

COMMISSION MEETING MINUTES
May 16, 2017

The Board of Davis County Commissioners met on May 16, 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, Chief Civil Deputy County Attorney Neal Geddes and Deputy Clerk/Auditor Janet Hanson.

Agenda as posted

Agenda as posted:

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, Suite 303 (Commission Chambers), Farmington, Utah, commencing at **10:00 AM on Tuesday, May 16, 2017.**

OPENING:

Pledge of Allegiance – By Invitation

RECOGNITIONS, PRESENTATIONS AND INFORMATIONAL ITEMS:

- Davis County's Delinquent Property Tax Sale – May 17, 2017 @ 10 AM, 61 S Main Street, Room 131, Farmington
- Great Salt Lake Bird Festival – May 18-22, 2017
- Davis County Library presents: 2017 Summer Reading Program – “Build a Better World” June 5th – July 27th

BUSINESS/ACTION:

Curtis Koch, Davis County Clerk/Auditor, presenting:

Request approval of 2017 Delinquent Property Tax Sale traditional bidding process and parcels to be sold as a whole (not broken down into smaller pieces) – May 17, 2017 @ 10 AM, 61 S Main Street, Room 131, Farmington

Amendment with ETS – merchant request to close credit card processing account at Valley View Golf Course (payable)

Commissioner Elliott presenting:

Request to appoint Jerry Chatterton to the Davis County Library Board of Directors

Summary of animal adoption agreements (85) for March 2017

Summary of animal adoption agreements (84) for April 2017

Craig Webb, Davis County Attorney's Office Bureau Chief, presenting:

Resolution approving the Interlocal Cooperation Agreement between Davis County and the following cities located within Davis County for the North Davis Metro Swat Team: 1) Layton; 2) Clearfield; 3) Clinton; and 4) Syracuse

Interlocal Agreement with Layton City, Clearfield City, Clinton City & Syracuse City –

formalize the relationship of entities participating in the North Davis Metro SWAT Team (n/a)

Randy Cook Davis County Tourism Manager, presenting:

Donation / Agreement with Davis Arts Council – platinum sponsorship for their 2017 season (payable)

Barry Burton, Davis County Community & Economic Development Director, presenting:

Agreement with State of Utah – reimbursement for half of the Resource Management Plan expenses (receivable)

Tony Zambrana, Davis County Grant Auditor, presenting:

Agreement with State of Utah Dept. of Human Services – Social Service Block Grant Funds (SSBG) for distribution to nonprofit providers (receivable)

Resolution designating and appointing the Davis County Clerk/Auditor as the Environmental Certifying Officer (ECO) for Davis County Government related to environmental review clearances associated with and required for compliance with the use of Federal Housing and Urban Development (HUD) Grant Funds

Brooks Burr, Davis County Fair Coordinator, presenting:

Agreement with Ogden Publishing dba Standard Examiner – advertising fees for the 2017 Davis County Fair (payable)

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

Agreement with Legacy Raceway BMX – outdoor season of BMX including dates during the 2017 Davis County Fair (receivable)

Summary list of low dollar rental agreements (9) at the Legacy Events Center (receivable)

Brian Hatch, Davis County Health Department Director, presenting:

Request approval – Utah Dept. of Human Services, Division of Aging & Adult Services, Third Year of the Area Agency on Aging Four-Year Plan

Request reappointment of Dr. Gary Alexander to the Davis County Board of Health

Request reappointment of Bountiful Mayor Randy Lewis to the Davis County Board of Health

Chief Deputy Kevin Fielding, presenting:

- Ratify agreement with Gravy Productions, LLC – law enforcement officers to perform security for a commercial photo shoot (receivable)
- Ratify agreement with Mystery Box, LLC – law enforcement officers to perform security for a photo shoot at Antelope Island (receivable)
- Grant application with Utah Attorney General’s Office – Internet Crimes Against Children’s (ICAC) funds (receivable)
- Grant application with Utah Division of Emergency Management – FY2017 Emergency Management Performance Grant (EMPG) funding (receivable/match)

Mark Langston, Davis County Information Services Director, presenting:

- Agreement with CenturyLink – 911 text message gateway service (payable)

BOARD OF EQUALIZATION:

- Request approval of the Property Tax Register

CONSENT ITEMS:

- Check Registers
- Meeting Minutes: April 25, 2017

COMMISSIONER COMMENTS

PUBLIC COMMENTS (3 minutes per person)

CLOSED SESSION: UCA 52-4-205(1)(A) for discussion of the character, professional competence or physical or mental health of an individual.

Action Taken Regarding Matters Discussed in Closed Session

Pledge of Allegiance

Kristy Cottrell, Davis County Deputy Director of Health, led the Pledge of Allegiance. All in attendance were invited to stand and join in.

Delinquent Property Tax Sale
5/17/17 10AM

The Davis County Delinquent Property Tax Sale will be held May 17, 2017 at 10:00 AM here at the Davis County Administration Building, 61 South Main Street, Room 131, Farmington, Utah.

GSLBF
5/18-22/17

The Great Salt Lake Bird Festival is being held this week, May 18-22, 2017.

2017 Summer Reading Program

Davis County Library will be holding their 2017 Summer Reading Program, “Build a Better World” June 5th through July 27th with offerings at each library branch.

Curtis Koch, Davis County Clerk Auditor, presented the following:

2017 Delinquent Property Tax Sale bidding process and parcels

Request to approve the 2017 Delinquent Property Tax Sale traditional bidding process and parcels to be sold as a whole (not broken down into smaller pieces) on May 17, 2017 @ 10:00 AM here at the Davis County Administration Building, 61 South Main Street, Room 131 (mis-spoke saying 301), Farmington, Utah. He indicated the current list is subject to change. In January, they started this process with 102 parcels listed in January comprised of 36 homes, 52 parcels of land and 12 commercial properties. As of this morning there are 3 homes, 24 parcels of land and 0 commercial properties.

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.

Regarding the 3 homes on the list, Curtis indicated Tax Administration Department has made contact with those (2) individuals multiple times and has provided multiple notifications. They are hoping they will still come in by 5:00 PM today. The 3rd home is owned by a bank. Every effort has been made to contact that bank to let them know from written notices to speaking with multiple telephone trees of people to try and notify them. As always, they are very concerned about the possibility of selling someone’s home. It is not due to lack of effort to notify and give them an opportunity to rectify the issue at hand.

Amendment #2008-90B ETC to close merchant credit card processing

Amendment #2008-90B with ETS to close the merchant credit card processing account at Valley View Golf Course. The credit card processing has been replaced with ForeUp.

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's Office.

Commissioner Elliott presented the following:

Library Board
appointment –
Jerry Chatterton

Request to appoint Jerry Chatterton to the Davis County Library Board of Directors. Chris Sanford, Davis County Library Director, introduced Mr. Chatterton and provided a short bio which included an impressive list of community service. Jerry Chatterton, his wife Teri, and their 5 children have lived in West Point City since 1971. He has worked in the construction industry since 1972 and has been a general contractor since 1996. He has served as a West Point City Councilman since 2000. The term will be retroactive to May 1, 2017 through April 30, 2021.

Mr. Chatterton spoke indicating that “the value of life is often times from the service you do.” He also noted that he served on the West Point City Council with former Davis County Commissioner John Petroff.

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

Summary list
#2017-175
March 2017
animal adoptions

Summary list #2017-175 of animal adoption agreements (85) for March 2017. They are contract receivables.

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

Summary list
#2017-176
April 2017
animal adoptions

Summary list #2017-176 of animal adoption agreements (84) for April 2017. They are contract receivables.

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

TABLED –
Resolution &
interlocal
agreement for
ND Metro
SWAT Team

Commissioner Smith indicated that Craig Webb called asking to table his agenda items.

Commissioner Millburn made a motion to table both the resolution and the interlocal agreement. Commissioner Elliott seconded the motion. All voted aye.

Donation/
agreement
#2017-177
Davis Arts
Council
sponsorship

Randy Cook, Davis County Tourism Manager, presented donation/agreement #2017-177 with Davis Arts Council for a platinum sponsorship for the 2017 season. He indicated that their series of events bring a lot of great activity and spending to our county. The period of contract is the 2017 season. The payable contract amount is \$5,000.00.

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.

Agreement
#2017-178
State of Utah re:
Resource
Management
Plan
reimbursement

Barry Burton presented agreement #2017-178 with the State of Utah for reimbursement for up to half of the expenses of producing the Resource Management Plan which had been mandated by the legislature a couple of years ago. A draft of the Plan is currently being reviewed by the Davis County Planning Commission. The period of contract is April 27, 2017 through December 1, 2017. The receivable amount is up to \$22,500.00.

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.

Tony Zambrana, Davis County Grant Auditor, presented the following:

Agreement
#2017-179
State of Utah
SSBG funding

Agreement #2017-179 with the State of Utah, Department of Human Services to provide Social Services Block Grant (SSBG) funds to Davis County for distribution to nonprofit providers. The period of

contract is July 1, 2017 through June 30, 2018 with 1-year renewal options through 2022. The receivable amount is \$108,892.00 with a local match made by the non-profit organizations of \$27,223.00.

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.

Resolution
#2017-180
Clerk/Auditor
appointed as
Environmental
Certifying
Officer (ECO) re:
HUD

Resolution #2017-180 designating and appointing the Davis County Clerk/Auditor as the Environmental Certifying Officer (ECO) for Davis County Government related to environmental review clearances associated with and required for compliance with the use of Federal Housing and Urban Development (HUD) Community Development Block Grant (CDBG) funding. Tony explained that it has been the County's practice to designate the department that oversees the CDBG program as the ECO which previously was the Planning Department.

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
#2017-181
Standard
Examiner
advertising of
2017 Fair

Brooks Burr, Davis County Fair Coordinator, presented agreement #2017-181 with Ogden Publishing dba Standard Examiner for advertising of the 2017 Davis County Fair. This is in association with their in-trade sponsorship agreement (#2017-170) which was presented in the May 9, 2017 Commission Meeting. The contract period is May 5 through August 31, 2017. The payable amount is \$3,500.00.

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.

BYU Intern
introduced

In the audience, Brooks introduced Melissa, a BYU intern who is majoring in Recreation Management and Events. She will be helping out with the Fair.

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

Agreement
#2017-182
Legacy Raceway
BMX @ LEC

Agreement #2017-182 with Legacy Raceway BMX for their outdoor season of BMX (racing & practice). Included in the contract dates is time during the 2017 Davis County Fair when they will have races, a semi-pro race and provide a stunt show. The contract period is May 31, through September 30, 2017. The receivable contract amount is \$2,610.00.

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.

Summary list
#2017-183
Rentals @ LEC

Summary list #2017-183 of low dollar receivable rental agreements (9) being held at the Legacy Events Center.

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.

#2015-183B
Third Year of the
Area Agency on
Aging Four-Year
Plan

Kristy Cottrell, Davis County Deputy Director of Health, presented for consideration the Third Year of the Area Agency on Aging Four-Year Plan #2015-183B to be submitted to the Utah Department of Human Services, Division of Aging & Adult Services. Senior Services are working together with government, communities, private and non-profit partners to implement creative solutions to insure that we can all thrive as we age. She noted that today in Utah, Medicaid pays the bill for 50% of the adults living in long term care facilities. As our older adult population grows, we as a society cannot afford this. The Utah Alternative program provides in-home supports and services for low-income older adults that need additional help to live at home. In Davis County we spend an average of just over \$5,000.00 - \$9,000.00 per year to keep older adults in their homes, compared to \$35,000.00 - \$70,000.00 for long term care facilities. This could not be accomplished without volunteers' support. The Retired and Senior Volunteer program (RSVP) provided nearly 41,000 hours throughout the County, which is equivalent to almost 20 full-time employees. The

financial value of the volunteers is \$982,000.00. Kristy detailed many of the Senior Services program highlights including new pilot programs: 1) Enhanced Fitness; 2) Transportation Voucher Program.

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.

Appointment of
Dr. Gary
Alexander to the
Board of health

Brian Hatch presented the Davis County Board of Health Nominating Committee's recommendation to reappoint both Dr. Gary Alexander and Bountiful Mayor Randy Lewis to the Davis County Board of Health. He explained that the Board's By-Laws require a mayor and a medical professional as members. Dr. Alexander has currently served 3 terms (9 years). Mayor Lewis has served 1 term (3 years).

Commissioner Millburn made a motion to reappoint Dr. Gary Alexander to the Davis County Board of Health. Commissioner Elliott seconded the motion. All voted aye.

Appointment of
Mayor Randy
Lewis to the
Board of Health

Commissioner Millburn made a motion to reappoint Bountiful Mayor Randy Lewis to the Davis County Board of Health. Commissioner Elliott seconded the motion. All voted aye.

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

Ratify agreement
#2017-184
Gravy
Productions for
security @
commercial
photo shoot

Ratify agreement #2017-184 with Gravy Productions, LLC to provide law enforcement officers to perform security for a commercial photo shoot at Antelope Island. The period of contract was May 10, 2017. The receivable contract amount is \$960.00.

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.

Ratify agreement
Mystery Box for
security @ photo
shoot

Ratify agreement #2017-185 with Mystery Box, LLC to provide law enforcement officers to perform security for a photo shoot at Antelope Island. They moved their date due to forecasted weather conditions (snow). The period of contract was May 15, 2017. The receivable contract amount is \$800.00.

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.

Grant application
#2017-186
UT Atty General
for ICAC funding

Grant application #2017-186 to the Utah Attorney General's Office for Internet Crimes Against Children (ICAC) funding for investigators overtime, purchase of equipment, etc. Commissioner Millburn voiced his support for the investigative efforts in this regard. He asked that the funds be spent in the most effective way. Commissioner Smith gave the reminder that the purchased equipment be done properly through County procedures. The period of contract is July 1, 2017 through June 30, 2018. The receivable contract amount is \$23,814.00.

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.

Grant application
#2017-187
UT Div
Emergency
Management for
FY17 EMPG
funding

Grant application #2017-187 to the Utah Division of Emergency Management for FY2017 Emergency Management Performance Grant (EMPG) funding for the salary of the Emergency Management Coordinator (Sgt. Jason Sorensen). The period of contract is January 1, 2017 through December 31, 2017. The requested receivable contract amount is \$65,800.00. Local match amount is 50% cash/in-kind.

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
#2016-111C
CenturyLink
for 911 text
message gateway
service

Mark Langton, Davis County Information Services Director, presented amendment #2016-111C with CenturyLink for 911 text message gateway service. The period of contract is 60 months. The payable amount is \$354.00 monthly reoccurring charge (\$4,248.00 annually). This will be submitted for reimbursement from the State of Utah.

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.

BOE

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

Property Tax Register approved

Curtis Koch presented the Property Tax Register which reflected 2 Auditor adjustments for veteran abatements.

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

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

Check registers 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.

Meeting minutes approved

Commissioner Elliott made a motion to approve the Commissioner Meeting minutes of April 25, 2017. Commissioner Millburn seconded the motion. All voted aye.

Commissioner comments

Commissioner comments:

Commissioner Millburn, just having returned from a vacation last week, admitted to being here physically, but not mentally. He indicated that the State Legislature's Interim Committees are underway. This afternoon he will be attending the Transportation Task Force meeting which was established by the Legislature. He is looking forward to working with a number of key legislators and key businessman throughout the State to analyze transportation issues especially regarding funding to break down the silos and address transportation as a whole rather than in the silo of roadways, a silo of transit, a silo of active transportation, a silo of airports, etc. It should be very enlightening and energizing opportunity.

Public comments

Public comments:

Rhonda Perks, representing Congressman Chris Stewart's Office, highlighted some of the things he recently participated in at Davis County: 1) spoke to Bountiful Rotary; 2) spoke at 3 local high school history and AP government students (Viewmont, Bountiful, and Woods Cross); 3) delivery Meals on Wheels; 4) information night on military academies.

Commissioner Smith asked that Rhonda express to Congressman Stewart how much we appreciate his work, is a great example and just exactly the right guy at the right place at the right time.

Closed Session

Commissioner Millburn made a motion to recess to closed session per UCA 52-4-205(1)(A) for discussion of the character, professional competence or physical or mental health of an individual. Commissioner Elliott seconded the motion. All voted aye.

Reconvened

Commission Meeting reconvened.

Excuse Commissioner Smith

Commissioner Millburn excused Commissioner Smith who had to leave prior to the closed session. Commissioner Millburn conducted the closed session.

Confidential settlement agreement approved

Commissioner Elliott made a motion to approve the confidential settlement and release agreement #2017-188 as discussed in the closed session. Commissioner Millburn seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Meeting adjourned.

Clerk/Auditor

Chair