

COMMISSION MEETING MINUTES  
November 3, 2009

The Board of Davis County Commissioners met in room 236 of the Davis County Courthouse, Farmington, Utah on November 3, 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.

Bud Cox, Davis County Sheriff, led the Pledge of Allegiance. All were invited to stand and join in.

Recognition of  
Employees  
from the Davis  
County  
Sheriff's Office

Bud Cox, Davis County Sheriff, introduced three of his officers who have received awards from the Utah Sheriff's Association at the annual conference. The officers have been recognized for going above the call of duty.

Dee Bird, Davis County Sheriff's Lead Dispatcher, received the "Dispatcher of the Year Award".

Neil Major, Davis County Sheriff's Cpl., received the "Gold Medal of Valor".

Brian Gurr, Davis County Deputy, received the "Corrections Officer of the Year".

Chairman Millburn expressed kudos and thanked the officers. Commissioner Downs stated, "Thank you from citizens and being able to rest assured that officers are doing what they do. We know we can depend on your expertise. Davis County joins with Utah Sheriff's Association in expressing thanks." Commissioner Petroff said, "It is amazing to have one outstanding employee but really incredible for the county to have three individuals recognized. We seriously appreciate your efforts." Chairman Millburn recognized family members in attendance. The commissioners presented the officers with the Davis County Recognition Coin for Outstanding Service. The officers expressed credit should be shared with other people because it takes a team effort to accomplish the job. They expressed appreciation for the Administrative support.

Chairman Millburn reminded everyone:

\*Today is Election Day and encouraged everyone to vote.

\*A reminder that Senator Hatch will be doing a telecommunication meeting for citizen involvement on Wednesday, November 4.

\*A reminder that today the H1N1 is being administered at the Davis Conference Center from 10:00 a.m. – 5:00 p.m. Tickets have been given for times in order to hopefully make the process for efficient.

Bid Opening  
for the DSB  
Channel  
Reconstruction

Steve Rawlings, Davis County Clerk/Auditor, opened bids for a Davis County Public Works Project on the DSB (Deuel, Stone, and Barton) channel reconstruction:

Acme Construction, West Jordan	\$1,898,500.00
Bowen Construction, Centerville	\$2,063,211.00
Allstate Construction, Sandy	\$2,949,229.00
Jordan Valley Construction, Salt Lake City	\$1,993,647.00
M.C. Green & Sons, Centerville	\$2,990,924.00
Whitaker Construction, Brigham City	\$2,999,900.00
Gerber Construction, Lehi	\$2,267,000.00
Ralph L. Wadsworth Construction, Draper	\$2,464,000.00

Kirk Schmalz, Davis County Public Works Director, took the bids to review and will come to a future meeting for the bid award.

Grant  
Application  
#2009-338  
Office of Lt.  
Governor for  
Funds for  
Signage

Carl Allen, Chief Deputy Administration, Davis County Clerk/Auditor's Office, presented grant application #2009-338 to the Office of the Lt. Governor. It is a request in the amount of \$2,540.00 for signage for polling location accessibility. It is important to have signage to help voters. Commissioner Petroff made a motion to approve. Commissioner Downs seconded the motion. All vote aye. Document on file in the office of the Davis County Clerk/Auditor.

Agreement #2009-339 Safe Harbor for Senior Community Service Worker

Diana Reich, Davis County Health Department, presented agreement #2009-339 with Safe Harbor. This is a senior community service employment program where the Health Department will provide a safe and healthful work site, orientation, and training as need for participants to engage in productive duties and tasks as assigned. 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.

Agreement #2009-340 with Rasmussen Equipment for Rental of Excavator

Kirk Schmalz, Davis County Public Works Director, presented rental agreement #2009-340 with Rasmussen Equipment. The long front excavator will be utilized for stream channel maintenance with the first job site being on the west side of 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.

Change Order #2009-102D Pacific West, LLC for Additional Materials & Labor

Kirk Schmalz presented change order #2009-102D with Pacific West, LLC. It is for additional lateral connections and manhole riser for a payable of \$8,499.00. The project is the Hooper Draw Improvements through the Camelot Trailer Park. 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.

Agreement #2009-341 Attorney General's Office for CJC Funding

Doug Miller, Children's Justice Center Director, presented agreement #2009-341 with the Attorney General's Office. It is for the annual Legislative appropriation in the amount of \$202,360.00. This figure makes up 65% of budget for the Children's Justice Center. 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.

Agreement #2009-342 Toshiba Inter. Corporation to Maintain UPS Unit

Mark Langston, Davis Information Systems Director, presented agreement #2009-342 with Toshiba International Corporation. It is for maintenance of the UPS unit. It is a payable of \$3,914.00. Commissioner Petroff made a motion to approve. Commissioner Downs seconded the motion. All voted aye. Document is on file in the office of the Davis County Clerk/Auditor.

Agreement #2009-345 Onyx Construction LLC for Build Out of Space of Freeport Center Warehouse Bldg A-16

Marshall Scott, Davis County Facilities Management Director, presented agreement #2009-345 with Onyx Construction LLC. The company will construct and build 7,560 sq. ft. of office and classroom space within the Freeport Center Warehouse Building A-16, Section D. It is a payable of \$293,750.00. The bid and award was in the amount of \$289,900.00. (Explanation for difference provided by Gerald E. Hess, Chief Civil Deputy Davis County Attorney's Office: After the bids were received it was determined that the bid documents were unclear about who would pay for the cost of the payment and performance bonds. It seemed only fair to add the amount of the cost of the payment and performance bonds to each of the bids received. Therefore, each bidder was treated the same. As a result the amount of the contact approved by the County Commission is \$293,750.00 reflecting the cost of the payment and performance bonds.) Commissioner Petroff made a motion to approve. Commissioner Downs seconded the motion. All voted aye. Document is on file in the office of the Davis County Clerk/Auditor.

Agreement #2009-343 Terry Coon Agreement #2009-344 Randy Kelly to Serve as Hearing Officers

Ross Bartholomew, Davis County Tax Administration Director, presented two agreements for services of hearing officers for the Board of Equalization:

#2009-343	Terry Coon	\$37.50 Hourly (as needed)
#2009-344	Randy Kelly	\$45.00 Hourly (as needed)

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

Scott Hess, Davis County Planning Office, requested the delay of the Capital Investment Plan for approval until next week in order to include applicants presenting today.

Commissioner Downs made a motion to go into a public hearing. Commissioner Petroff seconded the motion. All voted aye.

Scott Hess, Davis County Planning Office, is administering the CDBG program for Davis County and was asked to explain the purpose of the hearing. Scott stated it is the beginning of the 2009-2010 Community Development Block Grant funding cycle. This Public Hearing is being held to represent Special Service Providers in Davis County who are applying for grants this year. CDBG money must be spent on projects benefiting primarily low and moderate income person. Wasatch Front Regional Council, in which Davis County receives funding through, is expected to receive approximately \$1.4 million region-wide in this new program year. All eligible activities that can be accomplished under this program are identified in the CDBG Application Guide and interested persons can review it at any time. Examples of CDBG projects are: Construction of public works and facilities, such as: water and sewer lines, fire stations, acquisitions of real property, or provisions of public services such as food banks or homeless shelters. Also eligible are loan programs for private businesses which would then hire low income persons, and the program can also pay for housing rehabilitation for lower income persons. In the past, Davis County has funded multiple grant types, but most applications have been for street improvements, or allocations to special service providers to help low and moderate income people. Cities within Davis County who are applying this year have handed out their Capital Investment Plans as part of the Regional "Consolidated Plan". This list shows which projects the city has identified as being needed in the community. The special service providers would now like to share with you their projects and what they will do for the community.

Danielle Falcione representing the Family Connection Center stated they are asking for \$65,000.00 to purchase two new vans. The vans will be used for the pickup and delivery of food in connection with the Food Bank. The Food Bank has had a 50% increase of people using the service. The service area is from Farmington to the north end of Davis County.

Doug Miller, Children's Justice Center Director, stated his request is for \$450,000.00 for capital improvement projects.

Francie Meacham representing Davis Applied Technology College stated they are requesting a two year multi-year grant of \$300,000 per year. The purpose is to respond to the increase in enrollment through expanding high demand training programs and upgrading various areas to be responsive to training needs while building more efficiencies, energy savings and green technologies into the facility.

Sheila Richins representing Safe Harbor stated they are requesting \$60,000.00. It is to refurbish bathroom facilities at the residence. The current bathrooms are 11 years old and are used by approximately 500 adults and children per year. New flooring is needed in the front part of the home.

Emma Dugal representing Bountiful/Davis Arts Council stated they are requesting \$386,000. It is to upgrade the existing building to make it ADA compliant. The funds would be used for an enclosed ramp and elevator. The Center offers many free programs and benefits low income families.

Martha Wunderli representing Utah Individual Development Account Network stated they are requesting \$50,000.00. The Network provides matched savings accounts to qualified participants and the money can be used toward the purchase of a first home. The program began in 2004 and they have 6 homes they have helped finance.

Tiffany Jepperson representing the Davis Community Learning Center stated they are requesting \$288,800.00. DCLC provides services to the low-income population of Davis County. Since the center's opening in the spring of 2009, the number people accessing the services provided by the center have been overwhelming (over 1,200) and expansion is necessary to the meet the needs of the center's clientele. Client request support the need for additional adult education opportunities and job training courses to be provided at the center. There are 44 students on a waiting list for the evening sessions of the English as a Second Language Class (ESL) and over 30 people waiting for ESL morning. Additional space is required to meet the needs of clientele.

Brandon Hatch representing Davis Behavior Health stated they are requesting \$75,000.00 for homelessness housing assistance.

Mary Schwans representing the Davis Community Housing Authority stated they are requesting \$115,000.00. The funds would be used for a low interest program (2 – 3% loan) for down payments. The money would come back to the program. Funds would also be used for emergency repairs for low income clients.

Scott reminded the Commissioners the regional areas involved for splitting the federal dollars are Davis, Weber, Morgan, and Tooele Counties. The applications will be available on-line by November 20. The deadline for application is December 5. Funds will be disbursed next July.

Chairman Millburn asked if there was any public comment. No public comments were given. Commissioner Petroff made a motion to close the public hearing. Commissioner Downs seconded the motion. All voted aye.

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 the following: 198 property tax appeals recommended for approval; 22 recommended for denial; and 8 other corrections. Commissioner Downs made a motion to approve. Commissioner Petroff seconded the motion. All voted aye.

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

Commissioner Petroff made a motion to approve the commission meeting minutes of October 13, 2009. Commissioner Downs seconded the motion. All voted aye.

Check  
Registers  
Approved

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

Commission Comments:

Commissioner Downs once again thanked Public Works for their great work. It is nice to see what other people do in their departments.

Commissioner Petroff stated that he exercised his right to vote today.

Commissioner Millburn stated that he traveled recently to Boston for the Railvolution Conference. People are impressed with what we have accomplished. UTA is recognized across the nation.

Jerry Hess took the opportunity to introduce William McGuire of the Davis County Attorney's Office. He has been with Davis County for 29 years. Mr. McGuire will be moving from the Criminal Division of the Attorney's Office to the Civil Division.

No public comments.

Meeting adjourned.