

**COMMISSION MEETING MINUTES**  
August 18, 2015

The Board of Davis County Commissioners met in room 303 of the Davis County Administration Building, 61 South Main Street, Farmington, Utah on August 18, 2015 at 10 a.m. Members present were Commissioner P. Bret Millburn - Chair, Commissioner John Petroff, Jr., Commissioner Jim Smith, Clerk/Auditor Curtis Koch, Chief Deputy Civil County Attorney Neal Geddes and Deputy Clerk/Auditor Shauna Brady.

**Meeting Agenda as posted:**

Meeting  
Agenda

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, Room 303, Farmington, Utah, commencing at 10 a.m. on August 18, 2015.

**OPENING**

**Pledge of Allegiance-** by invitation

**RECOGNITIONS, PRESENTATIONS AND INFORMATIONAL ITEMS**

- Opening of RFPs – Legacy Events Center food services
- Public Notice of Cancellation – Davis County Commission meeting will not be held August 25, 2015
- Notice of Public Hearing – Sept. 1, 2015 at 10 am, Room 303, Davis County Administration Building to consider additional budget appropriation requests for the General Fund
- Notice of Public Hearing – Sept. 15, 2015 at 6 pm, Room 303, Davis County Administration Building to consider the creation of a Special Service District
- Tour of Utah Report & Recognition
- Kaysville Branch Library Grand Opening Report

**BUSINESS/ACTION**

***Chris Sanford, Davis County Library Director, presenting:***

Memorandum of Understanding with Utah State Library Division – library lending grant (receivable)

***Lewis Garrett, Davis County Health Director, presenting:***

- Agreement with Weber State University, Dept. of Social Work & Gerontology – student internship (n/a)
- Agreement with David J. Wood inspire! – recognize as a Utah State approved vendor of services for an acceptable and valid means of food handler training

***Commissioner Jim Smith, Davis County Commission, presenting:***

Request for reappointment of Carol Page and Douglas Stanger to the Davis Community Housing Authority Board

***Commissioner Bret Millburn, Davis County Commission, presenting:***

- Resolution of Davis County, Utah, Approving the Interlocal Agreement for Justice Court Services between the City of Farmington and Davis County
- Consideration of placement of Proposition 1 for the local option sales and use tax for transportation on the general election ballot

**BOARD OF EQUALIZATION**

Request approval of the Property Tax Register

**CONSENT ITEMS**

Check Registers

**COMMISSIONER COMMENTS**

**PUBLIC COMMENTS** (3 Minutes per Person)

Paul Summers, Bountiful City resident, led us in the Pledge of Allegiance. All in attendance were invited to stand and join in.

RFP Opening –  
Legacy Events  
Center food  
services

Dave Hansen, Davis County Legacy Events Center Director, explained the RFP for concession services at the Legacy Events Center was put out to bid based on references, menu items and findings as they are reviewed. They priced it out by looking at the average pricing of the previous concessionaire with the hope of increasing the sales. We will evaluate the bidders by their references, experiences and how well they will fit in. Curtis Koch, Davis County Clerk/Auditor noted the bids came in unmarked; therefore they were listed numerically and read in as they are opened. The bidders are listed as follows:

	<b>BIDDER</b>	<b>AMOUNT</b>
1.	<b>#1 Rebel Pipers</b>	<b>\$</b>
2.	<b>#2 All American Grill</b>	<b>\$</b>
3.	<b>#3 TSG Food Services</b>	<b>\$</b>
4.	<b>#4 Utah’s Best Catering Company</b>	<b>\$</b>
5.	<b>#5 Courses Catering</b>	<b>\$</b>

The LEC will evaluate the bids based on the criteria they have established and return with a recommendation to the Commission.

Public Notice  
of Mtg  
Cancellation

Public Notice was given canceling the August 25, 2015 Commission Meeting. Commissioners Petroff and Smith will be out of town for a convention.

Notice of  
Public Hearing  
to consider  
additional  
budget requests

Notice was given of a Public Hearing to be held September 1, 2015 at 10 am in Room 303 of the Davis County Administration Building to consider additional budget appropriation requests for the General Fund. Curtis explained this is in compliance with a State law that was modified a couple of years ago requiring formal hearings each time we have modifications to the budget.

Notice of  
Public Hearing  
re Special  
Service District

Notice was given of a Public Hearing to be held September 15, 2015 at 6 pm in Room 303 of the Davis County Administration Building to consider the creation of a special services district from the South Davis Metro Fire Agency.

Tour of Utah  
Report and  
Recognition

Members of the Tour of Utah local organizing committee were invited to attend today's meeting to be recognized by the Commissioners. Randy Cook, Davis County Tourism, was invited to the podium. Tour of Utah is one of the first projects Randy took on as a new employee of the County. Commissioner Millburn explained the plans for this event have been in the making for almost a year and under Randy's leadership, a fantastic team was created to pull off a phenomenal Stage 3 of the Tour of Utah. The Tour of Utah is a premier cycling event in the United States and many of the same individuals that participate in events such as the Tour de France, also participated here. He said, "To feel the excitement and see the throngs of people that participated was just unbelievable." He recognized Mayor Lewis for coming through with his promise of nearly 50,000 people at the finish line in Bountiful and flags lining the streets. He received compliments of how well Stage 3 went from such folks as Gail Miller, who oversees the L.H. Miller organizations, and Steve Miller, whose baby is the Tour of Utah. Other comments include "This rivals anything we have seen in the Tour of California" and "The only thing that rivals this is Park City on the finish line."

Randy said one of the first things required of him was to put together a local organizing committee with 9 directors to interface with the Tour of Utah group. He said these individuals made this happen and we all agree we want the Tour to come to Davis County again. The Tour of Utah folks are very professional and expect perfection, so it meant a lot when they came up after the Tour and said, "Job well done. You didn't look like first-timers." They compared the size of our stage to many of the stages of the Tour of California. Randy said this is a big billboard for Davis County and it was exciting for him to interface with all the participating cities. He commented that Davis County had the most complex route in terms of intersections, roads, closures, etc., and it took a huge volunteer base to make sure there were no incidences. Randy recognized Sgt. Ellis Bruch, Davis County Emergency Services, saying he did an absolutely awesome job heading up the Technical and Emergency Services. He said Ellis interfaced with every police department in Davis and Weber Counties, the Utah Highway Patrol and CERT to insure all routes and intersections flowed perfectly. When asked how many incidences happened on that complicated route, Ellis answered, "Zero." Randy assured him the Tour of Utah folks were impressed.

Randy invited Jeff Warren to stand. Jeff oversaw the volunteer group and "hit it out of the park." He explained 3 weeks before the event, only 47 people had signed up to volunteer and the committee was getting a little nervous. Under Jeff's leadership, over 400 volunteers signed up over the next few weeks and were still signing up when the Tour of Utah had to shut down the volunteer registration website. Next, Jeff needed to figure out how to assign all of the volunteers along the Bountiful route. Volunteers weren't expected until about 10 am, but started showing up at 7:30 am anxious and excited to carry out their assignments. Randy thanked Jeff for a job well done.

Paul Summers had his own volunteers that organized the downtown Bountiful Main Street finish line festivities. Randy asked Paul to stand and explained he worked with all the local merchants and did a fabulous job.

Randy invited Mayor Lewis to stand and commented that the mayor led the charge, was very passionate about the event and wanted to get a little dirt under his fingernails. He visited 15 schools to promote the Tour. He said it couldn't have happened without Mayor Lewis and his vision.

Diane Townsend and CJ Benson, were recognized for taking care of the hospitality areas, ticket distribution and meals for set-up crews. Randy thanked them for their help and professionalism.

The Tour of Utah was televised nationally, streamed internationally and the last 2 hours of the race were televised on the Fox News Network. It was a lot of coverage for Davis County. Commissioner Millburn recognized those who were unable to join with us today including Bountiful City Manager Gary Hill, Dave Webster, Jr. and Grant Dahlstrom-Operations Committee, Todd Handy-Media/Marketing/PR, Jodi Lunt-Sponsorships, Jay Welk-Education/Outreach and Jeremy Shaw-Antelope Island State Park. He asked the directors to share the Commission's appreciation with each of their respective committee members and said this couldn't have happened without everyone pulling together.

Commissioner Millburn invited Mayor Lewis to share his thoughts. Mayor Lewis said it "was so fun, he just can't get over it" and that it "really was Olympic-like." He recognized Commissioner Millburn, Randy Cook, Gary Hill and all the directors and committee members. He said Paul Summers did an incredible job. Everybody went above and beyond what was needed and did something special. For example, Cutler's made cookies with the logos of Bountiful and the Tour of Utah on them.

Those committee members in attendance were invited to come forward to receive a Davis County coin in recognition of their efforts and have their picture taken. Commissioner Petroff said everything worked out flawlessly. He said we also had a great time here in Farmington with an ice cream party, corn dogs, prize drawings and a children's parade from the library. He said everyone did an awesome job and exactly what we have come to expect from the citizens in Davis County. Commissioner Smith said it really was exceptional and he absolutely loved it. He commented that "Mayor Lewis is usually a pretty happy guy, but he's had a perma-grin since that day, even when he sleeps, because this was an amazing event for the whole County, but in particular to highlight Bountiful. Congratulations on a job well done." Commissioner Millburn said another thing that is phenomenal about an event like this is a lot of people have no idea what goes on in the cycling world, but the Tour of Utah has generated an interest and excitement that otherwise wouldn't have been here. He said he has seen more cyclists on his way to work in the morning and thinks there are some residual positive benefits here. "Everything was just phenomenal!"

Chris Sanford was invited to report on the opening of the Kaysville Branch Library. She said, "We are happy to announce that the Kaysville Library Branch is open and awaiting your visits." They had a wonderful reception Friday evening and ribbon cutting and park activities on Saturday morning. She estimated between 1,000 –1,200 people attended the park activities during the first 3 hours of business. She said there were many people to thank from the Board of Directors to the Commission and several County departments - particularly, Mack McDonald (Davis County Facilities Director) and his team, Mark Langston (Davis County Information Systems Director) and his IS team, and of course, 158 members of the incredible library staff. Chris extended an invitation to conduct a tour for anyone who hasn't had the chance to visit the library. It is an extraordinary building in an excellent location. She said we are proud to have Kaysville as our host city and to be able to offer this wonderful addition to our library system in Davis County. Commissioner Petroff said it is a beautiful building and a great place to go relax and read. Commissioner Smith encouraged everyone to view the tangrams in the Children's Section. He said the neat things are the

little touches inside that make it warm, friendly and inviting. Commissioner Millburn echoed those comments and said it was fun to have Congressman Bishop come to the opening. He said the library sits in what used to be Congressman Bishop's backyard. Chris pointed out key acknowledgements have been given to the Simmons Family for their generous donation by naming the auditorium after Roy and Elizabeth Simmons. There is a memorial wall acknowledging the perpetual donations of Allen and Kay Blood. The Lewis family was acknowledged for helping with the tangram wall. And, Fruit Heights City was recognized for their generous donation for the bench seating located in the reading circle on the south side of the property.

Memo of Understanding #2015-449 with Utah State Library Division for a library lending grant

Chris Sanford, Davis County Library Director, presented Memorandum of Understanding #2015- 449 with the Utah State Library Division for the annual library lending grant. Chris explained we are a part of the library lending process where larger libraries will loan materials to smaller rural libraries throughout the state. We are compensated for that based upon a projected number of materials we will loan during a given time. This is an anticipated grant and has been included in the budget projections. The receivable amount is \$14,683.82. The contract period is July 1, 2015 through June 30, 2016.

Commissioner Smith made a motion to approve. Commissioner Petroff seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Lewis Garrett, Davis County Health Director, presented the following:

Agreement #2015-450 with Weber State University for student interns

Agreement #2015-450 with Weber State University, Department of Social Work & Gerontology to allow student interns to be placed in Davis County Health facilities. No monies are exchanged. The contract period is from date signed until terminated.

Commissioner Petroff made a motion to approve. Commissioner Smith seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Commissioner Petroff commented he is in favor of anything that involves Gerontology. Lewis said unfortunately, he is also plowing new ground in that direction.

Agreement #2015-451 with David J. Wood inspire! as an approved food handler trainer

Agreement #2015-451 with David J. Wood inspire! to be recognized as a Utah State approved vendor of services for an acceptable and valid means of food handler training. The receivable amount is \$15 per successful trainee. The contract period is from date signed until terminated.

Commissioner Smith made a motion to approve. Commissioner Petroff seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Reappointment of Carol Page & Douglas Stanger to DCHA board

Commissioner Smith presented a request for reappointments of Carol Page and Douglas Stanger to the Davis Community Housing Authority Board. Commissioner Smith commented Carol and Doug have each done a wonderful job and this is an excellent opportunity for them to impact our communities.

Commissioner Smith made a motion to approve. Commissioner Petroff seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk.

Commissioner Millburn presented the following:

Resolution and Interlocal Agreement #2015-452 re: Justice Court Services between Farmington and Davis County

Resolution #2015-452 of Davis County, Utah, approving the interlocal agreement for Justice Court Services between the City of Farmington and Davis County. Commissioner Millburn explained the County is looking at administering the Justice Court in a different fashion. The County has been working with those who comprise the Davis County Justice Court to find a seamless transition for those who utilize those services. Farmington City has stepped forward and taken the necessary steps to establish a Justice Court. We have also worked with the other entities that currently receive services under our jurisdiction, all of which have signed an agreement moving towards Farmington City. Before the Commission today is the interlocal agreement that Davis County would also move its cases to that Justice Court starting January 1, 2016.

Commissioner Petroff made a motion to approve. Commissioner Smith seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Commissioner Millburn reiterated the good thing is they have tried to make it seamless for the citizens of Davis County, Farmington, Kaysville, West Bountiful, Fruit Heights and West Point. The Court itself will be at the same location with the same hours. He expressed appreciation to Farmington for stepping forward and taking on this role.

Consideration  
of placement of  
local option  
sales & use tax  
on general  
election ballot

Commissioner Millburn presented consideration of placement of the local option sales and use tax for transportation on the general election ballot. A month ago we had public comment regarding petitioning the Commission to implement the clauses in HB 362 from the last legislative session, at least the portions that falls under our jurisdiction that are important to counties, cities and transit agencies where applicable. It is the consideration of placing language on the election ballot for the vote of the people to see if they are willing to have a portion of their sales and use tax put toward transportation related projects. This would be a quarter-of-one-percent (0.25%) sales tax, exclusive of food. The outline of how that is distributed would be 40% to the cities, 40% to the transit entity (UTA) and 20% to the County. We have the opportunity to place that on the 2015 ballot, a ballot in a future year, or whatever direction we would like to go.

Commissioner Petroff commented that “It is an interesting thing - all of your life you make decisions, some are easy, some are hard. As you become an elected official, you find out you are making decisions for a lot more people than you did when you were making them for yourselves or your family. This is one of those decisions that we don’t have come before us very often. This is a decision that would allow the citizens of Davis County to vote on whether or not to add an additional quarter cent sales tax to their purchases throughout the County with the primary idea that this money would go to the cities and the transit districts to improve service within the County. I have served on the Wasatch Front Regional Council for 10-12 years, as long as I have been an elected official, and I have to say that I think in Utah we do an exceptional job with the money we are able to get to fund, maintain and build roads. And as I have worked there all of these years, I have known that we have had such a deficit in the amount of money that we have to spend to meet the needs of the people. So for me this is not a hard decision. I’ve had some really hard ones. The Justice Court decision was really a hard decision. But, for me this is not a hard decision.”

Commissioner Petroff said, “I would make a motion that we approve putting on the ballot in November the opportunity for folks to have the local option sales and use tax for transportation in reference to HB 362 that was passed by our representatives. I appreciate all the work that they (the Legislature) did. I think we would really be remiss as elected officials not to move forward with the work they did to give this opportunity to the citizens. It will be our responsibility after today to help everyone understand what this money is really going to go for and the value that this will bring to the counties and cities. Truthfully, Davis County is not going to be a big recipient of very much money. The cities will, and the transit that needs to be upgraded so much in Davis County to really make it more and more effective, will be the real beneficiaries.”

Commissioner Smith seconded the motion. He commented that this is something that he has supported for the last several years in the Chamber of Commerce. “The business community clearly understands the need for this. However, when you are in a different chair, I look at this a lot differently than when I was in the Chamber of Commerce and I represent a lot of folks. So, this has not been an easy decision and appreciate that Commissioner Petroff said the same thing, because I’m taking this very seriously. In my mind, it’s never been a question of if, but when we were going to present this thing. I believe there is a well-established need for this. I’ve studied what the other options are. The idea of a user fee to fund some of the transportation needs, the idea of the number of vehicle miles traveled really resonates with me. However, I don’t know that we have the technology to really pull that off and I think it would be totally unacceptable to

our Utah citizens. I just don't think that is the right option. At the same time, to say that just because you don't drive on the roads, you don't benefit from the roads, that is not true either. All of us are users of those roads. Our groceries, our clothes, entertainment, everything comes through the roads. We go on vacation on these roads. There has been expressed some resistance to the UTA component of this funding. My experience has been pretty close with UTA over the past 6 years and has been very positive. I don't mean this in a negative way for our media representatives, but I don't rely entirely on media headlines to teach me everything there is to know about an issue. During the time I've been here, I have watched UTA build projects under budget and years ahead of schedule. I look at that as a very fiscally responsible group. I know there have been some changes at the top of UTA and am excited to see what those changes will bring. But, I applaud the focus on more buses, more routes and more often. That is what we need. When I campaigned, transit was a key to what I talked about and seemed to resonate with people. We all sit under the shade of trees that none of us planted. I feel that we need to plant some trees and there is a generation coming up that needs to have a more robust component in their lives and they endorse it. I feel strongly about the UTA component. The big remaining concern is the school bond, which I personally support. There are RAMP taxes in 5 of our cities, which I personally support. All of these tax increases are incremental and independent of each other. But, to me, what they really reflect is the impact of the growth and economic development in Davis County. That is why we need more schools, parks and infrastructure. I see them as part of a really important direction we want Davis County to go in. To me, this is the fiscally responsible move. Repair and maintenance helps avoid major reconstruction down the road. If your roof is leaking, it is easy to fix. But, if you let it go unfixed, it ruins your walls and the floors and the internal systems in the walls and it's very hard and expensive. So, one dollar maintaining our roads today beats ten dollars maintaining them tomorrow. I will do all I can do educate people on why I feel this way, but do it as an individual, not as a county commissioner, and certainly not as a county. Education is the key to this and I trust the voice of the people. The people will have a chance to vote and when they are educated, they will collectively make the right decision for Davis County."

Commissioner Millburn echoed the words of Commissioners Petroff and Smith. He said, "The key here is we are presented with making decisions, many times not easy decisions, but we are also elected to look forward and not just worry about today, but to be forward thinking and look towards those who will come behind us and hopefully, make their decisions a little bit easier, leave the place better than we found it. And, in this case, there is great value. Nobody likes additional pennies, nickels, dimes or dollars taken out of their pocket. But, I think there is great wisdom in the preventative side of things. As pointed out, it is all associated with growth and we are going to continue to grow. All the studies and projections show that we are going to double here along the Wasatch Front within the next few years. I'd much rather be prepared and do everything we can to prepare for that growth now at a cost, but what I believe is a minimal cost, as compared to procrastinating and then really being caught behind the 8-ball. We tout how great our economy is growing right now and I think this is where maybe some folks will get a little hung up. Everything is going really well now, but is that sustainable with the resources we have in play? An investment today will reap many rewards in the future. You are right that UTA has taken a little bit of flack regarding what they've done, but I think often times UTA has been misunderstood. They are looking very far forward and the projects they have put in place and the capital projects they have been focused on in the last couple of years has really established a backbone. Now, with some additional funding, we can start putting meat on that bone. We already have a very good system, but now it can be a world class system and really serve our people. The Board themselves have been very vocal and committed that should there be additional resources, they should go specifically to enhancing service. It's not going to build new projects, but it is enhancing the service already in play, whether

that be through frequency, span of service, later in the day or early in the morning to accommodate those that are not on a 9-5 schedule, weekend-type service and things of that nature.

Commissioner Millburn called for the vote of all those in favor of placing the premise of HB 362, the local option sales and use tax for transportation, the proposition number of which will be determined by the Lieutenant Governor's office, on the November 2015 general election ballot. All voted aye.

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

Property Tax  
Registers  
approved

Diane Law, Davis County Tax Administration, presented the Property Tax Register which reflected 4 assessor value corrections, 2 VA abatements and 1 multiple-year correction requested for approval.

Commissioner Petroff made a motion to approve. Commissioner Smith seconded the motion. All voted aye.

Commissioner Petroff made a motion to reconvene Commission Meeting. Commissioner Smith 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 Smith. Commissioner Petroff seconded the motion. All voted aye. The documents are on file in the Davis County Clerk/Auditor's Office.

Commissioner  
Comments

Commissioner Comments:

Although recognition will be given at a future meeting regarding last week's Davis County Fair, Commissioner Smith wanted to make sure we noted the Fair "knocked it out of the park!"

Public Comment:

Randy Elliott, Farmington resident, said he has been coming to the Commission meetings for the last 6 weeks hoping to find some commissioners frivolously spending or gone rogue, but it seems Curtis and Neal keep them in check. He said he is really appreciative of the work the commissioners have been doing. He went out to Antelope Island recently to see the resurfacing project and thought it looked really good. Antelope Island is a pet project in his family. He shared the story of when his father, who was the Utah State parks director, went to the state legislators to get funding to make Antelope Island a state park and they told him "No." He then went to the governor, who told him he would match \$6 million if he could get the other \$6 million. His father called the Secretary of the Interior and was invited to give a presentation justifying the money. The Secretary authorized the money and Antelope Island became a state park. Mr. Elliott thanked the commissioners for their support - Commissioner Petroff for his support of the County Fair and the 4H program; Commissioner Millburn for his efforts involving the Tour of Utah; and Commissioner Smith for his support of the County Health Department. He spoke of his own assignments, callings and appointments that have helped him know that a lot goes on behind the scenes to get the County to run smoothly.

Meeting Adjourned

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Clerk/Auditor

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Chair