

COMMISSION MEETING MINUTES

June 1, 2010

The Board of Davis County Commissioners met in room 236 of the Davis County Courthouse, Farmington, Utah on June 1 at 10:00 a.m. Members present were Chairman John Petroff Jr., Commissioner Louenda H. Downs, Commissioner P. Bret Millburn, Clerk/Auditor Steve S. Rawlings, and Deputy Clerk/Auditor Linda May. Chief Deputy Civil Attorney Gerald E. Hess was excused.

Commissioner Millburn led the Pledge of Allegiance. All were invited to stand and join in.

Recognition of Shawn Olsen for 29 Years as Ag. Extension Director for Davis County and Recognition of Justen Smith as New Ag. Extension Director for Davis County

Commissioner Downs introduced Diane Reese, Northern Region USU Supervisor. She announced the promotion of Shawn Olsen to a new position with USU. Shawn has been the Ag. Extension Director for Davis County for 29 years. He works well with other agents and provides leadership. He is dependable, stays on task and is very knowledgeable. In his new position, he will be working with urban farming and will work with 7 – 9 counties. Shawn will still be housed here in Davis County.

The new County Director is Justen Smith. He is a “go to leader” and has served as a Vice President in a national organization. Shawn and Justen will work cooperatively together.

Commissioner Downs said, “Shawn has a wealth of information and freely shares information. Justen will provide good leadership. Best of luck to both.”

The commissioners thanked Shawn for his service to Davis County and are happy he will still be here in Davis County. Shawn was presented with a buffalo statue with a coin of recognition for outstanding service mounted on it.

Open House for New Recycling Center

Chairman Petroff announced the Wasatch Integrated Waste Management District Recycling Drop Off Facility Grand Opening. It will be tomorrow, June 2, 2010 from 11:00 am – 4:00 pm. Everyone is invited to stop by and tour the facility.

2010 Wildland Fire Suppression Budget #2010-178

Commissioner Millburn introduced Roice Arnold, Utah Department of Natural Resources, Wasatch Front Fire Management Officer. He presented the Wildland Fire Budget between Davis County and Utah Division of Forest, Fire & State Lands for the calendar year 2010. Aid from the division will be implemented if the county exceeds expending the budget amount of \$41,933.00 for the calendar year fire season (June – October). Commissioner Millburn stated that last week a three-way agreement was signed for the fire warden and the component today is the for the Wildland Fire Suppression Budget #2010-178. The budget is established on a seven year history. Commissioner Millburn made a motion to approve. Commissioner Downs seconded the motion. All voted aye. Roice stated that he expects a normal fire season. Document on file in the office of the Davis County Clerk/Auditor.

Agreement #2010-179 L-1 Identity Solutions for Annual Maintenance of Fingerprinting Machines

Mark Langston, Davis County Information Systems Director, presented agreement #2010-179 with L-1 Identity Solutions (Identix). It is for the annual maintenance for three machines: 3000 XD-M95, 3800 XC-M95 and PRT-DUP-M95 (Live Scan) at the Sheriff’s Office for fingerprinting. It is a payable of \$6,226.00. Commissioner Downs made a motion to approve. Commissioner Millburn seconded the motion. All voted aye. Document on file in the office of the Davis County Clerk/Auditor.

Agreement #2010-180 Marie Callendar’s for Pie Easting Contest at Fair

Dave Hansen, Davis County Legacy Events Center Director, presented agreement #2010-180 with Marie Callendar’s. It is a sponsor agreement for the Davis County Fair Pie Eating Contest. Marie Callendar’s will facilitate and provide all the pies and prizes. In return, they are named the presenting sponsor, will hang a banner, and receive advertisements in our Fair Book and Entertainment Guide. Commissioner Downs made a

motion to approve. Commissioner Millburn seconded the motion. All voted aye. Document on file in the office of the Davis County Clerk/Auditor.

Agreement
#2010-181
Boondock's for
Sponsor of
Family
Face-Off at
Fair

Dave Hansen presented agreement #2010-181 with Boondock's Fun Center. This is a sponsor agreement with the new Center in Kaysville. Boondock's will be the title sponsor of Family Face-Off, a "Family Feud" style game show, and will provide prizes for the winners and for audience members. Commissioner Millburn made a motion to approve. Commissioner Downs seconded the motion. All voted aye. Document on file in the office of the Davis County Clerk/Auditor.

Agreement
#2010-182 ESI
Engineering,
Inc. for
Engineering
Service of
Culvert
Replacements

Kirk Schmalz, Davis County Public Works Director, presented agreement #2010-182 with ESI Engineering, Inc. The company will provide engineering services for replacement of deteriorated culverts. The proposed project consists of replacing culverts at (1) Parrish Creek and frontage road (2) Barnard Creek at Chase Lane and 50 West, (3) Barnard Creek and frontage road, (4) Ricks Creek and frontage road (5) Davis Creek and frontage road, and (6) Steed Creek and frontage road. Kirk stated he is working with Centerville City for a partnership to participate with funds. It is a payable of \$49,395.64. Commissioner Millburn made a motion to approve. Commissioner Downs seconded the motion. All voted aye. Document on file in the office of the Davis County Clerk/Auditor.

Change Order
#2009-345B
Onyx
Construction
LLC for
Payment of
Davis Bacon
Wages on
Project

Terry Tremea, Chief Deputy Administration, Davis County Clerk/Auditor's Office, presented change order #2009-345B with Onyx Construction LLC. The company did the build-out of the warehouse facility at the Freeport Center for the weatherization program. This change order reflects the differences in Davis Bacon Wages from the initial contract bid. Davis Bacon wages are paid per federal law and guidelines when projects are funded by federal dollars. The State Energy Office assisted with the analysis of the project and prevailing wage rate to be paid. It is a payable of \$29,678.97. Commissioner Millburn made a motion to approve. Commissioner Downs seconded the motion. All voted aye. Document on file in the office of the Davis County Clerk/Auditor.

Application
#2010-183
State of Utah
for Additional
Funds for
Recovery Zone
Bond
Allocation

Kent Sulser, Davis County Community and Economic Development Director, presented application #2010-183 to the State of Utah for Davis County. The Recovery Zone Bond Allocation is for Public Facility Bonds. Additional funds are available due to unused allocations from other counties in the State. Bonds can be applied for and used for public development. It is anticipated that these bonds would help partially fund the construction of the administration offices and library facilities to be built. The application amount is \$4,000,000. Funds can only be used for public entities not private. Commissioner Downs made a motion to approve the application. Commissioner Millburn seconded the motion. All voted aye. Steve Rawlings, Davis County Clerk/Auditor, stated this is a financial tool with great cost savings as the rates are better than General Appropriation Bonds. Kent stated today is the deadline for submitting the application and we should know in a couple of weeks if it is approved. Document on file in the office of the Davis County Clerk/Auditor.

Resolution
#2010-184 for
Accepting
Inter-local
Agreement of
Davis County
and the
Redevelopment
Agency of
Centerville
City for Tax
Increment
Funds
Diversion

Kent Sulser, Davis County Community and Economic Development Director, introduced Jason Burningham, Lewis, Roberts & Burningham; Blaine Lutz, Redevelopment Agency of Centerville City; and Dan Bridenstein, Developer. The group has been working on a Community Development Project Area. Before the commission today is resolution #2010-184 to accept an inter-local agreement between Davis County and the Redevelopment Agency of Centerville City. It diverts certain tax increment funds to the agency to fund the Centerville Parrish-Legacy Crossing Community Development Project Area Plan. The map defines 102.05 acres for the project. Currently 75% of land is vacant with about 25% with some project development (storage and light manufacturing).

Kent stated three key factors are: (1) high probability of development; (2) eminent opportunity to broaden tax base; and (3) enhancement of entrance to Centerville/Legacy. The summary of the cost/benefit analysis for the Project is outlined on page 9 of the Project Area Plan. Net benefit long term will be approximately \$40,000,000. Development will include commercial/restaurant & retail and later residential. The development will provide job opportunities and strengthen the county's economic base.

Commissioner Millburn questioned where the other taxing entities are in their approval of the CDA.

Jason stated that Weber Basin Water, sewer district, mosquito abatement, and service districts have opted in. They still need to meet with the School district and anticipate meeting with the school district within the next couple of weeks.

Commissioner Millburn asked what happens if the school district does not opt in?

Jason said, "It does make it more difficult and is an important consideration and hopefully they will look at the end result but right now it is still an unknown."

Commissioner Millburn stated that he sees the anchor of IMAX as a positive. The negative side is with numerous projects, are we competing with others?

Jason stated that it is destination oriented. The south end of Davis County is not serviced by IMAX theatres. Sales tax leakage happens when people go to Gateway in Salt Lake. Retailers choose where they want to location. We are not cannibalizing from other parts of county.

Kent Sulser stated that Jerry Hess, Chief Deputy Davis County Attorney's Office, has reviewed this resolution and inter-local agreement.

Commissioner Downs made a motion to approve contingent on the other entities signing. Commissioner Millburn seconded the motion. All voted aye. Document on file in the office of the Davis County Clerk/Auditor's Office.

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

Ross Bartholomew, Davis County Tax Administration Director, presented the property tax register. The register reflects Auditor's Corrections for tax abatements, corrections received from Assessor for 2010 value, and two Assessor's correction of taxes for previous years. Commissioner Millburn made a motion to approve. Commissioner Downs seconded the motion. All voted aye.

Chairman Petroff stated that on May 19, 2010, a personal property tax hearing was held for Harders Hairport LLC. At that time, Mr. Harder was requested to provide additional information to the commissioners for review. Mr. Harder has submitted a letter dated May 24, 2010 to the commission for review. Commissioner Millburn made a motion to deny the change in value. Commissioner Downs seconded the motion. All voted aye. A letter will be sent to Mr. Harder and he will have 30 days for appeal to the state.

Commissioner Millburn made a motion to reconvene the regular commission meeting. Commissioner Downs seconded the motion. All voted aye.

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

No commission comments.

No public comments.

Meeting adjourned.

Property Tax
Register
Approved

Personal
Property Tax
Hearing Denial
of Appeal

Check
Registers
Approved