

COMMISSIONERS' MINUTES – DAVIS COUNTY

COMMISSION MEETING MINUTES

November 6, 2018

The Board of Davis County Commissioners met for their regularly scheduled meeting on Nov. 6, 2018 at 10:00 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 P. Bret Millburn, Vice-Chair; Commissioner James E. Smith; 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 10:03 a.m. and the American Legion was invited to lead the Pledge of Allegiance. Commissioner Elliott noted the poignancy associated with the Pledge on this occasion because of the meeting being held on Election Day and because of events in the nation and in the lives of friends.

Time was turned over to the American Legion Color Guard (Ron Jugentiz, William Huber, Ron Craig and Frank Ferrante) to Post the Colors. A video statement from Mrs. Brent Taylor was shared in which she spoke of the shattering loss of her husband, North Ogden Mayor Brent Taylor, who was recently killed while serving as a Major with the Utah National Guard.

"Brent may have died on Afghan soil, but he died for the success of freedom and democracy in both of our countries," she said, then spoke of his excitement about the strong voter turnout by the Afghan people just weeks ago and how fitting it was that he came home to U.S. soil in a flag-draped casket on Election Day.

See Attachments B and C.

There was a moment of silence before the reciting of the Pledge.

Recognitions,
Presentations &
Informational
Items

2018 General Election Day

Commissioner Elliott reminded citizens to vote in honor of a veteran and recognized the passing of veteran Micheal Hess, father of Davis County Chief Deputy Clerk/Auditor Brian McKenzie, who was introduced in Commission Meeting a few weeks earlier to kick off the County's "Vote in Honor of a Veteran" campaign.

Curtis Koch, Davis County Clerk/Auditor, emphasized that voting on Election Day is done at polling locations. Voters can drop ballots that were received by mail into ballot boxes. Those voting at the polls may have to wait in line because of a huge increase in registration — more than 8,000 registered in the weeks leading up to the deadline. As of Election Day morning, 75,000 of 163,000 ballots have been scanned. Those numbers indicate that 50 percent of those registered have voted, but only 60 percent of those eligible to register have done so. He said there is no reason people should not be engaged and urged them to get to any polling location to exercise their right and duty to vote. He also thanked all of the poll workers and staff from across the county who have stepped up to help with the elections.

Notice of Intent
to Engage in
Contract
Negotiations
with Keybanc
Capital Markets,
Inc.

Notice of Intent to Engage in Contract Negotiations with Keybanc Capital Markets, Inc. to Provide Underwriting Services on the Refunding of 2009b Bonds — Presented by Curtis Koch, Davis County Clerk/Auditor

The County has the opportunity to refinance 2009b Bonds related to about \$27 million in flood projects. Based on the complexity of selecting an appropriate underwriter, the County's financial advisor, Zions Public Finance, was engaged to issue the RFP. A selection committee made up of Curtis Koch, Davis County Lead Reporting Auditor Doug Stone, Chief Deputy Clerk/Auditor Heidi Voordeckers, and Johnathan Ward of Zions Public Finance, reviewed five qualified firms for underwriting services and recommended that the Commission move forward with contract negotiations with Keybanc.

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BUSINESS/ ACTION

Letter of Notice
#2018-522 to
Zions Bank of
intent to payoff
Davis County
2015 Bonds

Letter of Notice #2018-522 to Zions Bank of intent to pay off Davis County 2015 Bonds — Presented by Curtis Koch, Davis County Clerk/Auditor

Zions Bank (not Zions Public Finance) acts as trustee on the County's 2015 Bonds. In 2015, the County refunded the Conference Center bonds in a direct purchase and was able to negotiate an opportunity to pay off the bonds at any time. It has been determined that the County has enough money in Tourism Fund reserves to pay off that debt and doing so this December will save the County roughly \$1.3 million in interest. The Letter of Notice will tell the trustee to notify bond holders of the County's intent to pay off those bonds within 60 days of the target date of Dec. 20, 2018. The contract period is 11/06/2018 to 12/20/2018. The payable amount is to be determined, approximately \$8.3 million.

Commissioners commented that this is a good thing for the County and expressed appreciation for the thoughtfulness and strategic planning that made this opportunity possible.

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

Agreement
#2018-523 with
Lighthouse
Service, Inc. for
hotline
reporting
services

Agreement #2018-523 with Lighthouse Service, Inc. for hotline reporting services — Presented by Curtis Koch, Davis County Clerk/Auditor

This agreement with Lighthouse Service is to implement a third party hotline for the County. Citizens and employees may use the hotline to report fraud, waste, abuse, and potential personnel issues. This is being done so there can be a neutral third party that takes any information and then reports it to the Auditor's office or Human Resources, as appropriate. The contract period is 11/01/2018 to 11/01/2019. The payable amount is \$1,025.

Commissioners commented that they'd like to think people know their doors are always open for such concerns, but it is wise to have this option for employees and citizens to report even compliance and ethics-related issues.

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

Approval
#2018-524 of
revisions to
Davis County
Policies and
Procedures:
Performance
Evaluations
#260

Approval #2018-524 of revisions to Davis County Policies and Procedures: Performance Evaluations #260 — Presented by Debra Alexander, Davis County Human Resources Director

Two modules of the Supervisor's Training series have been completed. The most requested training is for help related to doing performance evaluations. That information will be presented in a November training for which more than 150 supervisors have signed up. Revisions were presented for Commission approval updating and clarifying performance evaluation and probation procedures, and eliminating procedures that are confusing and difficult to administer. The proposed changes provide more guidance to supervisors about their role.

The revision of Policy #260 takes evaluation information that was listed in multiple policies, including Policy #390, and moves it into one place to make it easier to find and understand. Protocols related to eligibility dates, which have sometimes been unfair or problematic to employees and hard to administer, have been clarified. Clarification has also been provided about the need for supervisors to provide feedback to their employees during the evaluation period, instead of saving it toward the end of the period. Guidelines are provided about how to do that, including less formal ways to document conversations. Less formal options do not eliminate the need to do formal evaluations once a year.

One correction needs to be made to the policy that was sent to Commissioners for their consideration. In Section 8.0 part D, page 4, the top range for somebody who's excelling should be 4.74 rather than 4.75.

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That correction is necessary because an evaluation score for somebody who's outstanding begins at 4.75 and there should not be overlap.

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

Approval
#2018-525 of
new Davis
County Policies
and Procedures:
Probation and
Probationary
Protocols #175

Approval #2018-525 of new Davis County Policies and Procedures: Probation and Probationary Protocols #175 — *Presented by Debra Alexander, Davis County Human Resources Director*

This is a new policy and will also be presented during supervisor training. References to probation that were in other policies, primarily Policy #260, have been pulled out and placed in this stand-alone policy. The old policy referenced a merit system not used by the County; the new policy is consistent with the County Personnel Management Act in Utah State Code. Expectations about how probation can be extended have been clarified. The new policy gives supervisors guidelines about how to provide feedback to probationary employees from a formal evaluation form to less formal interim sessions. How a probationary extension should be done is also covered. These guidelines will help ensure that the need for probation extension is documented and does not come as a surprise. There is also clarification on the role of supervisors, how to talk to employees during probation, the importance of probation, and how long a probation lasts.

Commissioners applauded Debra Alexander, and her team, for a job well done and said her addition to the County team has made a significant impact on bringing systems and practices into line with the best practices in the world. She thanked them and emphasized that it was a team effort.

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

Request
#2018-526 to
provide
non-monetary
assistance
(parking lots) to
Utah Sports
Commission

Request #2018-526 to provide non-monetary assistance (parking lots) to the Utah Sports Commission — *Presented by Mike Moake Davis County Legacy Events Center Marketing, in place of Davis County Legacy Events Center Director Dave Hansen*

This request to provide non-monetary assistance to the Utah Sports Commission is for the use of parking lots during the 2019 Web.com golf tournament.

Commissioners noted it is in the best interest of Davis County, and within policy guidelines, to provide the use of parking lots without charge for this event because it's a great opportunity to showcase the County's tourism attractions.

The time period for parking lot use is 6/17/19 to 7/2/2019. There is no dollar amount associated with this request.

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

Agreement
#2018-527 to
provide
non-monetary
assistance with
the Web.com
golf tournament

Agreement #2018-527 to provide non-monetary assistance with the Web.com golf tournament — *Presented by Mike Moake, Davis County Legacy Events Center Marketing, in place of Davis County Legacy Events Center Director Dave Hansen*

This contract is the actual agreement between the Davis County Legacy Events Center and the Utah Sports Commission for the use of parking lots for the 2019 Web.com Golf Tournament. The contract period is 6/17/19 to 7/2/2019. The contract is neither payable nor receivable.

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

Agreement #2018-528 with the National Center on Shaken Baby Syndrome - SSBG program funding

Agreement #2018-528 with the National Center on Shaken Baby Syndrome for SSBG program funding of operational expenses for the Shaken Baby Syndrome Educational Program — *Presented by Tony Zambrana, Davis County Grant Auditor*

The Social Service Block Grant offers money each year to the County, which in turn develops a solicitation and application for organizations to provide services. The County's review committee independently looks at each application to provide recommendations to the Commission and that has already taken place. Contracts are now coming back from vendors and this one is a subgrantee agreement for the 2018-19 Social Services Block Grant program for funding operational expenses for the Shaken Baby Syndrome educational program. The contract period is 07/01/2018 to 06/30/2019. The payable amount is \$4,000 and the subgrantee is required to provide a 25 percent match.

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

Agreement #2018-544 with Utah Department of Health for FY19-23 Arthritis contract (FY19 funding)

Agreement #2018-544 with the Utah Department of Health for the FY19-23 Arthritis contract (FY19 funding) — *Presented by Brian Hatch, Davis County Health Department Director*

This agreement is the County's arthritis contract to provide evidence-based physical activity and living well programs in Senior Services. This is a four-year contract and the Utah Department of Health amends the contract every year to add the new funding for the fiscal year; this is the master contract. The contract period is 10/01/2018 to 07/31/2019. The receivable amount is \$12,200.

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

Amendment #2015-518-C with Utah Department of Health for additional funding for Maternal and Child Health

Amendment #2015-518-C with the Utah Department of Health for additional funding for Maternal and Child Health — *Presented by Brian Hatch, Davis County Health Department Director*

The County receives funding each year for Maternal and Child Health programs. The money augments some other County programs, such as Targeted Case Management which goes into homes to evaluate children's health and help new mothers. This is targeted around some other County priorities, particularly mental health screenings. The contract period is 10/01/2018 to 09/30/2019. The receivable amount is \$93,136.

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

Amendment #2015-549-C with Utah Department of Health for Enhanced Prion Disease Surveillance funding

Amendment #2015-549-C with the Utah Department of Health for Enhanced Prion Disease Surveillance funding — *Presented by Brian Hatch, Davis County Health Department Director*

This is money the County receives from the Centers for Disease Control and Prevention (CDC), that passes through the State, to work on Enhanced Prion Disease Surveillance. This is for cases in which individuals are diagnosed with prion diseases and the County does enhanced surveillance, investigating deeper to find out

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some of the reasons. In particular, there is a big concern with it being acquired through hospital systems. There is not a lot of money associated with this contract because there are not a lot of cases. The contract period is 08/01/2018 to 07/31/2019. The receivable amount is \$1,939 for the current period.

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

Amendment
#2014-355-E
with WIC
(Women,
Infants, and
Children) FFY19
funding

Amendment #2014-355-E with Women, Infants, and Children (WIC) for FFY19 funding - Presented by Brian Hatch, Davis County Health Department Director

This amendment to contract #2014-355 is for the County's WIC funding. It is for the fifth year of that contract and establishes the base funding for Fiscal Year 2019. The funding is for operational expenses and doesn't include money received for food vouchers the County hands out. The contract period is 10/01/2018 to 09/30/2019. The receivable amount is \$1,001,362 for the fiscal year.

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

Memo of
Understanding
#2018-529
providing RSVP
volunteers to
help with
services at Bluff
Ridge
Elementary
School

Memo of Understanding #2018-529 providing Retired and Senior Volunteer Program (RSVP) volunteers to help with services at Bluff Ridge Elementary School in Syracuse — Presented by Brian Hatch, Davis County Health Department Director

Individuals who are retired but want to be out helping the community may do so through this program. The County has about 300 of these volunteers placed in different areas. Many RSVP agreements are with local schools where volunteers donate more than 100,000 hours each year helping children learn.

This Memo of Understanding with the RSVP program is to provide volunteers at Bluff Ridge Elementary School. The contract period is 09/01/2018 to 09/01/2019. The contract is neither payable nor receivable.

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

Memo of
Understanding
#2018-530
providing RSVP
volunteers to
help with
services at
Bountiful Davis
Art Center

Memo of Understanding #2018-530 providing RSVP volunteers to help with services at Bountiful Davis Art Center — Presented by Brian Hatch, Davis County Health Department Director

This Memo of Understanding with the RSVP program is to provide volunteers at Bountiful Davis Art Center. The contract period is 07/01/2018 to 12/01/2019. The contract is neither payable nor receivable.

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

Memo of
Understanding
#2018-531
providing RSVP
volunteers to
help with
services at
Burton

Memo of Understanding #2018-531 providing RSVP volunteers to help with services at Burton Elementary School in Kaysville— Presented by Brian Hatch, Davis County Health Department Director

This Memo of Understanding with the RSVP program is to provide volunteers at Burton Elementary School. The contract period is 09/01/2018 to 09/01/2021. The contract is neither payable nor receivable.

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Elementary
School

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

Memo of
Understanding
#2018-532
providing RSVP
volunteers to
help with
services at
Center of Hope
and Food
Pantry

Memo of Understanding #2018-532 providing RSVP volunteers to help with services at Center of Hope and Food Pantry in North Salt Lake — *Presented by Brian Hatch, Davis County Health Department Director*

This Memo of Understanding with the RSVP program is to provide volunteers at Center of Hope and Food Pantry in North Salt Lake. The contract period is 09/24/2018 to 09/24/2021. The contract is neither payable nor receivable.

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

Memo of
Understanding
#2018-533
providing RSVP
volunteers to
help with
services at Eagle
Bay Elementary
School

Memo of Understanding #2018-533 providing RSVP volunteers to help with services at Eagle Bay Elementary School in Farmington— *Presented by Brian Hatch, Davis County Health Department Director*

This Memo of Understanding with the RSVP program is to provide volunteers at Eagle Bay Elementary School. The contract period is 09/01/2018 to 09/01/2021. The contract is neither payable nor receivable.

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

Memo of
Understanding
#2018-534
providing RSVP
volunteers to
help with
services at
Eccles Wildlife
Education
Center

Memo of Understanding #2018-534 providing RSVP volunteers to help with services at Eccles Wildlife Education Center in Farmington — *Presented by Brian Hatch, Davis County Health Department Director*

This Memo of Understanding with the RSVP program is to provide volunteers at the Eccles Wildlife Education Center. The contract period is 10/23/2018 to 10/23/2021. The contract is neither payable nor receivable.

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

Memo of
Understanding
#2018-535
providing RSVP
volunteers to
help with
services at Holt
Elementary
School

Memo of Understanding #2018-535 providing RSVP volunteers to help with services at Holt Elementary School in Clearfield — *Presented by Brian Hatch, Davis County Health Department Director*

This Memo of Understanding with the RSVP program is to provide volunteers at Holt Elementary School. The contract period is 09/01/2018 to 09/01/2019. The contract is neither payable nor receivable.

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

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Memo of Understanding #2018-536 providing RSVP volunteers to help with services at Knowlton Elementary School

Memo of Understanding #2018-536 providing RSVP volunteers to help with services at Knowlton Elementary School in Farmington— *Presented by Brian Hatch, Davis County Health Department Director*

This Memo of Understanding with the RSVP program is to provide volunteers at Knowlton Elementary School. The contract period is 10/01/2018 to 09/30/2021. The contract is neither payable nor receivable.

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

Memo of Understanding #2018-537 providing RSVP volunteers to help with services at Safe Harbor Crisis Center

Memo of Understanding #2018-537 providing RSVP volunteers to help with services at Safe Harbor Crisis Center — *Presented by Brian Hatch, Davis County Health Department Director*

This Memo of Understanding with the RSVP program is to provide volunteers at the Safe Harbor Crisis Center. The contract period is 11/01/2017 to 11/01/2020. The contract is neither payable nor receivable.

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

Memo of Understanding #2018-538 providing RSVP volunteers to help with services at Taylor Elementary School

Memo of Understanding #2018-538 providing RSVP volunteers to help with services at Taylor Elementary School in Centerville — *Presented by Brian Hatch, Davis County Health Department Director*

This Memo of Understanding with the RSVP program is to provide volunteers at Taylor Elementary School. The contract period is 09/01/2018 to 09/01/2021. The contract is neither payable nor receivable.

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

Memo of Understanding #2018-539 providing RSVP volunteers to help with services at Vae View Elementary School

Memo of Understanding #2018-239 providing RSVP volunteers to help with services at Vae View Elementary School in Layton — *Presented by Brian Hatch, Davis County Health Department Director*

This Memo of Understanding with the RSVP program is to provide volunteers at Vae View Elementary School. The contract period is 01/01/2018 to 01/01/2021. The contract is neither payable nor receivable.

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

Memo of Understanding #2018-540 providing RSVP volunteers to help with services at Washington Elementary School

Memo of Understanding #2018-540 providing RSVP volunteers to help with services at Washington Elementary School in Bountiful — *Presented by Brian Hatch, Davis County Health Department Director*

This Memo of Understanding with the RSVP program is to provide volunteers at Washington Elementary School. The contract period is 09/01/2018 to 09/01/2021. The contract is neither payable nor receivable.

Motion to Approve: Com. Smith
Seconded: Com. Millburn

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All voted aye

Memo of Understanding #2018-541 providing RSVP volunteers to help with services at West Clinton Elementary School

Memo of Understanding #2018-541 providing RSVP volunteers to help with services at West Clinton Elementary School in Clinton — *Presented by Brian Hatch, Davis County Health Department Director*

This Memo of Understanding with the RSVP program is to provide volunteers at West Clinton Elementary School. The contract period is 09/01/2018 to 09/01/2021. The contract is neither payable nor receivable.

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

Agreement #2018-542 with Recorded Books, Inc. for a license to use Zinio digital newsstand database

Agreement #2018-542 with Recorded Books, Inc. for a license to use Zinio digital newsstand database (magazines) — *Presented by Josh Johnson, Davis County Library Chief Deputy*

A contract was presented with Recorded Books, Inc. for a license to use the Zinio digital newsstand database for online magazines; this is a renewal from previous years. The database includes more than 70 magazine titles. The library system averages about 300 to 400 magazine downloads a month. Library patrons used to access magazines through Overdrive but that entity stopped offering them. Zinio's offerings have been a good replacement to meet public interest. The contract period is 11/01/2018 to 10/31/2019. The payable amount is \$11,443.24.

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

Agreement #2018-543 with Toadpuppy Enterprises, LC to lease interim library space while Syracuse Northwest Branch is closed for remodel and expansion

Agreement #2018-543 with Toadpuppy Enterprises, LC to lease interim library space while the Syracuse Northwest Branch is closed for remodel/expansion — *Presented by Chris Sanford, Davis County Library Director*

The Syracuse Northwest Branch of the library was closed on Oct. 1 to begin moving books, shelving, and furniture out of the building in preparation for remodeling. The County has never closed a library branch for this length of time, so a search was made to find an alternative space to use during the extensive remodeling and expansion project. A storefront option considered would have been near a busy intersection and removed from the Syracuse Recreation Center where library staff hope to hold the Summer Reading Program and storytimes. Renting a van to transport patrons from Syracuse to Clearfield, the closest library location, was also considered but dropped because of the cost of a driver and the logistics and liability of transporting people in the van in all kinds of weather. Renting a construction trailer close to the library site was cost prohibitive at an estimate of \$18,000 for the year plus almost \$50,000 to pull utilities from the existing library to the trailer. Upon hearing of the problem, Syracuse Mayor Michael Gailey suggested a property he owns at Heritage Plaza [1747 S. Heritage Lane, Suite B 101, Syracuse]. This is the space recommended to the Commission. It's located directly across from the Recreation Center, providing ease of use for patrons who go to storytime or Summer Reading or need to return, check out, or place holds on books. The proposed space is 1,485 feet zoned for commercial office space. Occupancy is very limited as only 15 people can be in there at any one time. The facility will be open 10 a.m. to 6 p.m. Monday through Friday with limited services. There will be no exterior book drop but patrons will be able to return materials or pick up hold items. The hope is to have three internet PCs for people to do quick research, a small space for reading magazines and newspapers, and a space for children. Storytimes will not be offered in this space because of occupancy issues.

Commissioners commended the Library Director for her efforts to continue library services in Syracuse during the closure. It was noted that although Mike Gailey is mayor of Syracuse there is no conflict of interest because he is not on the Library Board of Directors. In response to a question about whether any adjustments to the building are required, Commissioners were told library staff will make do with the space as it is. Outside lighting should be added for patron safety and Mack McDonald, Davis County Facilities Management Director, has found battery-operated lights that can be purchased at a cost of \$200 per unit.

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There is also a plan to grind down uneven sidewalks for safety. It is hoped that once the furniture is in place the Fire Marshall will visit and increase that occupancy a little bit. The Library Director said it's a very unique opportunity to experiment with what kiosk-style library service might look like in a community.

The contract period is 11/06/2018 to 10/06/2019. The payable amount is \$1,500 on a month-to-month basis for the entire space. The owner pays all utilities except for Comcast and phone lines.

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

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

BOARD OF EQUALIZATION

Property Tax
Register

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

Under Auditor's Adjustments were various appeals recommended as approved and various No Change in Values recommended. Under Abatements there were various late abatements. Under Corrections there were two corrections related to a tax-exempt entity, two corrections based upon UDOT purchasing property, and one related to a Veterans exemption. Under Assessor's Adjustments there were various Assessor-initiated corrections.

Motion to Approve: Com. Smith
Seconded: Com. Millburn
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

Indigent
Hardship
Abatement
Register

Indigent Hardship Abatement Register

The Indigent Hardship Abatement Register with a specific application for Carma Simons was approved.

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

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The Indigent Hardship Abatement Register with a specific application for Cheryl R Strong [Stong] was approved.

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

Commission
Meeting
Minutes

Meeting Minutes

Meeting Minutes for Work Sessions held Oct. 2, 2018 and Oct. 8, 2018 were presented for approval.

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

COMMISSION COMMENTS

Com. Elliott

Commissioner Elliott again reminded voters to walk their ballots in, or go vote. He also thanked Clerk/Auditor Curtis Koch and his staff.

“He cares about his job and his assignments, and so does his staff. Last Friday, and this whole week, they have been working overtime – double time – to make sure the ballots are getting counted,” he said, noting the wear in Curtis’ voice. “It’s because he’s been here late at night trying to get those ballots counted so that our elections are properly run and that when [it’s] time for those votes [to] get rung in we’re on top of it.”

Commissioner Elliott also thanked Ron Mortensen, attending the meeting, for his service in the community and around the world.

Commissioner Elliott again noted that it’s a somber day because of the return of Mayor Taylor’s body to U.S. soil.

“He’s one of the good mayors a good man,” he said. “We mourn for his family. He was kind. He was always kind, quick with a laugh. It’s going to be a hard week bringing him back.”

Com. Millburn

Commissioner Millburn said his heart is heavy and it’s also full. He knew Mayor Taylor and served with him on the UTA Board of Trustees and in other political circles. It’s been touching to learn more about Mayor Taylor through reading information that’s come out over the last few days and he finds himself quite emotional.

“It’s very fitting and poignant to have the American Legion here today, on Election Day, to present the Colors that we all love,” he said, expressing his thanks to all veterans, and specifically Mr. Mortensen.

Commissioner Millburn spoke of Mayor Taylor’s last Facebook post about helping the Afghan people through their election process, the loss of a friend he had met there who had given his life in the Afghan military service to provide that opportunity for those people, and his words encouraging all of us to exercise that right and privilege and no matter the outcome that we’re much stronger when we’re together than when we’re divided.

“It’s my hope and prayer that Mayor Taylor’s sacrifice, and all those that have sacrificed before and will sacrifice in the future, that that sacrifice won’t be in vain. Thoughts and prayers are particularly with his wife and family, and let’s not forget ... who we are and the blessings that we’re provided here in this great country and our great community,” he said.

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Commissioner Smith also commented on Mayor Taylor’s last Facebook post, written just a few days before his death, highlighting how excited the Afghan people were to vote in their parliamentary elections in spite of threats of violence from the opposition.

“I know we’re excited because we have had higher-than-usual voter turnout, but even then it’s not as high as it should be and I can’t help but think in some ways that there are those in the country who maybe have a feeling of entitlement to the blessings and benefits that we have as a nation,” he said, recognizing that he pledged to serve the people in the County whether they vote or not and regardless of political affiliation. “His last Facebook post really resonated with me, and I hope that we get a larger turnout.”

Sometimes people get an issue that “lights their rockets” and they want to come vote, Commissioner Smith said.

“I wish they would look in the same way at all the issues because each one is significant for some member of our community,” he said. “I appreciate the folks in this room because I know you’re the ones who don’t have that feeling of entitlement, and you’re doing something about our community, so I thank you.”

Commissioner Elliott invited other comments from the dais.

Clerk/Auditor

Curtis Koch thanked Commissioners for their kind words and said he’d pass it along to the staff.

County Attorney

Neal Geddes said, “I appreciate this wonderful country that we live in, the wonderful people I get to work with, and everybody go out and vote.”

Members of the public were invited to make comments to the Commission.

PUBLIC COMMENTS

Dustin Montgomery

Dustin Montgomery, from Syracuse, said his children walk to the library on a weekly basis and they will be excited to hear about plans discussed in Commission Meeting.

Mr. Montgomery said he wanted to make an official complaint, on the record, in regard to an issue his family has been dealing with for a couple of years. The problem is, he thinks, with the Surveyor’s Office regarding property boundaries along 200 South in West Point.

“Legal descriptions are being changed. Parcel ID numbers are being deleted. My recently widowed aunt was taken out the Greenbelt and put back in the Greenbelt, and she hasn’t done anything but live in the same house with the same property for 60 years. There’s gaps that are appearing and disappearing — they seem to be fluid,” he said, adding that at city meetings they vary from 3 feet to 21 feet. “I just don’t understand, in today’s world with global positioning systems, laser measurements, with mathematical equations that a computer can run so we can take the errors out of it, how this can’t be really easily solved.”

He said his brother uses the points on the State website and overlays it with Google Maps to look at the issue. His brother has asked for information from the County office, and “hasn’t been treated the best.”

“The City’s told us that we can’t use the points that the County has provided to the State — we have to use a formula that your office uses to calculate it. We’ve asked for that formula, we can’t get it. There’s one of the properties that were deleted the neighbor’s had it for, I think it was, 19 years; he’s paid taxes on it. When adjacent properties were sold the developer, just in the last meeting at the city, said, ‘We saw that piece of property in there. We went down to the County to see what happened or what that piece was,’ because it would make it undevelopable the way he wants to do it. That property now doesn’t exist. The resident kind of wonders why he has paid taxes on this property for so long and it’s no longer there.”

The family is not satisfied with explanations received, which have included, ‘This deed doesn’t close,’ or ‘You have to use fence lines,’ etc.

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“It doesn’t seem to me that those same standards are being applied to all properties. In one instance a deed didn’t close but it was given to an adjacent deed that also didn’t close. In one instance the property line runs along an existing fence line and then it comes up to where there’s a future road planned — and then that same fence line is no longer used and there’s a convenient 60-foot gap which happens to be exactly the distance that the City requires for a road. We’d just like a set of standards that fits everything – fits all properties,” he said adding that he doesn’t think anyone wants anything specific or special treatment. “They just want the same standard to apply to all properties and to all residents equally.”

He’s frustrated after speaking with so many people and not being able to get something that seems to be a simple thing solved. There’s a federal survey marker that’s 500 yards away and can be seen from almost all of these positions, he said, adding that professional surveys done by the property [owners] line up with the residents’ deeds but they’re not being recognized.

“It was on the County maps for a long time — we have pictures of it on the County computers. It was there and now it’s not. We’d just like somebody to look into it,” he said.

Commissioner Smith asked if Mr. Montgomery remembered who he had talked to in the County. Commissioner Elliott said there had been a side-bar discussion in West Point about the issue and Jeff Oyler, Davis County Planning Manager, was supposed to contact Mr. Montgomery. Commissioner Smith thanked Mr. Montgomery for bringing this up on public record and asked for his contact information to follow up.

Dennis
Montgomery

Dennis Montgomery of West Point, the father of Dustin, said he’s owned his property since 1940. He bought it from an individual who bought it from the County at a tax sale.

“I would think the property should have been measured and put in right before you ever sold it,” he said, adding that there are fences and ditches on the land. “On other pieces they recognize them as the property line; on ours they don’t. On the new development, their survey lines up with my survey that I paid.”

He said he’s had title searches done by multiple people.

“I go and ask them ‘Can we change this?’ and they balk when they want to come to the County because, I think, they’re afraid if they do cause trouble they won’t be able to do some of their job so I told them nevermind,” he said, but added that everyone has told him this is an unusual piece of Davis County. “It’s the only piece they know with a 60-foot gap. They said there are gaps that are 2-foot, 3-foot, maybe 4-foot, but not 60, not 18, not 20. So that’s my concern.”

Commissioners again asked for contact information and also Parcel ID or other identifying factors. They were told a packet had been given to the Commission office a year-and-a-half ago. Commissioner Milburn said they would track it down.

CLOSED
SESSION

Seeing no more public comment, Commissioner Millburn motioned to adjourn to a closed session for reasons permitted under UCA § 52-4-205. Commissioner Smith seconded the motion. All voted Aye.

The closed session began at 11:07 a.m. on Nov. 6, at 61 S. Main Street in Farmington, in Room 303.

Commissioners returned from closed session at 12:13 p.m.

MEETING
ADJOURNED

Commission meeting was adjourned at 12:13 p.m.

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

A1-A2. Agenda

B. Brent Taylor. (2018, October 28 at 3:58 p.m.). “Freedom: Millions Defy Taliban and Vote in Afghan Elections.” [Facebook update]. Retrieved Nov. 6, 2018 from

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- C. https://m.facebook.com/story.php?story_fbid=2427009953980880&id=100000156976408
Associated Press. "Body of Utah National Guard Major returned to US." YouTube, Nov. 6, 2018.
<https://www.youtube.com/watch?v=nqv9OrGDzU0>

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

Minutes approved on:

Curtis Koch
Clerk/Auditor

Randy B. Elliott
Commission Chair