

COMMISSION MEETING MINUTES
June 2, 2015

The Board of Davis County Commissioners met on June 2, 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 June 2, 2015.**

OPENING:

Pledge of Allegiance – Tony Zambrana, Davis County Clerk/Auditor’s Office

RECOGNITIONS, PRESENTATIONS AND INFORMATIONAL ITEMS:

BUSINESS/ACTION:

Tony Zambrana, Davis County Clerk/Auditor’s Office, presenting:

Amendment with Utah Dept. of Human Services – Social Service Block Grant funding, contract period extension, and associated certification requirements (receivable/match)

Brad Stone, Davis County Davis Park Golf Professional, presenting:

Agreement with Davis Park Café, LLC – provide food and banquet services at Davis Park Golf Course (receivable)

Tony Thompson, Davis County Property Manager, presenting:

Request to approve 2015 priority list of highway corridor preservation projects established by

Davis County Council of Governments (COG) (n/a)

Release, Waiver of Liability, and Indemnity Agreement with MRK Holdings, LLC – lack of adequate water and fire protection on Tax ID 09-003-0035 (n/a)

Request to establish a base bid price for sealed bid #04-2015 Surplus Tax Sale Property - Tax ID 07-193-0131 and assign property to notice on the Davis County Website for bid (n/a)

Assignment of sealed bid #05-2015 for Surplus Tax Sale Property – Tax ID 07-194-0217

Assignment of sealed bid #06-2015 for Surplus Tax Sale Property – Tax ID 07-194-0218

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

Agreement with ZD Cattle Co. – arena rental for team roping and team sorting during 2015 Davis County Fair (receivable)

Brooks Burr, Davis County Fair Coordinator, presenting:

Agreement with Utah Virtual Academy – sponsor the 2015 Davis County Fair (receivable)

Agreement with Walk on Water, LLC – attraction at the 2015 Davis County Fair (receivable)

Agreement with MediaOne of Utah – advertise the 2015 Davis County Fair (payable)

Agreement with Mindy Dearden (Magical Celebrations) – performing princess group appearances during the 2015 Davis County Fair (payable)

Mike Moake, Davis County Legacy Events Center Director, presenting:

Agreement with Steel Fist Fight Night, LLC – MMA event in June (receivable)

Agreement with Steel Fist Fight Night, LLC – MMA event in October (receivable)

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

Agreement with Nightingale College – student Camie Green nursing clinical preceptorship at the jail (n/a)

Agreement with Nightingale College – student Jennifer Davies nursing clinical preceptorship at the jail (n/a)

Agreement with Nightingale College – student Pamela Wager nursing clinical preceptorship at the jail (n/a)

Jerry Meyer, Davis County Library Assistant Director, presenting:

Agreement with Fusion Imaging, Inc. – Kaysville Branch Library auditorium lettering and acknowledgement plaques (payable)

Agreement with Julianne Higgs – train rides during Kaysville Branch Library grand opening celebration (payable)

Agreement with Rhonda Petty – balloon twisting during Kaysville Branch Library grand opening celebration (payable)

Commissioner Smith presenting:

Conflict of Interest Statement with Utah Dept. of Human Services – associated with LMHA & LSAA agreements (n/a)

BOARD OF EQUALIZATION:

Request approval of the Property Tax Register

CONSENT ITEMS:

Meeting Minutes – May 19 & 26, 2015

Check Registers

COMMISSIONER COMMENTS

PUBLIC COMMENTS (3 Minutes per Person)

CLOSED SESSION: Personal Property Tax Appeal Hearing (UCA Title 59, Part 4)

Tony Zambrana, Davis County Clerk/Auditor's Office, led the Pledge of Allegiance. All in attendance were invited to stand and join in.

Amendment
#2012-228G
UT Dept of
Human
Services for
SSBG funding

Tony Zambrana, Davis County Grants Auditor, presented amendment #2012-228G with the Utah Department of Human Services for Social Services Block Grant (SSBG) funding for the year 2015-2016, with associated certification requirements and to extend the period of the contract. The additional receivable amount is \$108,747.00. Period of contract is July 1, 2015 to June 30, 2017. Tony indicated the SSBG Review Committee has met and their recommendations for allocations of the funds will be forthcoming.

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
#2015-230
Davis Park
Café for
services at golf
course

Brad Stone, Davis Park Golf Professional, presented agreement #2015-230 with Davis Park Café, LLC to provide food and banquet services at the Davis Park Golf Course. The receivable amount is \$18,000.00. Period of contract is May 26, 2015 to December 31, 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.

Priority list
#2015-231
Includes West
Davis Corridor
and utilization
of funds as
recommended
by COG

Tony Thompson, Davis County Property Manager, presented the following:

2015 Priority List of highway corridor preservation projects #2015-231 established and recommended by the Davis County Council of Governments (COG). He explained, according to Utah Code Annotated 72-2-117.5(7) a council of governments shall establish a council of governments' endorsement process which includes prioritization and application procedures for use of the money allocated to each county under this section. Davis County COG met May 20th and approved the 2015 Priority List of projects which includes the West Davis Corridor and the utilization of corridor preservation funds for UDOT's advanced purchases of the corridor properties.

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.

Release,
Waiver of
Liability and
Indemnity
Agreement
#2015-232
MRK Holdings

Release, Waiver of Liability and Indemnity Agreement #2015-232 with MRK Holdings, LLC for lack of adequate water and fire protection on Tax ID #09-003-0035, located at 2984 E 3050 N, Layton in the unrecorded Hanney Subdivision. It is located in unincorporated Davis County but does use the Layton address grid. This is a lot in a subdivision which was approved prior to the current standards. Commissioner Millburn inquired what made the standards different. Tony explained, current standards require a fire hydrant and access with certain flows of water per minute. The subdivision was developed on a private water system. They do not meet requirements for current fire protection. This action provides notice to the owners of their liability.

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.

Surplus Tax
Sale Property
Tax ID
#07-193-0131
base bid price
established for
advertising

At the May 26, 2015 Commission Meeting, no bids were received or opened for #04-2015 for Surplus Tax Sale Property, Tax ID #07-193-0131. With no bids received from the abutting properties, Tony requested to establish a base bid price of \$600 for the property and advertise it on the County website's list of available surplus properties. Commissioner Millburn pointed out that the 3 surplus properties that were up for bid at the

May 26th meeting were in the same area. He asked Tony if he had any idea why there was no interest in this particular parcel where the other two bids were made by the same entity. Tony indicated the other 2 are investment properties (rental homes) of the Symphony Development Company Investments LLC. The other property was a private individual. Commissioner Millburn, looking at an aerial photo, said there was a fence and wondered if it overlapped the boundary. Tony said there was no overlap. He said the open space to the west of the subdivision was owned by Centerville City, a drainage area, and along the west line of the subdivision they deeded the same strip to abutting property owners so they have that same amount of property added to their lots. The fence line is on the west side of the properties. Those properties are all included within their fenced area of what they are using for their lots. Commissioner Millburn thanked Tony for the clarification.

Commissioner Smith made a motion to set the base bid price of \$600.00 and list it on the County's website for open bid. Commissioner Petroff seconded the motion. All voted aye.

Assignment
#2015-233 of
surplus tax sale
property Tax
ID
#07-194-0217

Assignment #2015-233 of sealed bid #05-2015 for surplus tax sale property identified as Tax ID #07-194-0217 located in the rear of 2053 N 725 W in Centerville. The property was struck to the County in 2008 for delinquent taxes and penalty in amount of \$228.59. The County Assessor's assemblage value for this property is \$500.00. In the May 26, 2015 Commission Meeting, one sealed bid was received and opened from SDC (Symphony Development Co.) Investments LLC, an arm of Symphony Homes, submitted by Robert Miller, in the amount of \$500.00. They are the property owners of the abutting property.

Commissioner Petroff made a motion to accept the bid. Commissioner Smith seconded the motion. The document is on file in the office of the Davis County Clerk/Auditor.

Tony will secure the funds and prepare a quick claim deed to bring to a future meeting for approval of the sale of the property for the bid amount of \$500.00.

Assignment
#2015-234 of
surplus tax sale
property Tax
ID
#07-194-0218

Assignment #2015-234 of sealed bid #06-2015 for surplus tax sale property identified as Tax ID #07-194-0218. This property was struck to the County in 2008 for delinquent taxes and penalty in the amount of \$231.39. The County Assessor's assemblage value for this property is \$500.00. In the May 26, 2015 Commission Meeting, one sealed bid was received and opened from SDC Investments LLC submitted by Robert Miller in the amount of \$500.00..

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

Tony will secure the funds and prepare a quick claim deed to bring to a future meeting for approval of the sale of the property for the bid amount of \$500.00.

Agreement
#2015-235 ZD
Cattle Co to
rent arena to
produce team
roping and
team sorting
event

Dave Hansen, Davis County Legacy Events Center Director, presented agreement #2015-235 with ZD Cattle Company to rent the arena to produce the team roping and team sorting event during the 2015 Davis County Fair. Receivable amount is \$200.00. Period of contract is August 10, 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
#2015-236
Utah Virtual
Academy as
2015 Fair
sponsor

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

Agreement #2015-236 with Utah Virtual Academy to be the title sponsor of the Science Discovery Tent during the 2015 Davis County Fair. Receivable amount is \$1,500.00. Period of contract is May 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 #2015-237 with Walk on Water LLC as an attraction during the 2015 Davis County Fair.

Receivable amount is \$1,700.00. Period of contract is August 12-15, 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 #2015-238
MediaOne of Utah to advertise 2015 Fair

Agreement #2015-238 with MediaOne of Utah for advertising of the 2015 Davis County Fair through newspaper advertising (Salt Lake Tribune and Deseret News) and various social media. This is a partial trade agreement where MediaOne has agreed to trade some of the cost of advertising for sponsorship opportunities which include tickets to some of the events and signage. It is a \$6,000.00 value for a payable of \$3,000.00. Contract period is June through August 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 #2015-239
Mindy Dearden of Magical Celebrations for performing princesses

Agreement #2015-239 with Mindy Dearden of Magical Celebrations. This is a performing princess group (9) who will perform throughout the fair on stage and have a meet and greet booth. There will also be a Super Hero meet and greet on the last day of the Fair. Payable amount is \$3,499.60. Period of contract is August 12-15, 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 #2014-240
Steel Fist Fight Night LLC for June MMA event

Mike Moake, Davis County Legacy Events Marketing, teased saying Magical Celebrations were trying to recruit Brooks to perform as Prince Charming. To date, he has declined. Commissioner Millburn said it was better to be Prince Charming than the Beast. Mike presented the following:

Agreement #2014-240 with Steel Fist Fight Night LLC for a MMA event. They have already gained the required licenses from Farmington City. The receivable amount is \$2,718.00. Period of contract is June 19-21, 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 #2014-241
Steel Fist Fight Night for Oct. MMA event

Agreement #2014-241 with Steel Fist Fight Night LLC for a MMA event. The receivable amount is \$2,718.00. Period of contract is October 2-4, 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.

Commissioner Millburn commended Mike on the large array of events being held at the Legacy Events Center, from MMA, the Fair, dogs, car races, birds, dog shows and horse events, saying there is something for everyone at the Legacy Events Center. It is truly an "events" center. Mike feels that when they can get an event to be held at the Events Center, have a good experience, they will want to come back. He also noted that most events are open to the public.

Agreement #2015-242
Nightingale College student Camie Green preceptorship

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

Agreement #2015-242 with Nightingale College for student Camie Green to perform her nursing clinical preceptorship with the medical unit in the Davis County Jail. There are no funds involved. Period of contract is indefinite.

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 #2015-243
Nightingale Collete student Jennifer Davies preceptorship

Agreement #2015-243 with Nightingale College for student Jennifer Davies to perform her nursing clinical preceptorship with the medical unit in the Davis County Jail. There are no funds involved. Period of contract is indefinite.

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
#2015-244
Nightingale
College student
Pamela Wagner
preceptorship

Agreement #2015-244 with Nightingale College for student Pamela Wagner to perform her nursing clinical preceptorship with the medical unit in the Davis County Jail. There are no funds involved. Period of contract is indefinite.

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.

Chief Fielding said they are working with the Attorney's Office to create an agreement with the entity rather than for each individual. Commissioner Millburn inquired how much time each student is required to perform. Chief Fielding thought it was 100 hours/semester. He said there is a full-time nursing staff at the jail and there is a niche for this type of nursing.

Agreement
#2015-245
Fusion
Imaging, Inc.
Letters etc at
Kaysville
Branch Library

Jerry Meyer, Davis County Library Assistant Director, said they are gearing up for the grand opening of the Kaysville Branch Library which is scheduled for August 15, 2015. He presented the following:

Agreement #2015-245 with Fusion Imaging, Inc. for lettering outside the auditorium and recognition plaques for the Simmons Foundation, the Blood Trust, and for various art pieces being displayed. The payable amount is not to exceed \$8,365.00. Period of contract is through August 15, 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
#2015-246
Julianne Higgs
- train rides
during
Kaysville
Library's grand
opening

Agreement #2015-246 with Julianne Higgs to provide motorized train rides during the Kaysville Branch Library's grand opening celebration. Jerry felt this was applicable due to the Bamberger Railroad having gone through this site. Payable amount is \$375.00. Period of contract is August 15, 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
#2015-247
Rhonda Petty
balloon twisint
during
Kaysville
Library's grand
opening

Agreement #2015-247 with Rhonda Petty to perform balloon twisting (animals, etc.) during the Kaysville Branch Library's grand opening celebration. Payable amount is \$300.00. Period of contract is August 15, 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.

Jerry announced the Davis High Marching Band will be performing at the grand opening celebration.

Conflict of
Interest
Statement
#2015-248 UT
Dept of Human
Services

Commissioner Smith presented Conflict of Interest Statement #2015-248 for the Utah Department of Human Services for inclusion of the LMHA (mental health) and LSAA (substance abuse) agreements. No funds involved. No contract period.

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.

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

Cheri Mayer, Davis County Tax Administration, presented the Property Tax Register which reflected 4 corrections for veteran abatements.

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

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

Commission Meeting minutes approved

Commissioner Smith made a motion to approve the Commission Meeting minutes of May 19 & 26, 2015. 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 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.

No commission comments.

No public comments.

Closed Session

Commissioner Millburn indicated there was need to move to closed session for a personal property tax appeal hearing under Utah Code Annotated Title 59, Part 4.

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

At 11:10 a.m., Commissioner Smith made a motion to reconvene Commission Meeting. Commissioner Petroff seconded the motion. All voted aye.

Instruction to Assessor's Office re: equipment classification

Commissioner Smith made a motion to instruct the Assessor's Office to move the specific piece of equipment as discussed in closed session to reduce it to the minimum under Residual Class 7. Commissioner Petroff seconded the motion. All voted aye.

Meeting adjourned.