

COMMISSION MEETING MINUTES  
April 4, 2017

The Board of Davis County Commissioners met on April 4, 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 P. Bret Millburn, Commissioner Randy B. Elliott, Clerk/Auditor Curtis Koch, Deputy County Attorney Michael Kendall and Deputy Clerk/Auditor Janet Hanson.

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, Room 303, Farmington, Utah, commencing at **10:00 a.m. on April 4, 2017.**

OPENING

Pledge of Allegiance – By Invitation

RECOGNITIONS, PRESENTATIONS AND INFORMATIONAL ITEMS

BUSINESS/ACTION

***Susan Burton, Davis County Children's Justice Center, presenting:***

Amendment to grant application to State of Utah, Office for Victims of Crime – additional funds for training (receivable)

Grant application to State of Utah, Office for Victims of Crime – VOCA grant for Victim Service Coordinator (receivable)

***Debra McCormick, Davis County Attorney's Office, presenting:***

Grant application to State of Utah, Office for Victims of Crime – VOCA grant to assist victims of personal and property crime in the adult and juvenile courts (receivable)

***Tawnya Corbridge, Davis County Accountant, presenting:***

Amendment to sub-grantee agreement with Davis Community Housing Authority – Community Development Block Grant (CDBG) program funding for expenses related to the Down Payment Assistance Program, Roof Repair and Emergency Home Repair Programs (payable)

***Mark Langston, Davis County Information Systems Director, presenting:***

Amendment with CenturyLink – AppX software license for Cisco ISR 4330 Series and Davis County Area PSAPs Cisco Router License Update (payable)

***Mack McDonald, Davis County Facilities Director, presenting:***

Agreement with System Service Specialist Inc. – inspection of fire alarms, sprinkler equipment & related devices for County facilities (payable)

***Adam Wright, Davis County Public Works Director, presenting:***

Agreement with ESI Engineering, Inc. – professional engineering & project management services for street rebuild at Mutton Hollow Road – 87 East to US 89 in Layton (payable)

Agreement with ESI Engineering, Inc. – professional engineering & project management services for street rebuild at 1050 North – 50 East to Moss Hollow Place in Kaysville (payable)

***Brooks Burr, Davis County Fair Coordinator, presenting:***

Agreement with BATZ Entertainment – pirate attraction at the 2017 Davis County Fair (payable)

Agreement with KSL Radio – radio ads for the 2017 Davis County Fair (payable)

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

Agreement with Julio Nolasco – quinceanera to be held at Legacy Events Center (LEC) (receivable)

Agreement with Sahara Cares – event for children with autism and their families held at the LEC (receivable)

Agreement with Joseph Deutsch – Scrape Fest indoor car show to be held at LEC (receivable)

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

Agreement with Robert D. Anderson, DDS, PC – provide dental services to jail inmates (payable)

***Brian McKenzie, Davis County Elections Manager, presenting:***

Agreement with Bountiful City – elections services for the 2017 Primary and General Elections (receivable)

Agreement with Centerville City – elections services for the 2017 Primary and General Elections (receivable)

Agreement with Clearfield City – elections services for the 2017 Primary and General Elections (receivable)

Agreement with Clinton City – elections services for the 2017 Primary and General Elections (receivable)

Agreement with Farmington City – elections services for the 2017 Primary and General Elections (receivable)

Agreement with Fruit Heights City – elections services for the 2017 Primary and General Elections (receivable)

Agreement with Kaysville City – elections services for the 2017 Primary and General Elections (receivable)

Agreement with Layton City – elections services for the 2017 Primary and General Elections (receivable)

Agreement with North Salt Lake City – elections services for the 2017 Primary and General Elections (receivable)

Agreement with South Weber City – elections services for the 2017 Primary and General Elections (receivable)

Agreement with Sunset City – elections services for the 2017 Primary and General Elections (receivable)  
Agreement with Syracuse City – elections services for the 2017 Primary and General Elections (receivable)  
Agreement with West Bountiful City – elections services for the 2017 Primary and General Elections (receivable)  
Agreement with West Point City – elections services for the 2017 Primary and General Elections (receivable)  
Agreement with Woods Cross City – elections services for the 2017 Primary and General Elections (receivable)

**Commissioner Jim Smith presenting:**

Ordinance adding a new Article to Title 2, Chapter 2 to the Davis County Code Enacting Criteria for County Participation and Appropriation to a Private Enterprise Project  
Ordinance adding Title 2, Chapter 2.04, Section 2.04.030 to the Davis County Code regarding the Davis County Legislative Body's Consent Power for the Appointment of Deputies and Employees, as necessary, by a Davis County Officer, except a County Commissioner, for the Discharge of the Duties of a Davis County Officer's Office

**BOARD OF EQUALIZATION**

Request approval of the Property Tax Register

**CONSENT ITEMS**

Meeting Minutes – March 7 & 14 2017  
Check Registers

**COMMISSIONER COMMENTS**

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

Pledge of Allegiance

Michael Kendall, Davis County Deputy County Attorney, led the Pledge of Allegiance. All in attendance were invited to stand and join in.

Susan Burton, Davis County Children's Justice Center, presented the following:

Amendment #2016-123B with State of Utah For additional VOCA CJC grant funding

Amendment #2016-123B to the State of Utah, Office for Victims of Crime for additional VOCA grant funding for victim advocates to attend training. The period of contract is July 1, 2016 through June 30, 2017. The additional receivable amount is \$1,025.84.

Commissioner Elliott 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.

Grant application #2017-111 State of Utah 2017-2018 VOCA for CJC

Grant application #2017-111 to the State of Utah, Office for Victims of Crime for VOCA grant funding for the Victim Services Coordinator. The period of contract is July 1, 2017 through June 30, 2019. The requested receivable amount is \$56,993.96.

Commissioner Elliott 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.

Grant application #2017-112 State of Utah VOCA for Attorney's Office

Debra McCormick, Davis County Attorney's Office presented grant application #2017-112 to the State of Utah, Office for Victims of Crime for VOCA grant funding to assist victims of personal and property crime in the adult and juvenile courts. It also includes an additional funding request for 5 victim advocates to attend training. The period of contract is July 1, 2017 through June 30, 2019. The requested receivable amount is \$229,121.83.

Commissioner Millburn 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.

Amendment #2016-391A Davis Community Housing Authority additional CDBG funding

Tawnya Corbridge, Davis County Accountant, presented amendment #2016-391A to a sub-grantee agreement with Davis Community Housing Authority for additional Community Development Block Grant (CDBG) funding for expenses related to their Down Payment Assistance Program for an additional \$50,000.00 and their Emergency Home Repair Program for an additional \$20,000.00. The increased payable amount is \$70,000.00 for a contract total of \$220,000.00. The period of contract remains the same (July 1, 2016 through December 31, 2017).

Commissioner Millburn 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.

Mark Langston was not in attendance to present his amendment. It was to be presented upon his arrival to the meeting.

Agreement  
#2017-113  
System Service  
Specialist Inc.  
fire equipment  
inspections

Mack McDonald, Davis County Facilities Director, presented agreement #2017-113 with System Service Specialist Inc. for the inspection of fire alarms, sprinkler equipment and related devices for Davis County facilities. There was an RFP process for this service in 2016 and was awarded to System Service Specialist Inc. The period of contract is one year with an option to renew. The payable contract amount is \$11,000.00.

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

Adam Wright, Davis County Public Works Director, presented the following:

Agreement  
#2017-114  
ESI Engineering  
street rebuild  
87 E – US 89  
Mutton Hollow  
Rd in Layton

Agreement #2017-114 with ESI Engineering, Inc. for professional engineering, design and project management services for the street rebuild at Mutton Hollow Road (87 East to US 89 in Layton). Commissioner Millburn confirmed with Adam that they are coordinating with Utah Department of Transportation (UDOT) in anticipation of their US 89 project. The contract period is April 3, 2017 through completion (3 years). The payable contract amount is \$38,550.00.

Commissioner Millburn 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.

Agreement  
#2017-115  
ESI Engineering  
street rebuild  
1050 N - 50 E to  
Moss Hollow  
Place in  
Kaysville

Agreement #2017-115 with ESI Engineering, Inc. for professional engineering, design and project management services for the street rebuild at 1050 North – 50 East to Moss Hollow Place in Kaysville. The contract period is April 3, 2017 through completion (1 year). The payable contract amount is \$12,990.00.

Commissioner Elliott 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.

Brooks Burr, Davis County Fair Coordinator, presented the following:

Agreement  
#2017-116  
BATZ  
Entertainment  
Pirate attraction  
during 2017 Fair

Agreement #2017-116 with BATZ Entertainment for a pirate attraction and performances during the 2017 Davis County Fair. The period of contract is August 14-20, 2017. The payable contract amount is \$6,500.00.

Commissioner Elliott 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.

Agreement  
#2017-117  
KSL Radio for  
2017 Fair  
advertisements

Agreement #2017-117 with KSL Radio for radio advertisements of the 2017 Davis County Fair. The period of contract is August 7-20, 2017. The payable contract amount is \$3,000.00.

Commissioner Millburn 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.

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

Agreement  
#2017-118  
Julio Nolasco for  
Quinceanera at  
LEC

Agreement #2017-118 with Julio Nolasco for space rental for a quinceanera. The period of contract is July 22, 2017. The receivable contract amount is \$2,350.00.

Commissioner Millburn 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.

Agreement  
#2017-119  
Sahara Cares for  
event for children  
with autism at  
LEC

Agreement #2017-119 with Sahara Cares to host an event for children with autism and their families. The period of contract is September 8-9, 2017. The receivable contract amount is \$2,285.00.

Commissioner Elliott 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.

Agreement #2017-120 Joseph Deutsch for Scrape Fest indoor car show

Agreement #2017-120 with Joseph Deutsch for a Scrape Fest (low-rider) indoor car show. The period of contract is August 25-26, 2017. The receivable contract amount is \$2,440.00.

Commissioner Millburn 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.

Agreement #2017-96 Robert D. Anderson, DDS, PC for dental services for jail inmates

Chief Deputy Kevin Fielding presented agreement #2017-96 with Robert D. Anderson, DDS, PC to provide dental services to jail inmates. The contract period is April 1, 2017 through March 31, 2022. The payable amount of the contract is service dependent. Chief Fielding indicated the contract language indicates that it matches the RFP of \$85/hour. Mike Kendall also noted that his services were capped at 6 hours/week.

Commissioner Millburn 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.

TABLED – agreements with cities for election services

Commissioner Millburn indicated that the next agreements on the agenda for 2017 election services with the cities have generally been done in an interlocal type fashion and by resolution. Having just consulted with legal counsel, Mike Kendall, it appears that the agreements have the interlocal agreement language format but not listed as such.

Mike Kendall, Deputy County Attorney, said that the contracts are contemplative of interlocal agreements under the Interlocal Agreement Act. There is a laundry list of items that require that they are authorized by the legislative body. It has been Davis County’s general practice to accompany interlocal agreements with a resolution. The safest option would be to move forward with a resolution. The documents are fine, they are not titled as interlocal agreements but they are formatted as such having cited the Interlocal Agreement Act etc. If there is some type of budget modification or things of that nature, there are many other reasons as to why a resolution would need to be made by our legislative body in order to approve them. It is not a mandate for all interlocal agreements approved by a legislative body, but it has been our practice.

Commissioner Millburn said he was thrilled to see an agreement with each and every city (15). His reason for asking the question was for his “own minds-eye” knowing that this was a practice of how documents with cities were done before (i.e. Animal Control). It is more out of continuity.

Commissioner Millburn made a motion to table the election service agreements with the cities until they can be accompanied by a resolution. Commissioner Elliott seconded the motion. All voted aye.

Commissioner Smith presented the following:

Ordinance #1-2017 Enacting Criteria for Participation & Appropriation to a Private Enterprise Project

Ordinance #1-2017 adding a new Article to Title 2, Chapter 2 to the Davis County Code Enacting Criteria for County Participation and Appropriation to a Private Enterprise Project. This ordinance will bring Davis County’s Code in-line with Utah State Code.

Commissioner Millburn 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.

Ordinance #2-2017 Appointment of Deputies and employees for the discharge of duties

Ordinance #2-2017 adding Title 2, Chapter 2.04, Section 2.04.030 to the Davis County Code regarding the Davis County Legislative Body’s Consent Power for the Appointment of Deputies and Employees, as necessary, by a Davis County Officer, except a County Commissioner, for the Discharge of Duties of a Davis County Officer’s Office. This ordinance will also bring Davis County’s Code in-line with the Utah State Code.

Commissioner Millburn 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.

TABLE Amendment with CenturyLink

Commissioner Elliott made a motion to table Information System’s amendment with CenturyLink

until it can be presented in a meeting. Commissioner Millburn seconded the motion. All voted aye.

BOE

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

Property Tax Register approved including 13 late filed tax exempt applications

Curtis Koch presented the Property Tax Register which reflected the following:

Thirteen (13) late filed tax exempt applications. He explained that the deadline to receive applications was March 1<sup>st</sup> and it was extended to March 29<sup>th</sup> after a reminder was sent out. Curtis explained that the Commissioners had the option to hear from each applicant individually if they wished. Mike Kendall indicated that these were non-profit entities who had been previously approved and are required to apply annually. He reiterated that the Commissioners may grant the late applications or choose to have a hearing. Commissioner Millburn inquired if these entities were habitually late. Curtis did not have that information.

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

Seven (7) veteran exemption tax abatements, 2 tax exempt tax abatements and the Treasurers' adjustments in the amount of \$10.84.

Commissioner Millburn 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.

Reconvened Commission Meeting

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

Commission Meeting minutes approved

Commissioner Elliott made a motion to approve the Commission Meeting minutes for March 7 & 14, 2017. Commissioner Millburn seconded the motion. All voted aye. The documents are on file in the office of the Davis County Clerk/Auditor.

Check register approved

Check registers as prepared by the Davis County Clerk/Auditor's Office were approved with a motion by Commissioner Elliott. 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 indicated that the Commissioners had the opportunity to attend Congressman Chris Stewart's event last Friday. There were different speakers and panelists addressing various topics. The overarching theme was "America's Role in the World." He found it to be quite fascinating from the perspective of our local F35 pilots based here at Hill Air Force Base and understand that aircraft to some folks who have expertise in the communications world, particularly with the media and the changing dynamic that the media utilizes, particularly the social media side of things. Most fascinating were the two individuals that spoke who are ambassadors from Ukraine and Jordan. It is pretty apparent that we ride a balance across a world stage.

Commissioner Smith agreed with Commissioner Millburn, saying that it was a fascinating use of their day attending Congressman Stewart's event. It was eye opening and nerve wracking. He expressed his appreciation for the men and women in uniform who are out there. The day before that, he and Commissioner Elliott attended the Volunteers of America breakfast. They toured their youth resource center for homeless youth in the Salt Lake valley. That afternoon they toured the Boys and Girls Club in Weber County. "There are an awful lot of great people doing great things for vulnerable populations. Even though people don't like to think we have situations like that here in our county, we do." He appreciates those who dedicate their time, energy and heart to some of these very important aspects of our community.

No public comments

No public comments

Meeting adjourned.

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Clerk/Auditor

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Chair