

# COMMISSIONERS' MINUTES – DAVIS COUNTY

## COMMISSION MEETING MINUTES

January 15, 2019

The Board of Davis County Commissioners met for their regularly scheduled meeting on Jan. 15, 2019 at 10 a.m. in room 303 of the Davis County Administration Building, 61 South Main Street, Farmington, Utah. Appropriate legal notice of this meeting was given.

Present on the dais were: Commissioner Randy B. Elliott, Chair; Commissioner Lorene Miner Kamalu, Vice-Chair; Commissioner Bob J Stevenson; Curtis Koch, Davis County Clerk/Auditor; and Neal Geddes, Chief Civil Deputy County Attorney.

All documents from this meeting are on file in the Davis County Clerk/Auditor's Office.

---

### OPENING

The meeting convened at 10 a.m. and Justen Smith, from the Utah State University (USU) Extension Services, led the Pledge of Allegiance.

Recognitions,  
Presentations &  
Informational  
Items

#### **Recognition of the Davis County Clerk's Office for Passport Acceptance Agent Observation Audit — Presented by Curtis Koch, Davis County Clerk/Auditor**

The Clerk's Office staff is being recognized as one of four acceptance agencies in the Western area to get an 100 percent on an audit conducted by the Passport Acceptance Agency. This confirmed the professionalism, great customer service, and overall fantastic job the Clerk's staff does at taking care of the Davis County citizens. The Commissioners also added their thanks to the Clerk's staff and how well they help those who come in.

---

### BUSINESS/ ACTION

Agreement  
#2019-26 with  
USU Extension  
Services for  
2019 funding to  
provide  
cooperative  
extension  
services in Davis  
County

#### **Agreement #2019-26 with USU Extension Services for 2019 funding to provide cooperative extension services in Davis County — Presented by Justen Smith, with the Utah State University (USU) Extension Services**

The Utah State University (USU) Extension Services began in 1862 when the land grant universities were created. In 1914 the extension services were created within Utah. It is a cooperation between the federal, state and county governments to provide non-credit based technical research assistance. The USU Extension, now located in Kaysville at the Botanical Center, is continuing to grow rapidly. This growth could not happen without the support and operating funds provided by the County Commission. This request is for those operating funds for the 2019 year. Data on where the visitors come from is gathered for the Extension's various events. The Commission expressed interest in seeing the visitor statistics. The contract period is 01/01/2019 to 12/31/2019. The payable amount is \$234,250.

Motion to Approve: Com. Stevenson

Seconded: Com. Kamalu

All voted Aye

Agreement  
#2019-27 with  
Bonneville Basin  
Kennel  
Association for  
space rental for  
Annual All  
Breed Dog  
Show

#### **Agreement #2019-27 with Bonneville Basin Kennel Association for space rental for Annual All Breed Dog Show — Presented by Mike Moake, Davis County Legacy Events Center Marketing**

This is an annual dog show. Last year 20 states were represented at the show and on average there are 700-1,000 dogs present. Smaller dog shows, like this one, help to bring national specialties dog shows to the Legacy Events Center, most of which draw an international crowd. This year's national specialty dog show will feature the Italian Greyhound. The contract period is 09/11/2019 to 09/15/2019. The receivable amount is \$4,540 (the \$3,405 amount listed on the cover sheet is the amount after the deposit was made).

# COMMISSIONERS' MINUTES – DAVIS COUNTY

Motion to Approve: Com. Kamalu  
Seconded: Com. Stevenson  
All voted Aye

Agreement #2019-28 with the North American Grappling Association (NAGA) for space rental for Regional Grappling Tournament

## **Agreement #2019-28 with the North American Grappling Association (NAGA) for space rental for Regional Grappling Tournament — Presented by Mike Moake, Davis County Legacy Events Center Marketing**

NAGA holds a grappling tournament twice a year, and this year, one of the tournaments will be held in Davis County. On average there are 600 participants with almost all the attendees from outside of Davis County. The contract period is 09/26/2019 to 09/28/2019. The receivable amount is \$3,040 (the \$2,980 amount listed on the cover sheet is the amount after the deposit was made).

Motion to Approve: Com. Kamalu  
Seconded: Com. Stevenson  
All voted Aye

Agreement #2019-29 with Prism Systems Corporation for 2019 Jail security system maintenance

## **Agreement #2019-29 with Prism Systems Corporation for 2019 Jail security system maintenance — Presented by Chief Deputy Arnold Butcher, Davis County Sheriff's Office**

This agreement is for the security camera system in the jail. The cost includes a monthly visit for routine maintenance as well as a 24 hour, 365 days monitoring. This is an annual renewal and it was unknown, at the time, if the cost was different than the previous year's contract. The contract period is 01/01/2019 to 12/31/2019. The payable amount is \$28,800 annually, \$2,400 a month.

Motion to Approve: Com. Stevenson  
Seconded: Com. Kamalu  
All voted Aye

Agreement #2019-30 with Weber State University to provide internship to students

## **Agreement #2019-30 with Weber State University to provide internship to students — Presented by Brian Hatch, Davis County Health Department Director**

This is a standard internship agreement with Weber State University. These internships are vital to the Health Department to help train the upcoming workforce. The County also benefits from the internships in getting assistance with projects. These are for unpaid internships, but the students will receive class credit. On occasion, the Health Department does offer paid internships. To be selected for this specific internship, the student must apply and pass the interview with the County's Health Department. The contract period is 01/08/2019 to 01/08/2022. The contract amount is neither payable nor receivable.

Motion to Approve: Com. Stevenson  
Seconded: Com. Kamalu  
All voted Aye

Agreement #2019-31 with Consolidated Engineering Laboratories to provide special inspection services at the Syracuse Northwest Library Remodel and Expansion project

## **Agreement #2019-31 with Consolidated Engineering Laboratories to provide special inspection services at the Syracuse Northwest Library Remodel and Expansion project — Presented by Mack McDonald, Davis County Facilities Director**

This contract is for special inspection services as required for the Syracuse Library remodel. This includes a soil analysis, a proctor [compaction] test, and rebar, masonry, and steel inspections. The contract began on Jan. 10 because R&O construction needed to schedule an inspection for that date. The ending date is the life of the remodel project. The contract period is 01/10/2019 to 07/01/2020. The payable amount is \$14,236.95.

Motion to Approve: Com. Kamalu  
Seconded: Com. Stevenson  
All voted Aye

# COMMISSIONERS' MINUTES – DAVIS COUNTY

Agreement #2019-32 with Infogroup Inc. for Reference USA database license

**Agreement #2019-32 with Infogroup Inc. for Reference USA database license — Presented by Josh Johnson, Davis County Library Chief Deputy**

This contract with Infogroup Inc. is different than the contract from last year. Specifically, the database the Davis County libraries use is called Reference USA which helps users find jobs and internships, and it acts as a business directory. Last year, on a monthly average 100 users did 19,000 searches per month. The price was not increased from last year, but the contract dates did change from previous years to better work with the holiday schedule. The contract period is 01/01/2019 to 01/15/2020. The payable amount is \$3,309.

Motion to Approve: Com. Kamalu  
Seconded: Com. Stevenson  
All voted Aye

Agreement #2019-33 with Layton City to offset operating costs for 2018-2019 UTA Ski Bus promotion

**Agreement #2019-33 with Layton City to offset operating costs for 2018-2019 UTA Ski Bus promotion — Presented by Jeff Oyler, Davis County Planning Manager**

The next three agreements are for the Ski Bus service that goes from Layton City to Snowbasin. It is jointly funded by Davis County, Layton City, Morgan County, and Snowbasin Ski Resort. The funds were said to be paid using Prop 1 monies, but after the next three items Curtis Koch, Davis County Clerk/Auditor, clarified that the funds come from the tourism funds. The money paid to the County is in proportionate shares from the other entities. This agreement is for Layton City's portion. The contract period is 12/15/2018 to 03/31/2019. The receivable amount is \$25,567.

Motion to Approve: Com. Stevenson  
Seconded: Com. Kamalu  
All voted Aye

Agreement #2019-34 with Morgan County to offset operating costs for 2018-2019 UTA Ski Bus promotion

**Agreement #2019-34 with Morgan County to offset operating costs for 2018-2019 UTA Ski Bus promotion — Presented by Jeff Oyler, Davis County Planning Manager**

This agreement is for Morgan County's portion of the Ski Bus service. The contract period is 12/15/2018 to 03/31/2019. The receivable amount is \$6,392.

Motion to Approve: Com. Stevenson  
Seconded: Com. Kamalu  
All voted Aye

Agreement #2019-35 with Snowbasin Resort to offset operating costs for 2018-2019 UTA Ski Bus promotion

**Agreement #2019-35 with Snowbasin Resort to offset operating costs for 2018-2019 UTA Ski Bus promotion — Presented by Jeff Oyler, Davis County Planning Manager**

This agreement is for Snowbasin Ski Resort's portion of the Ski Bus service. It also helps improve the air quality and alleviate some of the parking challenges up at Snowbasin. Overall this service has been a big success. The contract period is 12/15/2018 to 03/31/2019. The receivable amount is \$25,567.

Motion to Approve: Com. Kamalu  
Seconded: Com. Stevenson  
All voted Aye

Plat Amendment #2019-36 to the Gold Mine Acres Condominiums in regards to their open space

**Plat Amendment #2019-36 to the Gold Mine Acres Condominiums in regards to their open space - Presented by Jeff Oyler, Davis County Planning Manager**

This plat amendment is regarding the Gold Mine Acres condominium, which is off Highway 89 in an unincorporated part of Davis County near Bountiful. The proposal will only affect the open space area of the project. Originally only one area was defined as an open space while everything else was called limited common open space. However, now all the open spaces will be changed to limited common open space to more accurately reflect the use of the space, because the condo owners do not own the property outside the building. The contract has no beginning and end date and the amount is neither payable nor receivable. See Attachment B1-B2.

# COMMISSIONERS' MINUTES – DAVIS COUNTY

Motion to Approve: Com. Stevenson  
Seconded: Com. Kamalu  
All voted Aye

Settlement and  
Release  
Agreement  
2019-37

## **Settlement and Release Agreement #2019-37** — *Presented by Neal Geddes, Davis County Chief Deputy Civil Attorney*

This is a standard employee settlement and release agreement. The contract period begins 01/03/2019.

Motion to Approve: Com. Stevenson  
Seconded: Com. Kamalu  
All voted Aye

Ordinance  
#1-2019  
enacting Davis  
County Code  
3.04.400A  
Article F the  
County Option  
Sales and Use  
Tax for Funding  
Corridor  
Preservation,  
Congestion  
Mitigation, and  
the Expansion  
of Capacity for  
Regionally  
Significant  
Transportation  
Facilities

## **Ordinance #1-2019 enacting Davis County Code 3.04.400A Article F the County Option Sales and Use Tax for Funding Corridor Preservation, Congestion Mitigation, and the Expansion of Capacity for Regionally Significant Transportation Facilities as authorized by UCA § 59-12-2217** — *Presented by Commissioner Bob J Stevenson*

The ordinance will start the Third Quarter Transportation Tax, which is a \$0.025 increase. This tax has been available for a while and a few years back the State legislature adjusted it so the counties could put this tax into place if desired. Davis County is currently the only county in the State who has not put it into place. Overall, the tax is a minor increase in the sales tax. For example, if the purchase is \$10 the tax is only two and a half cents (\$0.025). This tax will bring in approximately \$12.5 billion dollars which can be used for street and road improvements.

Motion to Approve: Com. Stevenson  
Seconded: Com. Kamalu  
All voted Aye

Amendment  
#2015-327-U  
with Utah  
Division of  
Substance  
Abuse & Mental  
Health for SFY  
2019 Substance  
Abuse funding  
to include  
SPF-PFS  
Partnerships for  
Success  
Capacity Grant

## **Amendment #2015-327-U with Utah Division of Substance Abuse & Mental Health for State Fiscal Year (SFY) 2019 Substance Abuse funding to include SPF-PFS Partnerships for Success Capacity Grant** — *Presented by Commissioner Lorene Miner Kamalu*

This amendment is for the SFY 2019 substance abuse funding allocation and includes funding for the Partnerships for Success Capacity Grant. The contract period is 01/01/2019 to 06/30/2019. The receivable amount is \$90,000.

Motion to Approve: Com. Kamalu  
Seconded: Com. Stevenson  
All voted Aye

Resolution  
#2019-38  
appointing  
Commissioner  
Bob J Stevenson  
as Davis  
County's  
representative  
to the Board of  
Trustees of the  
UCIP

## **Resolution #2019-38 appointing Commissioner Bob J Stevenson as Davis County's representative to the Board of Trustees of the Utah Counties Indemnity Pool (UCIP)** — *Presented by Commissioner Randy B. Elliott*

This resolution is to appoint Commissioner Stevenson to the Board of Trustees of the Utah Counties Indemnity Pool (UCIP), which provides insurance for the County.

Motion to Approve: Com. Elliott  
Seconded: Com. Kamalu  
All voted Aye

Commissioner Kamalu moved to recess to Board of Equalization. Commissioner Stevenson seconded the motion. All voted Aye.

# COMMISSIONERS' MINUTES – DAVIS COUNTY

## BOARD OF EQUALIZATION

---

Property Tax  
Register

Property Tax Register matters were presented by Curtis Koch, Davis County Clerk/Auditor as follows:

Under Auditor adjustments is a report with various appeals recommending they be approved and 16 corrections related to veteran exemptions and/or property transferring to a tax exempt entity. Under Treasurer adjustments is one adjustment totaling \$550. Under Assessor adjustments is one Assessor initiated correction.

Motion to Approve: Com. Stevenson  
Seconded: Com. Kamalu  
All voted Aye

Commissioner Kamalu moved to reconvene Commission Meeting. Commissioner Stevenson seconded the motion. All voted Aye.

## CONSENT ITEMS

---

Check Registers

### **Check Registers**

Check Registers were approved.

Motion to Approve: Com. Kamalu  
Seconded: Com. Stevenson  
All voted Aye

Commission  
Meeting  
Minutes

### **Meeting Minutes**

Meeting Minutes for Dec. 18, 2018 were presented for approval.

Motion to Approve: Com. Kamalu  
Seconded: Com. Stevenson  
All voted Aye

## COMMISSION COMMENTS

---

**Commissioner Elliott** explained a little more about passing the Third Quarter Tax. The Commission had been waiting to approve it but there were a number of cities in the County who said they had unfinished projects this tax would help get finished. Also, the legislators made it clear that if the County were to not pass the Third Quarter Tax that "projects in Davis County will be overlooked". So the tax was passed to help work together with the Legislature on these regional specific projects and helping the cities. The next step in the process is to work with COG to implement the tax so the money can be used on road and transportation issues.

**Commissioner Kamalu** said in the city where she lives it has been challenging to get enough funding to keep up with road maintenance. It makes it hard on the citizens. This Third Quarter Tax is a tool meant to help with that problem. She appreciates the support of the city leadership from all 15 Davis County cities.

**Commissioner Stevenson** said that as the County, or cities, are run there are things that need to be put into place because of citizen demands. Davis County is very fortunate to have many attractions that draw people from outside the County to supplement the sales tax base. These visitors also want to see the roads and traffic running smoothly, and if it does then the potential for more visitors is increased, and the more who come, the more money is spent which in turn helps the County. This is one of the reasons Commissioner Stevenson said this Third Quarter Tax is important to get in place.

# COMMISSIONERS' MINUTES – DAVIS COUNTY

The public was invited to make comments to the Commission.

## PUBLIC COMMENTS

**Ron Mortensen**, a Bountiful resident, welcomed the two new Commissioners. He wanted to make sure the new Commissioners were aware of the South Davis Recreation District, which includes Centerville, North Salt Lake, Bountiful, Woods Cross, and West Bountiful. It was created by the County in 2004 through Resolution #2004-12 [the correct resolution is #2004-212]. Those in the District rely on the Commission for oversight and Ron reviewed the County's duties as outlined in Section 7 of the resolution. The Administrative Control Board is an eight-member board, three people who represent Davis County and five seats representing the cities. This balance causes problems because the cities have more representation and sometimes their agendas are not completely aligned with the County's goals. The County representatives must be a qualified elector to be eligible. The Commission informed Ron that Commissioner Stevenson, who is a qualified elector, will be replacing emeritus-Commissioner Millburn on the Board.

Ron also wanted to bring to the Commission's attention some of the Interlocal Agreements the District, including one where Bountiful City would be paid over \$2 million from the County Tourism fund over the period of 10 years. The 10 years ended in 2014 and Ron encourage the Commission to make sure that agreement has ended and those funds had been repaid properly. Curtis Koch, Davis County Clerk/Auditor, stated it has been. Ron further stated that this is one instance where the cities hold more power than the County.

The District receives \$750,000 annually from tax-payer funds to subsidize the operational costs, which includes funds to pay off the \$18.4 million dollar bond [for the South Davis Recreation Center]. However, upon reviewing the District's budget, there is no preventative maintenance for the center which is a major concern to him because the building is now over 10 years old. When it was initially built there was talk of building the center, using it for 30 years and then tearing it down which he does not think is a wise use of funds. He would encourage preventative maintenance to be done on the building. Ron then expressed concern over the lack of "discrete accounting line items" for the District's functions, making it difficult or impossible to see if a function is profitable or not; he encouraged that their accounting practices be improved. Also, the District recently entered into an interlocal agreement for the next 30 years with Bountiful City to run the Ice Ribbon. Bountiful will build and own the Ice Ribbon but the District has agreed to help share the maintenance and repair costs for the rink 50/50 with Bountiful. Over 30 years this is could end up being a considerable cost. Lastly, staff morale is low and there seems to be staff burnout happening because of overburdening on projects he feels are not necessary. Ron recommended evaluating what programs the South Davis Recreation District is helping with, prioritizing the work, and ensuring the programs are properly funded and staffed. To conclude, Ron requested the Commissioners become familiar with this district, learn about what is going on, and represent the County's interests well.

## CLOSED SESSION

Commissioner Stevenson motioned to adjourn to a closed session for reasons permitted under UCA § 52-4-205. Commissioner Kamalu seconded the motion. All voted Aye.

The closed session began at 10:40 a.m.

Returned from closed session at 11:47 a.m.

Tony Thompson, Davis County Property Manager, presented information regarding the proposal to have Tax ID 09-060-0046, acquired from a 1987 tax sale and combined with an adjacent property acquired from the Utah Department of Transportation (UDOT), be put into an open sale to the public. This sale would also include reworking the applicable easements and legal descriptions of the properties affected.

Motion to Approve: Com. Kamalu  
Seconded: Com. Stevenson  
All voted Aye

## MEETING ADJOURNED

Commission meeting was adjourned at 11:51 a.m.

# COMMISSIONERS' MINUTES – DAVIS COUNTY

All publicly distributed materials associated with this meeting are noted as follows:

- A1-A2. Agenda
- B1-B2. Gold Mine Acres Condominiums

Minutes prepared by:

Jessy Turner

Deputy Clerk/Auditor

Minutes approved on: \_\_\_\_\_

\_\_\_\_\_  
Curtis Koch  
Clerk/Auditor

\_\_\_\_\_  
Randy B. Elliott  
Commission Chair