smith seconded the motions. All voted aye. The documents are on file in the office of the Davis County Clerk/Auditor.

Approve Commission Meeting minutes

Minutes of the August 29 and September 5, 2017 Commission Meetings were approved with a motion by Commissioner Elliott. Commissioner Smith seconded the motion. All voted aye. The documents are on file in the office of the Davis County Clerk/Auditor.

Commissioner Comments

Commissioner Smith said it was very good to reflect upon those that served in Vietnam. He said, "That was my era and for whatever reason, I wasn't called up in the Draft, but a lot of my friends were. It was a very important part of our lives back in my high school and college days. I appreciate their service very much. I look back with a little bit of frustration because I don't think America did a very good job of welcoming back some of our men and women who served. That is why I support fully the efforts you [Dennis Howland] are making. I'm glad we are not doing that [not welcoming them back] now, because we honor the men and women who serve in uniform today."

Commissioner Elliott thanked Mr. Howland. He said, "You definitely are a Marine. You keep going and moving forward despite everything that may come your way. Thank you for your willingness to serve our country." He said his uncle served 2 tours as a Marine in Vietnam and shared a story of when Commissioner Elliott was young and shut his finger in the door. His uncle responded by saying, "That's nothing. I've seen fingers blown off." He enjoyed all of his uncle's stories and appreciates his military service. The effects of Agent Orange later took his uncle's life. He has appreciated Mr. Howland's service as he has observed his efforts for the past few years.

Curtis thanked Mr. Howland for the book and said he looks forward to reading it and gaining more insight into that era and the sacrifices.

Commissioner Smith commented that to Curtis, it is a history book. To him it is current events.

Neal echoed the comments that had been made.

Public Comments

Lyle Gibson, Kaysville City – Community Development employee, expressed appreciation for Shawn Beus, the TTAB process and the commissioners’ consideration. They are excited to make the changes on the Bonneville Shoreline going through Kaysville’s Wilderness Park.

Dennis Howland, “Always a Marine,” invited the commissioners to mark their calendars for the Layton Veteran’s Day Parade on November 11<sup>th</sup> at 11:11 am, followed by a program and groundbreaking at 1:30 pm at the sight of the Veterans Memorial Wall. He expressed an emotional “heartfelt thank you.”

Meeting adjourned.

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Clerk/Auditor

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Chair