

COMMISSION MEETING MINUTES  
September 29, 2015

The Board of Davis County Commissioners met on September 29, 2015 at 10 am in room 303 of the Davis County Administration Building, 61 South Main Street, Farmington, Utah. Members present were: Commissioner P. Bret Millburn - Chair, Commissioner John Petroff, Jr., Commissioner Jim Smith, Clerk/Auditor Curtis Koch, Chief Deputy Civil County Attorney Neal Geddes 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 September 29, 2015.**

**OPENING**

Pledge of Allegiance – By Invitation

**RECOGNITIONS, PRESENTATIONS AND INFORMATIONAL ITEMS**

- RFP Openings:
  - Davis County Annual Fire Alarm & Sprinkler Inspections
  - Professional Auditing Services
- Outstanding Program Award for the Davis County Health Improvement Plan (CHIP)
- 2015 Davis County Fair report
- 2015 Commissioners' Cup Grant Applications being accepted Oct 1-31, 2015
- Davis County Commissioners will attend the North Salt Lake City Council Meeting on October 6<sup>th</sup> at 6:30 PM
- 2016 Budget Meeting Schedule

**PUBLIC HEARING**

Davis County's intent to sell surplus property Tax ID Numbers #01-018-0011 and 01-018-0015 containing 1.6495 acres located at approximately 3650 South Davis Blvd, Bountiful, Utah

**BUSINESS/ACTION**

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

Agreement with LA ROCA – space rental for hourly indoor soccer practice in Building #2 (receivable)

***Jerry Meyer, Davis County Library Assistant Director, presenting:***

Agreement with MyHeritage (USA) Inc. – license for access to WorldVitalRecords.com Library Edition for family history research (payable)

Agreement with ProPay, Inc. – transaction processing to allow libraries to take credit cards (payable)

***Lewis Garrett, Davis County Health Department Director, presenting:***

Agreement with Utah Department of Transportation – purchase of (2) 25-foot ADA accessible buses (payable)

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

Amendment with Utah Dept of Health/Emergency Medical Services – FY2015 EMS Grant (receivable)

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

Agreement with Hooper Water Improvement District – election services (receivable)

***Commissioner Millburn presenting:***

Resolution of Appointment of a Davis County Representative and an Alternate Representative for the Utah Counties Indemnity Pool (UCIP) Annual Membership Meeting

Contract summary list – Internet connection users for access to Recorder's Office information on REDI WEB (receivable)

**BOARD OF EQUALIZATION**

Request approval of the Property Tax Register

**CONSENT ITEMS**

Meeting Minutes (9/15/15 & 9/15/15 PH)

Check Registers

**COMMISSIONER COMMENTS**

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

Isa Perry, Davis County Health Department's Community Outreach Planner, led the Pledge of Allegiance. All in attendance were invited to stand and join in.

RFPs opened for annual fire alarm and sprinkler inspections

Curtis Koch, Davis County Clerk/Auditor, and Mack McDonald, Davis County Facilities Director, opened the following RFPs (request for proposal) for Annual Fire Alarm & Sprinkler Inspections:

	BIDDER	AMOUNT
1.	System Service Specialist	\$ rate per service (15)
2.	Alphacorp.	\$9,660.00
3.	Silver Fire Protection	\$12,525.75
4.	PST	\$7,899.50
5.	AAA Fire Safety & Alarm	\$ itemized list
6.	Rapid Fire Protection Inc.	\$10,060.00
7.	Statefire DC Specialties	\$12,005.00

Mack and his staff will review the submitted proposals for the most responsive bidder and come back with a recommendation on the company that would provide the best value to the county.

RFPs opened for Professional Auditing Service (external auditor)

Curtis Koch, Davis County Clerk/Auditor, opened the following RFPs (request for proposals) for Professional Auditing Services for the next 5 years. Curtis explained this is for an external auditor, who is a licensed CPA, to annually review the books of Davis County to ensure the public's interests are being met. He is sometimes asked, "Who audits the Auditor." Answer, the external auditor does.

	BIDDER	AMOUNT
1.	Davis & Bott	\$139,400.00
2.	Pinnacle	\$142,500.00
3.	Christensen, Palmer & Ambrose	\$139,500.00
4.	Wiggins & Co.	\$209,600.00
5.	Haynie & Company	\$78,000.00 / 1 year
6.	Eide Bailly LLP	\$36,375.00 / 1 year

A selection committee comprised of a Commissioner, the Treasurer's Office and staff from the Auditor's Office will review the submitted proposals to select the external auditor to be independent and to render an opinion on the financial records of the county.

CHIP program received "Outstanding Program" award during Active Transportation Summit

During the 2015 Active Transportation and Health Summit held in Ogden Utah on September 8<sup>th</sup>, the Davis County Health Department received an award for "Outstanding Program for the Davis County Community Health Improvement Plan (CHIP)". The CHIP team was recognized for participation in developing, writing and supporting the CHIP. A brief video presentation was shown which demonstrated CHIP's contributions and successes of community partners involved in the four workgroups addressing the county's top health priorities: suicide, obesity, access to behavioral health services and air quality.

Isa Perry, Davis County Health Department's Community Outreach Planner, credited the program's achievement to administrative support and their community partners for making amazing things happen by working together.

Commissioner Millburn commended Isa, the Health Department, the groups and the community partners. He felt that is what makes Davis County stand out. Commissioner Smith said this was a great success. The CHIP program has been recognized in several different venues. He purchased a bike this year and has been out riding. He said, "I'm going to die healthy."

2015 Fair report

Brooks Burr, Davis County Fair Coordinator, gave a slide show presentation and report of the 2015 Davis County Fair. He highlighted many of the attractions: Eyes of the Tiger Show, the Elephant Encounter, the popular and always free pony rides, the Magical Celebrations Princess Performances, an expanded animal petting zoo, the main stage performers Madilyn Paige (from The Voice) and Margie Chadburn, the demolition derby, and of course the RMPRA Rodeo (change from PRCA). Parking numbers were up with the food drive, which off-sets costs and produced 8,960 pounds of food to be donated to the Family Connection Center. There were 10 brand new sponsors of the fair. They were able to cut down on expenses, totaling the lowest expenditures of the fair in ten years.

The Commissioners commended Brooks on coordinating such a successful event saying they knew he put a lot of work into it. Commissioner Smith commented on the 4-H exhibits hosted by USU Extension Services. Commissioner Millburn commented he also enjoys the American Legion's flag retirement ceremony during the fair. Great job!

2015 Commissioners' Cup Grant applications available

Commissioner Millburn announced the 2015 Commissioners' Cup grant applications are being accepted through October 31, 2015. The grants are awarded for educational youth programs. There was approximately \$18,000 to \$19,000 raised from the 18<sup>th</sup> Annual Commissioners' Cup Golf Tournament to be distributed. No taxpayer dollars are used for this. He thanked the sponsors and participants for their contributions and participation at the golf tournament who helped make these grants possible.

Commissioners to attend NSL City Council on 10/6/15

Public Notice was given regarding the attendance of the Davis County Commissioners at the North Salt Lake City Council Meeting on October 6 at 6:30 pm to receive information from citizens and to provide a question and answer forum for Davis County matters. The work session is scheduled for 6:30 pm and the Council meeting will begin at 7 pm. Both meetings will take place at the North Salt Lake City Offices located at 10 East Center Street in North Salt Lake.

2016 Budget Meeting schedule

The 2016 Budget Meeting schedule notice has been noticed and posted. The meetings begin October 5<sup>th</sup>.

Public hearing re: surplus property at approx. 3650 S Davis Blvd., Bountiful

Tony Thompson, Davis County Property Manager, indicated that during the September 1, 2015 Commission Meeting a "significant parcel" (1.6495 acres) was declared as surplus. It is in regards to Tax IDs #01-018-0011 and #01-018-0015 (contiguous) located at approximately 3650 South Davis Boulevard in Bountiful. It was acquired as part of the Hooper Draw detention. The Davis County Property Committee has been identifying county properties that can be surplus and used in higher or better use than what they are as county owned parcels. Davis County Code requires public notice be given and a declaration of sale be posted and published in the newspaper of general circulation through the County. The notice for this surplus property was published in the Davis County Clipper on September 10. The notice identified today as a time and place for the public hearing to take public comment on the significant parcel.

Commissioner Petroff made a motion to move to public hearing. Commissioner Smith seconded the motion. All voted aye.

Public comments

Public comment:

Grant Iverson, 226 Sterling Dr, Bountiful. Mr. Iverson had the following concerns:

1. Understood that this was a retention basin with 2 drains coming into it from Monarch and Coronation with an exhaust line going out on the NW corner of the retention basin. He wants to know what will be done with the water as there is currently water in the bottom. In selling the whole piece of property is the detention basin eliminated?

Commissioner Millburn indicated the purpose of the public hearing is for the public to express concern, pose questions and make statement. It is not a dialog at this time. It is an opportunity for the Commission to take note of the questions and concerns, after which they will research and find answers. They will engage Davis County Public Works with this question.

2. The views could be lost if a developer comes in and fills the detention basin and constructs houses and trees. This is their primary concern. He provided scenic photos to the Commission.
3. Who will maintain the overgrown foliage in the marsh area at the bottom? Currently Public Works cuts it down annually.

4. With it being a marsh area in the bottom, they would like the property to remain a detention basin.

Commissioner Millburn indicated that as this property came to Property Committee, which is comprised of a Commissioner, Surveyor and Public Works, Clerk/Auditor and Legal, there was some discussion regarding the need of retention. In his notes, there would be an easement maintained for the protection of the storm drainage facilities on the property should it be sold. There are representatives from Public Works in the audience who can engage one-on-one following the meeting. He reiterated Mr. Iverson's concerns as being: 1) the maintenance of the property, and 2) the potential loss of some views.

Mr. Iverson indicated there is the possibility of a loss of property value if they lose the views.

Ken Willmore, 256 Sterling Dr, Bountiful (neighbor of Mr. Iverson). They were told the property was going to be developed as a park. He realizes developers overstate their bounds, which they found out later. He said the County didn't realize they owned the property until another neighbor called Bountiful City to use the property for Boy Scouts. It was at that time the County realized it was theirs and the current status has come about. His concerns are:

1. They have tried to beautify the area by planting trees and installing a watering system adjacent to their property.
2. There is concern on who owns what property.
3. Unknown as to what a developer will do. Especially if there are tiny lots. It would damage their property value.
4. His property has 2 easements: 1) Weber water, and 2) storm drain. The majority of that water comes off of Monarch Drive which goes up to Bountiful Blvd. If that drain system is not maintained, there will be resulting issues.

Mr. Willmore indicated they have concerns and are really shocked that Davis County would want to sell that property after it was designated as a retention pond. He feels it is a way for Davis County to collect property taxes. He asked, "Are you serving your constituents?"

Commissioner Petroff made a motion to close the public hearing. Commissioner Smith seconded the motion. All voted aye.

Commissioner Millburn said they would take the public comments that have been made and review those. He asked if Tony Thompson or Public Works had any comment in this regard.

Adam Wright, Davis County Public Works Interim Director, commented on the use of the detention basin. The basin is redundant in what it does. There is a basin to the north that also detains on the channel. The property in question was for local drainage to detain it. It goes from one detention basin to another. Upon their review, there was no need for the County to detain that local drainage. They did contact Bountiful City to let them know what the County's intention was. Their only concern was maintaining an easement for drainage to pass-through that property. In meeting with the Property Committee, they insured that those easements did pass through the property and the drainage could make it to the detention basin to the north which is a functioning detention basin (north of Coronation Way). He concurred with the residents that the property does currently function as a detention basin. Water is flowing to it and is stacking there now. Whoever takes ownership of the property will have to address that and will have to pass that local drainage through the property and on to the next basin to discontinue its use as a detention basin.

Tony Thompson confirmed the legal descriptions of the parcels have been verified. One by tax sale and the other by condemnation. The title to the property is held by Davis County. He indicated a berm has been placed on the street side and makes it look like there is a lot of elevation. Removal of the berm would

Public Works  
comments re:  
surplus  
property

open it to Davis Blvd.

Public  
Comment

Commissioner Millburn allowed Mr. Iverson to make additional public comment:

Grant Iverson, 226 Sterling Drive. He feels that the County has the understanding that the detention basin to the north is for run off. He said it is not. If you follow it up, there is a sand point that was run back into the mountain and they have a free flowing well pipe that comes out of the mountain. It runs heavily in the spring and early summer. And then it runs out to nothing. It happens every year. They are draining that tank that is back in the mountain. He reiterated it is not run off from streets or anything else. It has been there a long time.

Agreement  
#2015-502 LA  
ROCA soccer  
practice

Mike Moake, Davis County Legacy Events Center Marketing, presented agreement #2015-502 with LA ROCA for space rental for hourly indoor soccer practice in building #2. Period of contract is November 2, 2015 through March 4, 2016. Receivable amount is \$9,990.00.

Commissioner Petroff 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  
#2015-503  
MyHeritage  
USA for  
license of a  
geneology data  
base

Jerry Meyer, Davis County Library Assistant Director, presented the following:

Agreement #2015-503 with MyHeritage (USA) Inc. for a license to access WorldVitalRecords.com Library Edition for family history research. Jerry explained there is a collection of 100 genealogy data bases and census. It is the Library's highest used database. Period of contract is September 29, 2015 through September 28, 2016. Payable amount is \$5,250.00.

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

Agreement  
#2015-405  
ProPay for  
credit card  
transactions at  
the Library.

Agreement #2015-405 with ProPay, Inc. for credit card transaction processing. It will be integrated with the Library's system for crediting of payments on patron's accounts. They will do a test run at Headquarters Library. No credit card information is stored on the server or on-line. The minimum charge will be \$4. Period of contract is ongoing from September 29, 2015. Payable amount is approximately \$15,000 annually with the remainder of 2015 being \$3,750.00.

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

Agreement  
#2015-505 with  
UDOT to  
purchase 2  
ADA buses.

Lewis Garrett, Davis County Health Department Director, presented agreement #2015-505 with the Utah Department of Transportation (UDOT) for the purchase of two (2) 25-foot ADA accessible buses. He explained there are Federal funding grant funds that will be utilized. Period of contract is when compliance to Federal regulations has been met and the scope of work has been completed. Payable amount is \$127,368.00 (\$101,894 Federal share; \$25,474.00 County match). The older buses will be surplus.

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

Amendment  
#2014-311A –  
FY2015 EMS  
grant

Chief Deputy Kevin Fielding, Davis County Sheriff's Office, presented amendment #2014-311A with the Utah Department of Health, Emergency Medical Services for the FY2015 EMS Grant. The funding is based on the number of EMT's and paramedics. The funding will be used for training and supplies. Period of contract is July 30, 2015 through May 15, 2016. Receivable amount is \$13,598.00.

Commissioner Petroff 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  
#2015-506  
election  
services for

Brian McKenzie, Davis County Elections Manager, presented agreement #2015-506 with the Hooper Water Improvement District to provide election services for the 2015 General Election. He explained the

Hooper Water Improvement Dist.

district crosses into Davis County. There are contested races in the Weber County area. It required them to place their uncontested candidate on the ballot within Davis County. There are about 166 Davis County voters impacted. Period of contract is for 2015 General Election. Contract amount is per fee schedule "Exhibit A". Commissioner Petroff indicated this would affect his household.

Commissioner Petroff 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 #2015-507 appointing UCIP representatives

Commissioner Millburn presented the following:

Resolution #2015-507 to appoint a Davis County representative and an alternate representative for the Utah Counties Indemnity Pool (UCIP) Annual Membership Meeting scheduled for November. He indicated he was last year's representative, as he serves on UCIP Board, and Curtis Koch was the alternate.

Commissioner Smith made a motion to appoint Commissioner Millburn as the representative and Curtis Koch as the alternate for 2015. Commissioner Petroff seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Internet connection users summary #2015-508

Internet connection users contract summary #2015-508 for access to the Recorder's Office information on REDI Web (13 users).

Commissioner Petroff 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.

BOE

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

Property Tax Register approved

Curtis Koch presented the Property Tax Register which reflected 23 abatements based upon property going to exempt entities or being sold from exempt entities with the remaining amount of the years taxes are to be paid and 1veteran abatement.

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

Reconvene

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

Commission Meeting minutes for 9/15/15 approved

Commissioner Smith made a motion to approve the Commission Meeting minutes of September 15, 2015 and the Special Meeting Minutes of September 15, 2015 for the evening public hearing regarding possibility of the South Davis Metro Fire District's proposal to become a special taxing entity. Commissioner Petroff 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 Petroff. Commissioner Smith seconded the motion. All voted aye. The documents are on file in the office of the Davis County Clerk/Auditor.

No Commissioner Comments.

No Public Comments.

Meeting adjourned.

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Clerk/Auditor

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Chair