

COMMISSION MEETING MINUTES  
April 21, 2015

The Board of Davis County Commissioners met on April 21, 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  
noticed

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 21, 2015.

**OPENING**

Pledge of Allegiance – Janet Hanson, Davis County Commission Office

**RECOGNITIONS, PRESENTATIONS AND INFORMATIONAL ITEMS**

Public Notice of Special Meeting in coordination with tonight's Centerville City Council Meeting

**BUSINESS/ACTION**

***Marlin Eldred, Davis County Community & Economic Development Interim Director, presenting:***

Request approval for a donation to the Davis Arts Council (payable)

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

Agreement with State of Utah, Div. of Facilities Construction & Management – assignment of lease from Davis County Health Department/Tri-County Weatherization Div. to the State of Utah in behalf of the Dept. of Workforce Services (n/a)

Grant award from Meals on Wheels America – 2014-2015 Subaru "Share the Love" event (receivable)

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

Amendment with CenturyLink – to receive State Contract pricing for communications (n/a)

***Chris Sanford, Davis County Library Director, presenting:***

Agreement with Creative Empire, LLC dba Mango Languages – database of languages (payable)

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

Amendment with Trinity Services I, LLC – FY2015 meal price scale for jail inmates (payable)

***Luke Love, Davis County Facilities Interim Director, presenting:***

Change order with Robert I Merrill Co. – additional ADA components to sliding door of Admin Bldg (payable)

Agreement with Kool Breeze Home Improvement Inc. – install vehicle awning at Health Dept bldg (payable)

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

Agreement with Porsche Club of America – motorized sporting events in parking lot (payable)

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

Agreement with GoDavis.Biz – on-line promotion and articles regarding 2015 Davis County Fair for sponsorship items (value in-kind)

Agreement with Utah Media Partners LLC dba Hometown Values Magazine – promote the 2015 Davis County Fair (payable)

Agreement with TBN Investments LLC – Layton Chick-fil-A to sponsor the 2015 Davis County Fair and be the title sponsor of the "American Legion Flag Retirement Ceremony" (receivable)

***Dave Hansen, Davis County Legacy Events Center Director, presenting:***

Agreement with Beacon Metals – repair main entry doors of Legacy Center (payable)

Agreement with Big Red Paving, Inc. – install new asphalt in parking lot north of the Legacy Center (payable)

***Commissioner Millburn, presenting:***

Resolution of the Board of County Commissioners of Davis County Providing Notice of Davis County's Intent NOT to Impose a Local Sales Tax to Fund Cultural and/or Recreational Facilities (West Bountiful City)

Ratify South Davis Recreation District Board Appointments – Melvin Miles and Marti L. Money

**BOARD OF EQUALIZATION**

Request for Approval of the Property Tax Register

**CONSENT ITEMS**

Meeting Minutes

Check Registers

**COMMISSIONER COMMENTS**

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

**CLOSED SESSION:** Personal Property Tax Appeal Hearing (UCA Title 59, Part 4) and UCA 52-4-205(c) strategy session to discuss pending or reasonably imminent litigation

Janet Hanson, Davis County Commission Office, led the Pledge of Allegiance. All in attendance were

invited to stand and join in.

Commissioners  
in attendance at  
Centerville  
City Council  
meetings  
tonight

Commissioner Millburn gave a reminder that tonight the Commissioners will be meeting with Centerville City Council prior to their Council Meeting. He explained this is an opportunity when the Commissioners meet with the various cities, their staff, and the public to understand what is going on in their world. They will be attending the Centerville City Council's work session at 5 pm and the 7 pm Council meeting.

Commissioner Smith recognized and thanked Janet and her husband, Tom Hanson, for having lowered their viewing monitors so they could better view the audience as well as to be seen by the audience.

Recognition of  
Janet & Shauna  
for AP Week

Commissioner Millburn spoke on behalf of the Commissioners in recognizing and thanking Janet and Shauna, this week being Administrative Professionals Week. The Commissioners' credited their successes which are driven by them. They appreciate everything they do to keep them organized and moving in the right direction, making sure all the "i's" are dotted and the "t's" are crossed.

Marlin Eldred  
appointed CED  
Director

Commissioner Millburn announced Marlin Eldred has been appointed director of Davis County Community and Economic Development indicating he has performed well in the Interim Director role the past few months. He congratulated Marlin and looks forward to great things happening. Marlin expressed his gratitude for the opportunity they have given him. He said it has been a roller coaster ride and he expects to hold on and continue to move forward with Economic Development in Davis County. Commissioner Millburn referred to Lagoon rides and advised Marlin to "keep your arms and hands inside at all times and have fun!" He teased him saying not to mess it up.

Donation  
#2015-160 to  
Davis Arts  
Council

Marlin Eldred, Davis County Community and Economic Development Director, invited and introduced Kirt Bateman, Executive Director of the Davis Arts Council, to join him in presenting a request for donation #2015-160 for \$3,500.00 to the Davis Arts Council (DAC). Marlin explained that the Davis Arts Council is one of those quality of life and gems we have in Davis County with the Ed Kinley Amphitheater and the services they provide. It is a great opportunity for our community and residents to participate in the cultural arts. Having received a request from the DAC, his office makes a recommendation to the Commissioners to support the donation request of \$3,500.00. He asked Kirt to talk about the DAC and introduce those accompanying him. Kirt introduced Dawn Brandvold, Chair of DAC Board of Trustees, and Teri Cowan, DAC's new Director of Development of Community Outreach and Communication, which is a new position. Kirt expressed that the DAC is growing. They are scheduled for a 15 concert series this year which will include Donny Osmond. He described the Ed Kinley Amphitheater as an intimate outdoor concert venue. They have 5 other programs, one of which, with the approval of the requested donation, Davis County will be the sponsor of the Davis Arts Chamber Music Series, which is scheduled monthly September to May. For the last 5 seasons, it has been held at the Kaysville Tabernacle. Unfortunately, this location is no longer available and they are looking for a new location. It is free to the community and has a great following. They also have an education tour scheduled which is a traveling play. This year's play is "RUFF" which is about being different and recognizing the differences in others. The DAC is approaching \$1,000,000.00 in revenue. They are proud to be "the place" for this type of arts and culture for Davis County. He thanked the Commissioners for considering the donation request.

Commissioner Millburn agreed, saying the DAC plays a vital role in the community, which is "icing on the cake", so to speak. There is something for everyone in Davis County. This adds to the County's unique quality of life which helps us in our economic development and all other aspects of the county. It is the vibrancy and finesse. It is one of his pleasures and hopes the other Commissioners feel the same and make a motion to approve the donation. Commissioner Smith indicated he keeps his lawn chairs in his car in order

to attend the events. Commissioner Petroff said that the arts are the color in our lives and that we have a colorful life in Davis County.

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  
#2015-161  
assignment of  
Freeport  
(Weatheriza-  
tion Program)  
lease

Lewis Garrett, Davis County Health Department Director, presented the following:

Previously tabled agreement #2015-161 with the State of Utah, Division of Facilities Construction & Management for the assignment of the lease from Davis County Health Department/Tri-County Weatherization Division to the State of Utah in behalf of the Department of Workforce Service. This releases Davis County of the leased Weatherization facility at the Freeport Center. There are no monies involved. It will be effective May 1, 2015.

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.

Grant  
#2015-162  
Meals on  
Wheels  
America

Grant award #2015-162 from Meals on Wheels America from the 2014-2015 Subaru "Share the Love" event. Lewis explained, when purchasing or leasing a new Subaru a charity can be designated and Subaru will donate \$250.00 to that charity. Meals on Wheels is one of those charities. The receivable amount is \$1,000.00. Funds are to be used in the 2015 calendar year.

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.

Amendment  
#2012-85A  
CenturyLink  
-State pricing.

Mark Langston, Davis County Information Systems Director, presented amendment #2012-85A with CenturyLink for Davis County to utilize/adopt the State of Utah's contract pricing which was recently renegotiated. It will drop some of the communication costs for T1 lines and fiber, etc. Contract pricing and contract period are in conjunction with the State's contract terms.

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  
#2015-163  
Creative  
Empire dba  
Mango  
Languages  
database

Chris Sanford, Davis County Library Director, presented agreement #2015-163 with Creative Empire, LLC dba Mango Languages for a database of 12 languages (Arabic, Cantonese, Chinese, Mandarin Chinese, Dutch, English, French, German, Italian, Japanese, Portuguese, Russian and Spanish). These tutorials are available to patrons to set-up accounts to learn to speak a new language. Last year the database was accessed 2,550 times. Payable contract amount is \$10,561.00. Contract period is April 1, 2015 through March 31, 2016.

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.

Amendment  
#2010-48F  
Trinity  
Services I, LLC  
for inmate and  
Meals on  
Wheels meal  
pricing

Chief Deputy Kevin Fielding presented amendment #2010-48F with Trinity Services I, LLC for FY2015 meal price scale for jail inmates and the participants of the Meals on Wheels program. It has an increase of 2.5% which is in-line with the CPI (Consumer Price Index) in the category of "meals away from home". Payable contract amount is service based (estimated at \$975,000.00). Contract period is January 1, 2015 through December 31, 2015.

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.

Commissioner Millburn mentioned he saw on the news that the Maricopa County Sheriff is changing their inmate meal program to vegetarian which would reduce their costs due to not having to buy meat.

Change order  
#2014-422A  
Robert Merrill

Luke Love, Davis County Facilities Interim Director, presented the following:

Co for ADA components

Change order #2014-422A with Robert I Merrill Company to include ADA components to the new employee access door of the Administration Building. They were unable to use parts from the previous system. Payable contract amount is \$4,190.00. Contract period is 2 weeks from signing.

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 #2015-164  
Kool Breeze Home Improvement Inc – vehicle awning @ Health Dept.

Agreement #2015-164 with Kool Breeze Home Improvement Inc. to install an awning over 6 vehicle stalls at the Health Department building. The awning will provide protection from the elements as they provide car seat safety installations and checks. Payable contract amount is \$11,000.00. Contract period is 8 weeks from signing.

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 #2015-165  
Porsche Club of America

Mike Moake, Davis County Legacy Events Center Marketing, presented agreement #2015-165 with the Porsche Club of America for 2 motorized events in the parking lot. Contract receivable amount is \$2,400.00. Event dates are June 21, 2015 and August 30, 2015.

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 #2015-166  
GoDavis.Biz on-line promotion of 2015 Fair

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

Agreement #2015-166 with GoDavis.Biz for on-line promotion and articles regarding the 2015 Davis County Fair in exchange for sponsorship opportunities. Contract is “value in-kind.” Contract period is April through August 2015. 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 #2015-167  
Hometown Values advertise 2015 Fair

Agreement #2015-167 with Utah Media Partners LLC dba Hometown Values Magazine to purchase half page ads and the August cover of the magazine to promote the 2015 Davis County Fair. Payable contract amount is \$5,796.00. Contract period is April through August 2015.

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 #2015-168  
TBN Investments (Chick-fil-A) 2015 Fair sponsor

Agreement #2015-168 with TBN Investments, LLC (Chick-fil-A location in Layton) to sponsor the 2015 Davis County Fair. They will have a vendor booth and be a preferred vendor for the volunteers. They will also be the title sponsor for the “American Legion Flag Retirement Ceremony.” The Commissioners commended Craig Saxton (brother of Bryon Saxton, Standard Examiner reporter) for his community support and involvement. Commissioner Petroff spoke of the employment and training opportunities in which Craig teaches excellent customer services skills. Receivable contract amount is \$1,200.00. Contract period is April – August 2015.

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.

No damage to parking lot from motorized events

Dave Hansen, Davis County Legacy Events Center Director, indicated he had Davis County Public Works engineers examine the parking lot following the motorized racing events. They verified there had been no damage.

Agreement #2015-169  
Beacon Metals replace

Dave presented the following:

Agreement #2015-169 with Beacon Metals, Inc. to repair the main entry doors to the Legacy Center. This repair will create a more open space (no floor hardware in the center of the doors) for transporting

equipment into the Center. Payable contract amount is \$2,498.47. Contract period is to be completed by May 21, 2015.

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  
#2015-170  
Bidg Red  
Paving –  
asphalt north  
lot

Agreement #2015-170 with Big Red Paving, Inc. to install new asphalt in the parking lot north of the Legacy Center. This is the portion of the lot that was not completed last year. There were 3 estimates/bids for the project. This will complete the paving project. Contract payable amount is \$65,520.00. Work is to be completed by May 21, 2015.

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  
#2015-171 DC  
Intent NOT to  
impose RAP  
tax – West  
Bountiful City

Commissioner Millburn presented resolution #2015-171 of the Board of County Commissioners of Davis County's Intent NOT to Impose a Local Sales Tax to Fund Cultural and/or Recreational Facilities. This resolution is in response to West Bountiful City's request of April 7, 2015, which will now allow them to go forward to submit opinion questions to their residents regarding whether they should authorize the imposition of a local sales and use tax of 0.10% within the City to fund cultural, recreational and zoological facilities and botanical, cultural, and zoological organizations referred to in the "RAP Tax."

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.

Reschedule  
SDRD Bd  
appts.

Commissioner Millburn indicated that due to the cancelation of yesterday's South Davis Recreation District Advisory Board meeting (no quorum) the listed agenda item to ratify board appointments will be done by resolution in a future meeting.

Convene as  
BOE

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

Property Tax  
Register  
approved

Diane Law, Davis County Tax Administration Lead, presented the Property Tax Register which reflected 4 veterans' abatements.

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

Commissioner Smith recognized Diane for training him on the property tax appeal process. He realized there is a huge volume of work that goes through their department and how carefully they process appeals. He publically thanked her and those in her office.

Reconvene  
Commission  
Meeting

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

There were no meeting minutes submitted.

Check registers  
approved

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

Introduction of  
Heidi  
Voordeckers –  
Chief Deputy,  
Clerk/Auditor's  
Office

Comments:

Curtis Koch introduced Heidi Voordeckers as the newly appointed Chief Deputy in the Clerk/Auditor's Office. He said she will have an opportunity to work with several of the departments to move the County forward on a variety of issues; from elections to tax administration, to budgets.

Heidi indicated the past year she had worked with Bountiful City. Prior to that that she worked with

West Bountiful as Finance Director and Recorder for 5 years. She has experience with certified tax rates and has worked on the “other side of the table” on similar issues. She’s excited to get started and to be here in Davis County to get the different perspective. She has met many great people and also those she has worked with in the past.

Commissioner Millburn welcomed Heidi aboard. He’s happy for Curtis to now have a full staff.

No public comments.

Closed session

Commissioner Millburn indicated there was need to move to a closed session for a Personal Property Tax Appeal Hearing under UCA Title 59, Part 4 and for UCA 52-4-205(c) strategy session to discuss pending or reasonably imminent litigation.

Commissioner Petroff made a motion to go to closed session. Commissioner Smith seconded the motion. All voted aye.

Reconvened  
Commission  
Meeting

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

Adjourned

Commissioner Millburn, having no further business, adjourned the meeting at 12:03 p.m.

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Clerk/Auditor

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Chair