

COMMISSION MEETING MINUTES
December 22, 2009

The Board of Davis County Commissioners met in room 236 of the Davis County Courthouse, Farmington, Utah on December 22, 2009 at 10:00 a.m. Members present were Chairman P. Bret Millburn, Commissioner John Petroff Jr., Commissioner Louenda H. Downs, Clerk/Auditor Steve S. Rawlings, Chief Deputy Civil Attorney Gerald E. Hess, and Deputy Clerk/Auditor Linda May.

Kirk Schmalz, Davis County Public Works Director, led the Pledge of Allegiance. All were invited to stand and join in.

Holiday
Schedule
Announcement

Chairman Millburn announced the holiday schedule for closure of Davis County Offices will be from 12:00 (noon) on December 24 and all day December 25 except for law enforcement officers who are required to be on duty. The commissioners will not hold a commission meeting on December 29, 2009.

Recognition of
the Davis
County
Employee of
the Year

Chairman Millburn invited Lane Rose, Davis County Facilities Management Department, to come forward. At the Davis County Employees Association luncheon held on December 17, Lane was recognized as the Davis County Outstanding Employee of the Year. Lane was nominated by Marilyn Getts, Central Branch Library Director, and Chris Sanford, Davis County Library Director. Lane has been assigned specifically to the library and was recognized for his positive attitude and teamwork efforts. It is quite an honor to be recognized by people outside of one's own department. The commissioners thanked Lane for his service and presented him with a Davis County Coin of Recognition for Outstanding Service.

Chairman Millburn said, "Facilities Management personnel are the unsung heroes and the employees have many accomplishments."

Chairman Millburn announced H1N1 vaccination clinics open to the general public today from 10:00 a.m. – 7:00 p.m. at December 29, 10:00 a.m. – 7:00 p.m. at the Davis Conference Center. A reminder that children need two doses. The second dose approximately 28 days after the first dose.

Bid Opening
for Hights
Creek Channel
Drainage
Culvert

Steve Rawlings, Davis County Clerk/Auditor, opened bids for a project to remove and replace a drainage culvert in Hights Creek Channel in northeast Farmington City under a private driveway. The project will replace the damaged pipe with two (2) new 48" culverts. The bids were are follows:

Craythorne, Inc.	\$102,042.00
Pacific West, LLC	\$ 54,065.00
Morly Excavating	\$ 57,666.00
Stark Brothers Inc.	\$ 82,700.00
B. Jackson Construction & Engineering, Inc.	\$ 94,620.35
Dymock Construction Inc.	\$ 97,208.64
BD Jones Construction	\$ 44,196.00
Wardell Brothers Construction Inc.	\$ 54,797.50
Wasatch West Contracting, LLC	\$ 72,415.00

Kirk Schmalz, Davis County Public Works Director, stated that he will review the bids and return to the next commission meeting for a bid award.

Kirk Schmalz, Davis County Public Works Director, presented the following:

Certificate of
Substantial
Completion for
American
Fence
Company for
Mutton Hollow
Regional

Certificate of Substantial Completion for American Fence Company for the Mutton Hollow Regional Detention Basin Fencing Project (agreement #2009-291). Commissioner Petroff made a motion to approve the signing of the certificate. Commissioner Downs seconded the motion. All voted aye. Commissioner Petroff stated that this has been a huge project. The public had an agenda and Public Works has done an

Detention
Basin Fencing
Project

incredible job in working with the citizens surrounding the basin. A school recently went in to the area for a science project. Commissioner Downs thanked those involved for not compromising the area. Document on file in the office of the Davis County Clerk/Auditor.

Agreement
#2009-392
Hansen, Allen
& Luce, Inc.
for Engineering
Service for
Barton Creek
Project

Agreement #2009-392 with Hansen, Allen & Luce, Inc. The company will provide the technical assistance and engineering services to research, evaluate, design and assist in the Barton Creek drainage repair and upgrade project. It is a payable of \$139,100.00. Commissioner Downs made a motion to approve. Commissioner Petroff seconded the motion. All voted aye. Document on file in the office of the Davis County Clerk/Auditor.

Resolution
#2009-393
Centerville
City and Davis
County for
Work on
Barnard Creek

Resolution #2009-393 with Centerville City. Davis County and Centerville City desire to enter into a cooperative agreement pursuant to the inter-local Cooperation Act to provide for stream channel restoration work on Barnard Creek. Centerville City will be responsible for administering the contract and each entity will participate in the amount of \$10,000.00. Commissioner Petroff 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.

Amendment
#2009-170B
ESI
Engineering
Inc. for DSB
Channel
Reconstruction

Amendment #2009-170B with ESI Engineering, Inc. to extend the scope of services for the DSB channel reconstruction to include on site inspections. It is a payable of \$5,600.00. Commissioner Petroff 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.

Chairman Millburn thanked Kirk for the many projects in the works and the partnerships being built across the County. Kudos to the crews of Public Works.

Ordinance
#4-2009 for
Animal Control
Fee Changes

Curtis Anderson, Davis County Animal Control Director, presented ordinance #4-2009. The ordinance is amending Section 6.32.010, Davis County Code setting impound fees, daily board charges for impounded animals, and other animal services fees. The fee changes relate mainly to the surgery center for spay/neutering of animals at the Animal Control facility. Commissioner Petroff 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.

Response Plan
#2009-394
Operations
Plan #2009-395
for Davis
County
Emergencies

Brent Peters, Davis County Emergency Services Director, presented the updates to the following two plans which mainly are the changes for personnel by name and telephone numbers:

#2009-394	Davis County Major Incident Response Plan
#2009-395	Davis County Emergency Operations Plan

Commissioner Petroff 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.

Natural Hazard
Pre-Disaster
Mitigation Plan
#2009-396

Brent Peters also presented the Wasatch Front Region Natural Hazard Pre-Disaster Mitigation Plan #2009-396. The plan is produced by the Wasatch Front Regional Council in conjunction with Davis, Morgan, Salt Lake, Tooele and Weber Counties, Cities, and Special Service District. Assistance and guidance is provided by the Utah Division of Homeland Security. The plan must be reviewed and updated every five years. FEMA pushes this plan and feels it can save money if a plan is in place. The plan is available on disc, or thumb drive and will be made available on the Davis County webpage so other entities can see and use the information. Commissioner Petroff 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.

Approval of
2010 Voting
Precincts for
Davis County

Pat Beckstead and Cyndi Chamberlain, Davis County Clerk/Auditor's Office – Elections, presented a request for approval of the 2010 Voting Precincts for Davis County. By law the precincts must be approved

by January 1, 2010. Each precinct can have up to 1250 voters. It takes hundreds of hours and work with the IT Department to adjust precinct boundaries. The official voting map identifies 187 voting precincts (includes two new precincts/one in Bountiful and one in Syracuse). Multiple precincts can be together at a polling location. Commissioner Downs made a motion to approve the precincts as listed. Commissioner Petroff seconded the motion. All voted aye.

Ordinance
#5-2009
Amending
Provision of
Title 15

Scott Hess, Davis County Planning Office, presented ordinance #5-2009 amending various provisions of Title 15 of the Davis County Code known as the Davis County Land Use and Development Management Ordinance. Since the time the Commission created the Davis County Planning Department which has taken over the responsibility of zoning from the Department of Community and Economic Development, a review of Title 15 has shown that several items were either inadvertently omitted from the ordinance or there were others errors in portions of the ordinance and it is necessary to correct those deficiencies. Scott thanked Linda Krantz, Planning Office, for her thorough review and cross check of the 130 pages of the ordinance. He also thanked Bill McGuire and Craig Bott, Davis County Attorney's Office, for their review. Tony Thompson, Planning Office, who works with land issues also reviewed. Commissioner Downs made a motion to approve and thanked everyone involved for their work. Commissioner Petroff seconded the motion. All voted aye. Document on file in the office of the Davis County Clerk/Auditor.

Improvement
Agreement &
Lien
#2009-397
TNT
Subdivision

Tony Thompson, Davis County Planning Office presented an improvement agreement and grant of lien #2009-397 with Stan C. Fowers and Tauni L. Fowers. It is for Lot 1 of the TNT Subdivision Tax ID #14-459-0001. The purpose of the agreement and lien is to postpone the installation of certain public roadway improvements to include curb, gutter and sidewalk. In the future when the roadway improvements are to be installed, the County will then call and implement this lien and the improvements will be installed as agreed. Commissioner Downs made a motion to authorize the Chairman to execute the Improvement Agreement and Grant of Lien and to record the documents with the Davis County Recorder's Office. Commissioner Petroff seconded the motion. All voted aye. Document also on file in the office of the Davis County Clerk/Auditor.

Resolution
#2009-398 for
Amended
Interlocal
Cooperation
Agreement for
UCIP

Mel Miles, Davis County Personnel Director, presented resolution #2009-398 approving and authorizing the execution of a fourth amended inter-local cooperation agreement with other members of the Utah Counties Insurance Pool, relating to the establishment, funding, and operation of the Utah Counties Insurance Pool. This relates to the property and causality insurance coverage for Davis County. Commissioner Petroff 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
#2009-399
Davis Area
Convention &
Visitor Bureau
Funding

Kent Sulser, Davis County Community and Economic Development Director, presented agreement #2009-399 with the Davis Area Convention and Visitor Bureau. The contract is for services of conference and convention group sales and tourism sales and marketing. The contract is not funded through the General Fund but is funded through the Tourism Fund. It is a payable yearly of \$811,000.00 and is paid quarterly. Barbara Riddle, Davis Areal Convention and Visitors Bureau President/CEO, talked about the Bureau efforts to engage in and encourage the promotion of attractions, conventions, conferences and other activities that draw visitors to the area. The goal is to enhance the local Davis County economy, generate new tax revenues, and improve the quality of experiences for visitors and residents. An annual marketing plan is prepared and approved each year. Commissioner Downs made a motion to approve the agreement stating that it gives both the County and the CVB direction and protection and she expressed appreciation for bringing more folks to Davis County. Commissioner Petroff seconded the motion. All voted aye. Document on file in the office of the Davis County Clerk Auditor.

Barbara Riddle stated that on January 15 will be the year end report for the CVB.

Agreement #2009-400 Davis County Conference Center Management & Western State Lodging for Funding for Management of Davis Conference Center

Kent Sulser presented agreement #2009-400 with the Davis County Conference Center Management and Western State Lodging. The group provides the services for the managing and operating of the Davis Conference Center. The facility has 85,000 sq. ft and has stimulated much activity for events. Scott Lunt, General Manager and Dave Hilliard Director of Catering for the Davis Conference Center were introduced. Dave Webster, Western States Lodging Manager was also introduced. Scott Lunt thanked his great staff. He said that despite the recession the conference center has been busy. There are normally 700 events yearly and the center was just a little below. Scott stated he feels 2010 looks good and thanked the County for their support. Dave Webster said that it is a great team that works together. He thanked Barbara Riddle for her efforts. The contract for 2010 is a payable of \$330,000.00. Commissioner Petroff 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.

Commissioner Petroff thanked the group for the many events and for how professional the group performs. He has received comments from people and it showcases the County.

Commissioner Downs said that it is a class act facility. In connection with the CVB it presents the face of Davis County. The CSL has provided information that the organizations can glean from.

Commissioner Millburn echoed the statements. The team has great passion and enthusiasm. It spreads across the state, nation and international. Commissioner Millburn also thanked Kent Sulser for his work with the organizations.

Summary list #2009-401 for rental agreements for facilities of the Legacy Events Center

Summary list #2009-401 for rental agreements for facilities of the Legacy Events Center was presented for the following:

- | | |
|-----------------------------------|------------------------------------|
| USU Extension | Deanna Morris |
| Wasatch Agility | A New Life Consignment Inc. |
| Davis County Economic Development | Mount Ogden Kennel Club |
| Media One of Utah | TAP Enterprise |
| Justin Skinner | Amanda Nelsen |
| Greg Gardner | Davis County District |
| Local Motion | Utah Rabbit Breeders |
| Silvia Stevenson | Karen Lanterman |
| Opus Productions | Utah Barrel Racing Assoc. |
| Jeff Wadman | Wal-Mart Super Center |
| 4-H | Melinda Rasmussen |
| Kevin Thacker | Davis County Sheriff's Association |
| Beehive Turn N' Burn | Nordblom International Inst. |
| Canyonlands Canine Assoc. | |

Commissioner Petroff 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.

Summary list #2009-402 for Internet Connection Users for Recorder's Office Recordings

Summary list #2009-402 for internet connection users was presented for access to Recorder's Office recordings for the following:

- Scott Rolf
- Dept. of Commerce – Division of Real Estate
- ICO Construction
- Utah Attorney General's Office

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

Board Appointment for Bountiful Irrigation District

Chairman Millburn stated that the commission has received a letter from the Bountiful Irrigation District stating the term of Ann Hansen is expiring for the Board of Directors. Ann Hansen is willing to continue to serve and is being recommended for reappointment. It would be a four year term until December 31, 2013. Commissioner Petroff made a motion to approve the reappointment. Commissioner Downs

seconded the motion. All voted aye.

Resolution
#2009-403 for
Appointment to
the South Davis
Recreation
District
Administrative
Control Board

Resolution #2009-403 for Davis County to appoint a person to the South Davis Recreation District Administrative Control Board was presented. Whereas pursuant to Section 17B-1-304 of the Utah Code Annotated the Davis County Commission is the proper authority to appoint a qualified person to act as an official representative for Davis County on the South Davis Recreation District Administrative Control Board. Commissioner Downs made a motion to reappoint Commissioner Bret Millburn. He has been serving on the Board and resides within the District. Commissioner Petroff seconded the motion. All voted aye. The term will be from January 1, 2010 to December 31, 2013.

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

Property Tax
Register
Approved

Ross Bartholomew, Davis County Tax Administration Director, presented the property tax register. The register reflects 100 property tax appeals for approval, 18 property tax appeals for denial, 4 Assessor's Corrections for previous years and Auditor's Corrections for 2 veteran tax abatements. Commissioner Petroff made a motion to approve. Commissioner Downs seconded the motion. All voted aye.

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

Commission
Minutes
Approved

Commissioner Downs made a motion to approve the commission meeting minutes of December 1, 2009. Commissioner Petroff seconded the motion. All voted aye.

Check
Registers
Approved

Check registers as prepared by the Davis County Clerk/Auditor were presented. Commissioner Petroff made a motion to approve. Commissioner Downs seconded the motion. All voted aye. Documents on file in the office of the Davis County Clerk/Auditor.

Commission Comments:

Commissioner Petroff wished everyone a Happy New Year. It has been a great experience this year. Thanks for the opportunity.

Commissioner Millburn stated that it has been a very fast and eventful year. The County is in good shape and going a positive direction. It is through team efforts. Wishing everyone a Merry Christmas and a Happy New Year.

No public comments.

Meeting adjourned.