

## COMMISSION MEETING MINUTES

December 1, 2009

The Board of Davis County Commissioners met in room 236 of the Davis County Courthouse, Farmington, Utah on December 1, 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.

Commissioner John Petroff led the Pledge of Allegiance. All were invited to stand and join in.

Chairman Millburn announced the public hearing for the 2010 Budget will be held next Tuesday, December 8, 2009 at 6:00 p.m. at Farmington Junior High School.

Agreement  
#2009-357 UT  
Transit  
Authority for  
Work in West  
Bountiful

Kirk Schmalz, Davis County Public Works Director, presented agreement #2009-357 with the Utah Transit Authority. The work performed will be associated with the pipeline crossing located on railroad right of way at Mile Post 755.173 at 800 West, West Bountiful. It is by the DR&G trail and the detour will be well signed. Temporary fencing to be installed to prevent trail users from accessing the construction area. 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  
#2009-358 ESI  
Engineering,  
Inc. for 3500  
South Project  
Engineering

Kirk Schmalz presented agreement #2009-358 with ESI Engineering, Inc. The company will provide technical assistance and engineering services to design the construction work to repair 3500 South Street (Val Verda area) Bountiful, Utah. It is a payable of \$17,900.00. 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.

Agreement  
#2009-359  
Applied  
Geotechnical  
Engineering  
Consultants for  
Services at  
Health Dept.  
Building Site

Barry Burton, Davis County Planning Director, presented agreement #2009-359 Applied Geotechnical Engineering Consultants. They will do the geotechnical investigation of the senior center site in Clearfield. It is an estimated payable of \$3,400.00. 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.

Agreement  
#2009-360  
Applied  
Geotechnical  
Engineering  
Consultants for  
Services at  
Health  
Department  
Building Site

Barry Burton presented agreement #2009-360 with the Applied Geotechnical Engineering Consultants. They will do the geotechnical investigation of contaminated soil at the Health Department Building site. It is an estimated payable of \$12,925.00. There has been discovery of soil contaminated with gas and diesel. The level is not high enough to require remediation. The number of holes to be drilled will determine the final cost. 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  
#2009-361  
Kleinfelder for  
Environmental  
Assessment  
Along Jordan  
River Trail in  
Davis County

Scott Hess, Davis County Planning Office, presented agreement #2009-361 with Kleinfelder. The company will perform the environmental assessment along the Jordan River Trail in Davis County. The work is all inclusive and will meet State requirements. Environmentally sensitive items such as wetlands and threatened or endangered species will be identified as well as other environmental factors. They will take 6 – 8 weeks to complete the work. It is a payable of \$20,000.00. 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.

Amendments  
#2007-55A  
#2008-321A

Mel Miles, Davis County Personnel Director, presented amendments to extend the time for the following legal public defenders to run thru December 31, 2011:

#2006-382A  
#2006-380A  
for Public  
Defender  
Contracts

#2007-55A	Scott Wiggins	Payable for 2010 - \$48,080.00
#2008-321A	Dan Shumway	Payable for 2010 - \$71,028.00
#2006-382A	William Albright	Payable for 2010 - \$100,531.00
#2006-380A	C. Markley Arrington	Payable for 2010 - \$81,955.00

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

Approval of  
Revisions to  
Background  
Investigations  
Policy #455

Mel Miles presented a request for approval of the Background Investigations Policy #455 Policy revisions. The policy will require all Health Department new hires to undergo a criminal background investigation. Lewis Garrett, Davis County Health Director, is in full support of the recommendation. Most Health Department new hires have already been required to undergo these checks, so this will not be a major adjustment. An added provision to the policy will be section 5.0, Employment Eligibility Verification. The Personnel Office will utilize the federal government's E-Verify system to confirm the legal employment status of all new county employees. Confirmation of legal employment status shall be a condition of employment for all new hires. Commissioner Petroff made a motion to approve. Commissioner Downs seconded the motion. All voted aye.

Board  
Appointment to  
the Davis  
County  
Tourism Tax  
Advisory  
Board

Kent Sulser, Davis County Community and Economic Development Director, stated there are individuals that need to be reappointed to the Davis County Tourism Tax Advisory Board. He invited Steve Handy, Tourism Advisory Board Chairman to come forward.

Steve stated that pursuant to Utah Code the Davis County Commission has imposed a transient room tax within Davis County. The code requires an Advisory Board to assist and advise the Commission in the best use of revenues collected for tourism programs for Davis County. The Board has toured three sites for organizations that have requested funds: The South Davis Cultural Arts Center; South Davis History Museum & Archives; and the Utah State University Botanical Gardens. The Board is to consist of members who are residents of Davis County, are willing to donate two hours monthly, have tourism related experience and be appointed by the commission. The following names for reappointment were presented:

Andy Pettingill, Western States Lodging	Two-year term
Bruce Lloyd, Cherry Hill Campground	Two-year term
Craig Shiner, Bountiful Ridge Golf Course	Two-year term
Todd Johnson, Best Western Cotton Tree Inn	One-year term

Commissioner Downs said, "The Legislature does scrutinize the funds and Davis County must justify the spending. We stand tall and make good investments. The experience of the Board is appreciated."

Commissioner Downs made a motion to approve the appointments. Commissioner Petroff seconded the motion. All voted aye. Chairman Millburn expressed thanks to Steve Handy for his service with the Board and as the Chairman.

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

Approval of  
Property Tax  
Register

Ross Bartholomew, Davis County Tax Administration Division, presented the property tax register. The register reflects 2 corrections by the Assessor's Office, 1 Auditor's Correction for tax abatement, and 79 property tax appeals for approval. Commissioner Downs made a motion to approve. 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. The documents are on file in the office of the Davis County Clerk/Auditor.

No commission comments.

No public comments.

Meeting adjourned.