

COMMISSIONERS' MINUTES – DAVIS COUNTY

COMMISSION MEETING MINUTES

December 4, 2018

The Board of Davis County Commissioners met for their regularly scheduled meeting at 10:00 a.m. on Tuesday, Dec. 4, 2018, 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 P. Bret Millburn, Vice-Chair; Commissioner James E. Smith; Curtis Koch, Davis County Clerk/Auditor; and Mike Kendall, Deputy Civil Attorney.

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

OPENING

The meeting convened at 10:00 a.m. and Mark Langston, Davis County Information Systems Director, was invited to lead the Pledge of Allegiance.

Recognitions,
Presentations &
Informational
Items

Public Hearing for the 2019 Budget — *Presented by Commissioner Elliott*

Commissioner Elliott announced a Public Hearing for the 2019 Budget, to be held at 6 p.m. Tuesday, Dec. 11, 2018, in the Commission Chambers [Room 303 of the Davis County Administration Building, 61 S. Main, in Farmington, Utah].

RFP Opening for Davis County Memorial Courthouse Seismic Upgrade, Renovation, Expansion Design and Construction Administration Services — *Presented by Davis County Clerk/Auditor Curtis Koch*

Davis County Clerk/Auditor Curtis Koch opened bids received in response to a Request for Proposals (RFP) for Davis County Memorial Courthouse Seismic Upgrade, Renovation, Expansion Design and Construction Administration Services. Bids were received from: GSBS Architects; CRSA Architects, Architectural Planning and Interiors; Naylor Wentworth Lund Architects; VCBO Architecture; and EDA. The proposals will be turned over to the Facilities Department for review, and they will recommend the best value for the Commission and County to move forward on the project.

Commissioners explained that the RFP Opening is the next step in identifying options and costs associated with the Davis County Memorial Courthouse upgrade, renovation, and expansion design. In the past, dollar amounts of bids were announced during an RFP Opening; it is now recognized that performance numbers and abilities also need to be taken into account when selecting from among bidders. If Commissioners have heard the dollar amounts they can no longer serve as the committee to handle any appeals.

See Attachment B.

BUSINESS/ ACTION

Request
#2018-552-A to
rescind action
taken on
Nov. 13, 2018,
establishing a
minimum sale
price and
authorizing
Notice of Sale
of Davis County
Surplus Real
Property (Tax ID
09-060-0046)

Request #2018-552-A to rescind action taken on Nov. 13, 2018, establishing a minimum sale price and authorizing Notice of Sale of Davis County Surplus Real Property (Tax ID 09-060-0046) — *Presented by Tony Thompson, Davis County Property Manager*

A request was presented to rescind and cancel a Notice of Sale of Davis County Surplus Property known as Tax ID 09-060-0046. Commissioners considered that Notice of Sale on Nov. 13, 2018, and set a minimum price of 38 cents per square foot on this property. Since that time, Davis County Surveyor Max Elliott has gone back and recreated the parcel as it existed at the time the right of way was created and has information he would like to present and discuss with the property committee before proceeding with the sale. Property owners along that right of way have been visited and are happy to wait for further information and the outcome.

Commissioners noted that occasionally things that seem simple become complicated as they are researched. A lot of time and effort have been put into this, which is another step in recognizing and

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preserving property rights of citizens. Commissioners also asked Tony to keep those concerned up to date regarding this property.

Motion to Approve: Com. Millburn
Seconded: Com. Smith
All voted Aye

Request #2018-570 to provide non-monetary assistance (use of exhibit building) to Davis Education Foundation

Request #2018-570 to provide nonmonetary assistance (use of exhibit building) to Davis Education Foundation — Presented by Dave Hansen, Davis County Legacy Events Center Director

A request was presented to provide nonmonetary assistance to the Davis Education Foundation. The assistance desired is the use of an exhibit building at the Legacy Events Center. The building will be used during a service project, which is a food drive for underprivileged children.

Motion to Approve: Com. Smith
Seconded: Com. Millburn
All voted Aye

Agreement #2018-571 with Davis Education Foundation for use of Legacy Events Center Building for food drive

Agreement #2018-571 with Davis Education Foundation for use of Legacy Events Center Building for food drive — Presented by Dave Hansen, Davis County Legacy Events Center Director

The actual agreement providing the Davis Education Foundation with use of the Legacy Events Center exhibit building was presented. The contract period is 12/13/2018 to 12/13/2018. This agreement is neither payable nor receivable.

Commissioner Millburn asked for an explanation, for those in attendance, of why the County can approve nonmonetary assistance for the Davis Education Foundation but must charge the County's Health Department for use of Legacy Events Center buildings for its Safe Kids Day event. Dave said Davis School Foundation is a 501c3 nonprofit organization and state code allows the County to waive fees for such organizations. The Health Department is not a 501c3 and so must be charged the same amount as other entities wishing to rent space at the Legacy Events Center.

Motion to Approve: Com. Smith
Seconded: Com. Millburn
All voted Aye

Promissory Note #2018-520-A associated with Watch Guard agreement for HD camera system bundle for Davis County Sheriff's Office

Promissory Note #2018-520-A associated with a Watch Guard agreement for HD camera system bundle for Davis County Sheriff's Office — Presented by Mark Langston, Davis County Information Systems Director

An agreement with Watch Guard was previously approved [on Oct. 30, 2018] to replace all video cameras in Davis County police cars. Watch Guard has agreed to provide that equipment and the County will pay for it over a period of four years. Commissioners were asked to approve a zero interest promissory note with Watch Guard to pay the company back. The contract period is 10/30/2018 to 10/15/2021. The payable amount of \$276,390 is to be paid in four equal installments.

Motion to Approve: Com. Smith
Seconded: Com. Millburn
All voted Aye



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Purchase Money Security Interest Agreement #2018-520-B with Watch Guard for HD camera system bundle for Davis County Sheriff's Office

Purchase Money Security Interest Agreement #2018-520-B with Watch Guard for HD camera system bundle for Davis County Sheriff's Office — *Presented by Mark Langston, Davis County Information Systems Director*

Commissioners were also asked to approve a Purchase Money Security Interest Agreement with Watch Guard, basically putting a lien on the camera equipment until the County pays it off. The contract period is 10/30/2018 to 10/15/2021. This agreement is neither payable nor receivable.

Motion to Approve: Com. Smith
Seconded: Com. Millburn
All voted Aye

Agreement #2018-572 with Motorola Solutions, Inc. for console maintenance for onsite response/local dispatch

Agreement #2018-572 with Motorola Solutions, Inc. for console maintenance for onsite response/local dispatch — *Presented by Chief Deputy Ty Berger, Davis County Sheriff's Office*

An agreement with Motorola Solutions, Inc. was presented for approval. The service contract is for the 2019 calendar year for onsite response/local dispatch –Standard Gold Series Elite. The contract period is 01/01/2019 to 12/31/2019. The payable amount is \$7,380.24.

Motion to Approve: Com. Smith
Seconded: Com. Millburn
All voted Aye

Agreement #2018-573 with Legacy Events Center for rental of exhibit space for Safe Kids Day

Agreement #2018-573 with Legacy Events Center for rental of exhibit space for Safe Kids Day — *Presented by Brian Hatch, Davis County Health Department Director*

An agreement between the Davis County Health Department and the Legacy Events Center was presented for rental space to hold the Safe Kids Day event. The Health Department has a coalition for injury prevention and this is the group's beginning activity each year. Commissioners noted that it is a great program and is well attended by children in Davis County. The contract period is 05/02/2019 to 05/02/2019. The payable amount is \$1,845.

Motion to Approve: Com. Smith
Seconded: Com. Millburn
All voted Aye

Amendment #2015-580-D with Utah Department of Health for additional funding to the Preventative Health and Human Services (PHHS) Block Grant Boost contract for suicide prevention programs

Amendment #2015-580-D with Utah Department of Health for additional funding to the Preventative Health and Human Services (PHHS) Block Grant Boost contract for suicide prevention programs — *Presented by Brian Hatch, Davis County Health Department Director*

An amendment to Agreement #2015-580 with the Utah Department of Health was presented. This is the third amendment to the five-year agreement for funding the County receives through the Public Health and Human Services Block Grant Boost contract. The funding for Fiscal Year 2019 is for suicide prevention programs, primarily QPR [Question, Persuade, Refer] mental health first-aid classes. The classes are offered to trainers who then train others to spread the information. The contract period is 10/01/2018 to 09/30/2019. The receivable amount is \$50,677 federal funds for FY2019.

Motion to Approve: Com. Smith
Seconded: Com. Millburn
All voted Aye



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Amendment
#2018-574 with
Utah
Department of
Health to
provide funding
for EPICC
2019-2023

Amendment #2018-574 with Utah Department of Health to provide funding for EPICC 2019-2023 (Environment, Policy and Improved Clinical Care) to address physical activity, nutrition, diabetes, heart disease and obesity — *Presented by Brian Hatch, Davis County Health Department Director*

A new agreement with the Utah Department of Health was presented to provide Environmental Policy and Improved Clinical Care (EPICC) funding. This is the first year of what is proposed to be a five year contract. The money is for physical [activity], nutrition and weight management programs, with added components related to cardiovascular disease and diabetes. This brings new funding into the County that was not previously budgeted for 2019. There will be future requests for personnel to work these programs. Commissioners noted that the essence of public health is prevention, as opposed to treatment, and this is a great thing. The contract period is 10/01/2018 to 09/29/2023. The receivable amount is \$182,976.42.

Motion to Approve: Com. Smith
Seconded: Com. Millburn
All voted Aye

Amendment
#2015-365-J
with Utah
Department of
Human
Services,
Division of
Aging and Adult
Services to
reduce federal
funds for
Support
Services,
Nutrition
Services,
Preventative
Health &
Caregiver;
increase funds
for Senior
Medicare Patrol

Amendment #2015-365-J with Utah Department of Human Services, Division of Aging and Adult Services to reduce federal funds for Support Services, Nutrition Services, Preventative Health & Caregiver; increase funds for Senior Medicare Patrol (adjusted receivables) — *Presented by Brian Hatch, Davis County Health Department Director*

An amendment to Agreement #2015-365 with the Utah Department of Human Services, the Division of Aging and Adult Services, was presented. This is the ninth amendment to this funding contract. The amount of federal funding originally expected has changed, so this amendment represents a reduction in funding for certain programs including support services, nutrition services, preventative health, and caregiver services. The amendment does, however, include an increase in funding for Senior Medicare Patrol. Brian explained that although funding has been reduced for some programs, the overall funding received with the contract's eighth amendment was enough that the County is still seeing an increase over past years. The contract period is 07/01/2018 to 06/30/2019. The contract adjusted receivables amount is a reduction of \$40,816 and increase of \$8,900.

Motion to Approve: Com. Smith
Seconded: Com. Millburn
All voted Aye

Agreement
#2018-575 with
Utah
Department of
Health for
Public Health
Crisis Response
for 2018 Opioid
Overdose Crisis
by enhancing

Agreement #2018-575 with Utah Department of Health for Public Health Crisis Response for 2018 Opioid Overdose Crisis by enhancing the State's capacity to rapidly respond through improved data collection and prevention efforts — *Presented by Brian Hatch, Davis County Health Department Director*

An agreement with the Utah Department of Health was presented for Public Health Crisis Response money to deal with the current opioid overdose crisis. The funding must be spent by August of next year. The end product is a crisis response plan. Partnerships are already in place and work is moving forward. This funding will be used to bring in a few additional helpers to work on that plan and get it in place with all partners. There are currently a couple of full-time employees (FTEs) in the 2019 budget, and this is the funding for that. Commissioners recognized that the crisis is real and the County's Health Department and Davis Behavioral Health have put a lot of effort into dealing with the issue. The contract period is 09/01/2018 to 08/31/2019. The receivable amount is \$78,800.

Motion to Approve: Com. Smith
Seconded: Com. Millburn
All voted Aye

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Letter 2018-576 between Davis and Weber Counties to jointly execute a coordinated program to enhance economic identity and provide leadership, coordination and process management

Letter of Intent #2018-576 between Davis and Weber Counties to jointly execute a coordinated program to enhance economic identity and provide leadership, coordination and process management — Presented by Commissioner Millburn

Commissioner Millburn said economic development is at the forefront of everyone's minds to ensure that economies remain strong and communities remain viable. Commerce and the workforce cross boundaries so the legislative bodies of northern Utah counties have discussed opportunities to work collectively. There have been ongoing discussions between Davis and Weber counties, which share common economic ties to Hill Air Force Base and Weber State University. Last week, the Weber County Commission passed an interlocal agreement between Weber and Davis counties for regional economic development. Davis County Commissioners felt this was stepping out ahead of the process before areas of complete agreement were identified.

Commissioner Millburn said Davis County is proposing a Letter of Intent between Davis and Weber counties to jointly execute a coordinated program to enhance economic identity and provide leadership, coordination, and a process to manage it. The letter has been shared with Weber County Commissioners and they are fine with starting at this foundation level, which provides an opportunity to work out the details rather than hurriedly throwing out a program. If the Davis County Commission passes this Letter of Intent, it should be on the Weber County Commission agenda today to rescind the action taken on the interlocal agreement and pass the Letter of Intent so both entities will be on the same page.

Commissioner Smith said this is something the Commissioners have been working on for quite a while and they do want to see this joint effort. He has seen how collaborative efforts between counties pay real dividends. However, when you're dealing with taxpayer dollars you want to be sure you're doing it right.

"Full speed ahead only counts when you're going in the right direction," he said. "Full speed ahead in the wrong direction is a bad thing. So we're excited about this and being able to build a scope of work and get coordinated so we actually know where we're going on this."

Commissioner Millburn said there is great opportunity to look at things regionally, but it is also the intent of both counties to continue to put resources and energy into the specific needs of their own cities because one size doesn't fit all on all things.

The Letter of Intent beginning date is 11/30/2018.

Motion to Approve: Com. Millburn
Seconded: Com. Smith
All voted Aye

Agreement #2018-305-A with Utah Transit Authority for environmental analysis, advanced conceptual engineering and project management of South Davis Rapid Transit (BRT) project

Agreement #2018-305-A with Utah Transit Authority for environmental analysis, advanced conceptual engineering and project management of South Davis Rapid Transit (BRT) project — Presented by Commissioner Millburn

Commissioner Millburn welcomed Hal Johnson, Matt Sibul, and Mary DeLoretto, from the Utah Transit Authority (UTA). He then presented an agreement with UTA for environmental analysis, advanced conceptual engineering and project management of the South Davis Bus Rapid Transit (BRT) project. Davis County has discussed with Salt Lake County, Salt Lake City, UTA and UDOT, a potential bus rapid transit project between southern Davis County and Salt Lake. Action has previously been taken on the project, resulting in Davis County receiving funding in the amount of \$1.2 million from the legislature through UDOT. That \$1.2 million is for environmental analysis, advanced conceptual engineering and project management of this BRT project. This agreement between the County and UTA will allow UTA to go out and complete the scope of work identified.

Commissioner Millburn invited Hal Johnson, of UTA, to give a history on this project and discuss the next steps and anticipated outcome.

Mr. Johnson said there have been a number of studies looking at transit options to link Salt Lake and Davis counties. The last study was completed in 2014 and recommended developing a BRT project, for which there was strong public and stakeholder support. The next steps are to move into the environmental process and do the conceptual engineering. The goal is to enter what's called "project development" on the federal side, to compete for federal funding to get additional construction funds to build the project. UTA

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just completed this same process for the Ogden BRT project and has a public hearing scheduled for Jan. 9, 2019, for NEPA (National Environmental Policy Act) documents. The scope of the Ogden project is a good one and is being followed for the South Davis BRT project. He thanked Commissioners for their work on this project.

Commissioner Millburn said it's exciting to see the fruits of your labor moving forward. He thanked the legislature for understanding the potential positive impact of this project.

"It's hard for folks to really grasp how inclusive economic development really is," he said, explaining that it's more than just recruiting businesses and branding.

"Economic development starts at the foundation level of infrastructure. If you don't have the infrastructure – whether it's power, water, transportation opportunities – then the other pieces have a hard time coming into play," Commissioner Millburn said, also mentioning housing and workforce.

Cities are starting to zone appropriately to make projects like this successful, he said.

Commissioner Smith echoed Commissioner Millburn's excitement at seeing the project become tangible, and said it is a great project for the County.

The contract period is 11/27/18 to 11/26/2019. The contract amount is a pass-through of \$1.2 million.

Motion to Approve: Com. Millburn

Seconded: Com. Smith

All voted Aye

Commissioner Millburn said there's one last component piece needed to get the project moving and that's establishment of an escrow account so funds can actually be disbursed when the work is completed. He then asked Mr. Johnson to talk about the new Utah County BRT line.

Mr. Johnson said the project was identified while doing a commuter rail feasibility study to look at convenient ways to connect the community to the commuter rail system. They were able to connect two universities, two shopping malls, downtown Provo, and business areas in Orem, with bus rapid transit. The idea of BRT is to build the futures of a rail system but take advantage of the flexibility of buses. In 50 percent of the Utah County project buses operate within their own lane in a corridor, and the other 50 percent are in mixed traffic where exclusive lanes aren't available. Major and significant stations have passenger information to improve and speed the boarding process. These systems create a rail-like experience at a significantly lower cost and help build the market for a future rail system. The Utah County project has a little more than 10,000 riders a day so far, without being fully open, compared to the old bus system with about 3,500 riders per day. Similar opportunities are seen for the Davis project that will connect two commuter rail stations. The next study will look at where the terminus is in Salt Lake City and where to connect to the final destination. It's a huge opportunity for both communities to get a better transportation solution.

Commissioner Millburn said the one complaint in southern Davis County, since Front Runner opened, is that people in North Salt Lake and parts of Woods Cross have to drive north to get on a train to go south. The BRT project is an opportunity to gather a whole new group of potential riders and put it right through the heart of where people are living and working.

Mr. Johnson said this project will enable people to walk onto the system, taking riders to a terminus in Salt Lake City where they can get to downtown destinations or connect with commuter rail. UTA wanted to connect it with the North Temple Station so people can easily get to the airport.

Commissioner Smith moved to recess to Board of Equalization. Commissioner Millburn seconded the motion. All voted Aye.

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Property Tax Register

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

Under Auditor's Adjustments there were various Approved Appeals, various No Change in Value Appeals, and Hearings Findings. There were also various Late Abatements and three corrections – two related to veteran exemptions and one to the transfer of property from a government entity to a non-government entity.

Motion to Approve: Com. Millburn
Seconded: Com. Smith
All voted Aye

Commissioner Millburn moved to reconvene Commission Meeting. Commissioner Smith seconded the motion. All voted Aye.

CONSENT ITEMS

Check Registers

Check Registers

Check Registers were approved.

Motion to Approve: Com. Millburn
Seconded: Com. Smith
All voted Aye

Commission Meeting Minutes

Meeting Minutes

Meeting Minutes for October 30, 2018 and November 6, 2018, and Work Sessions for October 16, 2018 and November 7, 2018, were presented for approval.

Motion to Approve: Com. Millburn
Seconded: Com. Smith
All voted Aye

Personnel Register

Personnel Register

Basic Training Reimbursement Agreement #2018-577 with Brian Larsen

Basic Training Reimbursement Agreement #2018-577 with Brian Larsen, a correctional officer, was presented for approval. [The contract period is 10/22/2017 to 12/29/2019. The receivable contract amount is \$5,985.06.]

Motion to Approve: Com. Smith
Seconded: Com. Millburn
All voted Aye

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Basic Training
Reimbursement
Agreement
#2018-578 with
Kyle Winterson

Basic Training Reimbursement Agreement #2018-578 with Kyle Winterton, a correctional officer, was presented for approval. [The contract period is 10/08/2018 to 10/08/2019. The receivable contract amount is \$4,780.]

Motion to Approve: Com. Smith
Seconded: Com. Millburn
All voted Aye

COMMISSION COMMENTS

Commissioner Millburn recognized the passing of President George [H. W.] Bush, the 41st President of the United States, and his service. He appears to have been a very remarkable and humble man, the Commissioner said, and somebody to look up to and appreciate for the service that he and his family have given our great country.

Commissioner Smith also noted the passing of President Bush, saying, "The personal example of character that he displayed, I think, is a significant part of the impact he's had on our country and the world."

Commissioner Elliott invited other comments from the dais; there were none.

PUBLIC COMMENTS

The public was invited to make comments to the Commission. No members of the public chose to speak.

MEETING ADJOURNED

Commission meeting was adjourned at 10:43 a.m.

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

- A1-2. Agenda
- B. Bid Table Memorial Courthouse Administration Services

Minutes prepared by:
Becky R. Wright
Deputy Clerk/Auditor

Minutes approved on: 01/02/2019

Curtis Koch
Clerk/Auditor

Randy B. Elliott
Commission Chair

APPROVED