

COMMISSIONERS' MINUTES – DAVIS COUNTY

COMMISSION MEETING MINUTES

February 12, 2019

The Board of Davis County Commissioners met for their regularly scheduled meeting on Feb. 12, 2019 at 10 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 Lorene Miner Kamalu, Vice-Chair; Curtis Koch, Davis County Clerk/Auditor; and Neal Geddes, Chief Civil Deputy County Attorney.

Excused: Commissioner Bob J Stevenson

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 Rhonda Mumford [Perkes], from Congressman Chris Stewart's office, was invited to lead the Pledge of Allegiance.

Commissioner Elliott excused Commissioner Stevenson who is out of town attending a conference in Washington D.C.

Recognitions,
Presentations &
Informational
Items

Notice of intent to engage in contract negotiations with AJC Architects for the Clearfield North Branch Library Design and Construction Services — *Presented by Dax Teuscher, Davis County Purchasing Manager*

The selection committee, who was reviewing the request for proposals (RFPs) regarding the Clearfield North Branch Library Design and Construction services, has recommended AJC Architects for the project.

The public was invited to make comments to the Commission.

PUBLIC COMMENTS

There were no public comments.

BUSINESS/ ACTION

Commissioner Elliott explained they would be voting on each presenter's items following their presentation to the Commission.

Agreement
#2019-75 with
LeBus for
transportation
for 2019 Great
Salt Lake Bird
Festival

Agreement #2019-75 with LeBus for transportation for 2019 Great Salt Lake Bird Festival — *Presented by Neka Roundy, Davis County Community Development Specialist*

LeBus is the only bus provider to service the bird festival's area. They will provide transportation as needed. This year other bus providers were contacted, however LeBus was the only one to meet the festival's need. The contract period is 05/16/2019 to 05/20/2019. The payable amount is \$16,806.

Motion

Motion to Approve Agenda Item A as presented: Com. Kamalu
Seconded: Com. Elliott
All voted Aye

Agreement
#2019-76 with
Open Doors Inc.
for CDBG FY
2018-19
funding for
LHCC Diversion
Program

Agreement #2019-76 with Family Connection Center dba Open Doors Inc. for Community Development Block Grant (CDBG) fiscal year (FY) 2018-19 funding for Local Homeless Coordinating Council (LHCC) Diversion Program — *Presented by Stephen Lyon, Davis County Grant Administrator*

This subgrantee agreement is with the Family Connection Center for FY 2018-19 funding of the LHCC Diversion program. The contract period is 07/01/2018 to 06/30/2019. The payable amount is \$12,300 [\$12,288].

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Agreement #2019-77 with Lantern House for CDBG FY 2018-19 funding for the Emergency Shelter Program

Agreement #2019-77 with St. Anne’s Center dba Lantern House for Community Development Block Grant (CDBG) FY 2018-19 funding for operating expenses related to the Emergency Shelter Program — Presented by Stephen Lyon, Davis County Grant Administrator

This subgrantee agreement with St. Anne's Lantern House will be used to fund its Emergency Shelter Program. The contract period is 07/01/2018 to 06/30/2019. The payable amount is \$15,000.

Motion

Motion to Approve Agenda Items B-C as presented: Com. Kamalu
Seconded: Com. Elliott
All voted Aye

Agreement #2019-78 with ibex Home Warranty for space rental for a customer appreciation event

Agreement #2019-78 with ibex Home Warranty for space rental for a customer appreciation event — Presented by Mike Moake, Davis County Legacy Events Center Marketing

iBex will be holding a customer appreciation event at the Legacy Events Center. There will be goat yoga, monster truck rides, and other things for the clients. The contract period is 04/25/2019 to 04/27/2019. The receivable amount is \$1,780.

Agreement #2019-79 with Jordan World Circus for annual circus event

Agreement #2019-79 with Jordan World Circus for space rental for annual circus event — Presented by Mike Moake, Davis County Legacy Events Center Marketing

This is an annual circus that utilizes the Legacy Events Center. They generally run two events per day. The contract period is 01/27/2020 to 01/27/2020. The receivable amount is \$2,000.

Agreement #2019-80 with King Cole Circus for space rental for circus event

Agreement #2019-80 with King Cole Circus for space rental for circus event — Presented by Mike Moake, Davis County Legacy Events Center Marketing

This is a new circus to the Legacy Events Center. The contract period is 03/31/2019 to 03/31/2019. The receivable amount is \$2,600.

Agreement #2019-81 with Utah Ducks Unlimited for a private fundraiser event

Agreement #2019-81 with Utah Ducks Unlimited for space rental for a private fundraiser event — Presented by Mike Moake, Davis County Legacy Events Center Marketing

This annual fundraiser for Utah Ducks Unlimited is a privately hosted event that requires security because alcohol will be served. The contract period is 05/17/2019 to 05/17/2019. The receivable amount is \$2,165.

Motion

Motion to Approve Agenda Items D-G as presented: Com. Kamalu
Seconded: Com. Elliott
All voted Aye

Agreement #2019-82 with CenturyLink for a metro Ethernet line at the Attorneys' offices

Agreement #2019-82 with CenturyLink for a metro Ethernet line (20mbps) for the Attorneys' offices, 36 N Main, Farmington — Presented by Mark Langston, Davis County Information Systems Director

This contract was tabled last week. The requested change to the termination clause was made stating if the County terminates the agreement early, CenturyLink will no longer bill the County the monthly charge. The contract period is 02/06/2019 to 06/15/2023. The payable amount is \$385/per month.

Resolution #2019-83 to approve the

Resolution #2019-83 to approve the interlocal cooperation agreement between Davis County and Clearfield City for sharing of software services — Presented by Mark Langston, Davis County Information

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interlocal cooperation agreement with Clearfield City for sharing of software services

Systems Director

This resolution approves the interlocal agreement to share an application program interface (API) between Davis County and Clearfield City for the Spillman software. See Interlocal Agreement 2019-83 for the contract period.

Interlocal Agreement #2019-83 with Clearfield City to share a software API

Interlocal Agreement #2019-83 with Clearfield City to share a software application program interface (API) — Presented by Mark Langston, Davis County Information Systems Director

See Resolution #2019-83 for further details. The contract period begins 01/01/2019.

Summary List #2019-84 of 19 internet connection user agreements for access to REDIWeb

Summary List #2019-84 of 19 internet connection user agreements for access to Davis County Recorder's Office information on REDI Web - Presented by Mark Langston, Davis County Information Systems Director

This summary list is of agreements for land network services to utilize the County's system [RediWeb]. The contract period is 11/05/2018 to 02/01/2019. The amount is neither payable nor receivable.

Motion

Motion to Approve Agenda Items H-K as presented: Com. Kamalu
Seconded: Com. Elliott
All voted Aye

Ordinance 2-2019 establishing Temporary Land Use Regulations pertaining to all subdivisions in unincorporated Davis County (Title 15, Chapter 24)

Ordinance #2-2019 establishing Temporary Land Use Regulations pertaining to all subdivisions in unincorporated Davis County (Title 15, Chapter 24) — Presented by Jeff Oyler, Davis County Planning Manager

Lately there has been extreme pressure to develop all over Davis County, especially in the unincorporated areas. The County's general plan encourages annexation of the land into the nearest city prior to developing, but recent requests for larger developments have been proposed in unannexed unincorporated areas. To resolve this issue, a moratorium will be placed on the applicable ordinance freezing any development in the unincorporated parts of Davis County for six months while the ordinance and related policies are reviewed. During this time, a plan of how to handle development, annexations, and how to provide services like water, sewage and roads for the unincorporated areas of the County will be created. An action like this does not happen often in cities or counties, and it is not anticipated to take the full six months. [The contract period is for six months starting the day the ordinance is published in the newspaper.]

Motion

Motion to Approve Agenda Item L as presented: Com. Kamalu
Seconded: Com. Stevenson
All voted Aye

Request Approval #2019-85 to establish minimum sale price and authorize Notice of Sale to be published for Tax ID 09-060-0046, the Tax Sale Road Property remainder

Request Approval #2019-85 to establish minimum sale price and authorize Notice of Sale to be published for Davis County surplus real property known as Tax ID 09-060-0046, the Tax Sale Road Property remainder — Presented by Tony Thompson, Davis County Property Manager

This parcel, Tax ID 09-060-0046, will be split apart into three different areas to protect the right-of-way. It was initially acquired from a 1980's May Tax Sale and an agreement with the Utah Department of Transportation (UDOT). The first area to be addressed, being called Tax Sale Road Property remainder, is 1.4437 acres, or 42,246 square feet. The Davis County Assessor's Office has assessed the property to be worth \$0.38 per square foot. With this in consideration, the suggested minimum sale price is \$16,100. The public comment period will be on Tuesday, March 5, and the sale will be held on Tuesday, March 12. [The contract has no beginning and end date.] The payable minimum sale price is \$16,100.

See Attachment B.

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Request Approval #2019-86 to establish minimum sale price and authorize Notice of Sale to be published for Tax ID 09-060-0046, the East Road Property

Request Approval #2019-86 to establish minimum sale price and authorize Notice of Sale to be published for Davis County surplus real property known as Tax ID 09-060-0046, the East Road Property — Presented by Tony Thompson, Davis County Property Manager

This next section of Tax ID 09-060-0046 is called the East Road Property. Because it is not connected to the road's right-of-way, this section is classified differently than the other two parts. It is 10,161 square feet and was assessed at \$74.07 [\$0.747] per square foot because it has potential to be combined with an abutting property. With this in consideration, the suggested minimum sale price is \$7,600. The Commission requested this be a preferred sale to the owner of the abutting property. The public comment period will be on Tuesday, March 5, and the sale will be held on Tuesday, March 12. [The contract has no beginning and end date.] The payable minimum sale price is \$7,600.

See Attachment B.

Request Approval #2019-87 to establish minimum sale price and authorize Notice of Sale to be published for Tax ID 09-060-0046, the UDOT Property

Request Approval #2019-87 to establish minimum sale price and authorize Notice of Sale to be published for Davis County surplus real property known as Tax ID 09-060-0046, the UDOT Property — Presented by Tony Thompson, Davis County Property Manager

This section of Tax ID 09-060-0046 is called the Utah Department of Transportation (UDOT) Property, since this area was acquired from UDOT as part of a previous agreement. It has approximately 10,480 square feet, assessed at \$0.38 per square foot. The suggested minimum sale price is \$4,000. The public comment period will be on Tuesday March 5, and the sale will be held on Tuesday March 12. Part of selling this property will require changing the legal description of the affected easements. [The contract has no beginning and end date.] The payable minimum sale price is \$4,000.

See Attachment B.

If the properties are not sold at this time, the remaining sections might become part of the May Tax Sale.

Improvement Agreement #2017-351-E with Centerville City regarding the Final Application for Deuel Creek Place, a 3-lot subdivision, Tax ID 02-104-0109

Improvement Agreement #2017-351-E with Centerville City regarding the Final Application on a parcel of land known as Tax ID 02-104-0109 for Deuel Creek Place, a 3-lot subdivision — Presented by Tony Thompson, Davis County Property Manager

As part of the final plat approval in December 2018, a form had to be filled out and funds had to be allocated from the County's 2018 budget for improvement bonds required by Centerville City. This agreement is the paperwork for the improvement bond, making them part of the general improvement agreement. As the improvements are made that portion of the bond will be released and the escrow amount will be kept for a year to ensure the bonds are paid. [The contract period has no beginning or end date.] The payable amount is \$65,400.

Request Approval #2019-88 of the 2019 Highway Corridor Preservation Projects Priority List

Request Approval #2019-88 of the 2019 Highway Corridor Preservation Projects Priority List established by Davis Council of Governments which contains UDOT Project-West Davis Corridor per UCA 72-2-117.5(7) — Presented by Tony Thompson, Davis County Property Manager

This request is to accept the Davis Council of Government's 2019 Highway Corridor Preservation Projects Priority List created during their January meeting. It also recognizes the West Davis Corridor as the fund's expenditure for 2019. This list runs on the calendar year. The contract period is 01/01/2019 to 12/31/2019. The amount is neither payable nor receivable.

Motion

Motion to Approve Agenda Items M-Q as presented: Com. Kamalu
Seconded: Com. Elliott
All voted Aye

Reappointment #2019-89 of Dr. Johnnie Cook, Lorna Koci and Shelly Nettesheim to the Davis County Senior

Reappointment #2019-89 of Dr. Johnnie Cook, Lorna Koci and Shelly Nettesheim to the Davis County Senior Services Advisory Board — Presented by Brian Hatch, Davis County Health Department Director

The Senior Advisory Board is requesting the reappointment of three existing board members. Members of the board represent different groups and/or populations such as older adults and their caregivers, veterans, healthcare providers, support care service providers, local elected officials, and the general public. Shelly

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Services
Advisory Board

Nettesheim, an employee of the Davis Hospital, has been on the board since 2011 and will represent healthcare providers. Dr. Johnnie Cook, a family-practice physician, has been on the board since 2009 and will represent healthcare providers. Lorna Koci, the Bountiful Food Pantry's executive director, has been on the board since 2006 and will represent supportive services organizations. The appointment period is 01/01/2019 to 01/01/2022.

MOU #2019-90
with RSVP
to provide
volunteers at
Bountiful Davis
Arts Center

Memo of Understanding #2019-90 with Retired Senior Volunteer Program (RSVP) to provide volunteers at Bountiful Davis Arts Center — *Presented by Brian Hatch, Davis County Health Department Director*

Retired seniors are recruited to volunteer at various locations across Davis County. The contract period is 01/01/2019 to 01/31/2022. The amount is neither payable nor receivable.

MOU #2019-91
with RSVP
to provide
volunteers at
Cook
Elementary
School

Memo of Understanding #2019-91 with Retired Senior Volunteer Program (RSVP) to provide volunteers at Cook Elementary School — *Presented by Brian Hatch, Davis County Health Department Director*

The contract period is 09/20/2018 to 09/20/2021. The amount is neither payable nor receivable.

MOU #2019-92
with RSVP
to provide
volunteers at
Fremont
Elementary
School

Memo of Understanding #2019-92 with Retired Senior Volunteer Program (RSVP) to provide volunteers at Fremont Elementary School — *Presented by Brian Hatch, Davis County Health Department Director*

The contract period is 11/07/2018 to 06/01/2021. The amount is neither payable nor receivable.

MOU #2019-93
with RSVP
to provide
volunteers at
Holbrook
Elementary
School

Memo of Understanding #2019-93 with Retired Senior Volunteer Program (RSVP) to provide volunteers at Holbrook Elementary School — *Presented by Brian Hatch, Davis County Health Department Director*

The contract period is 11/01/2018 to 11/01/2021. The amount is neither payable nor receivable.

MOU #2019-94
with RSVP
to provide
volunteers at
Lincoln
Elementary
School

Memo of Understanding #2019-94 with Retired Senior Volunteer Program (RSVP) to provide volunteers at Lincoln Elementary School — *Presented by Brian Hatch, Davis County Health Department Director*

The contract period is 09/01/2018 to 09/01/2021. The amount is neither payable nor receivable.

MOU #2019-95
with RSVP
to provide
volunteers at
Parkside
Elementary
School

Memo of Understanding #2019-95 with Retired Senior Volunteer Program (RSVP) to provide volunteers at Parkside Elementary School — *Presented by Brian Hatch, Davis County Health Department Director*

The contract period is 09/01/2018 to 05/31/2021. The amount is neither payable nor receivable.

Motion

Motion to Approve Agenda Items R-X as presented: Com. Kamalu
Seconded: Com. Elliott
All voted Aye

Letter #2019-96
to Zions Trust
Department of
intent to payoff
2009C
Conference
Center bonds

Letter #2019-96 to Zions Trust Department of intent to payoff 2009C Conference Center bonds — *Presented by Curtis Koch, Davis County Clerk/Auditor*

This redemption letter notifies the Zions Bank Trust Department that Davis County will be paying off the 2009C bonds on the Davis Conference Center this April. It will save the County \$200,000, free up bonds to

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be used towards other projects, and the County will own the Davis Conference Center. The contract period is 04/01/2019 to 04/01/2019. The payable amount is \$2,540,000.

Motion

Motion to Approve Agenda Item Y as presented: Com. Kamalu
Seconded: Com. Elliott
All voted Aye

Amendment #2015-326-I with Division of Substance Abuse and Mental Health for FY 2019 mental health funding allocation for Evidence-Based First Psychosis Intervention

Amendment #2015-326-I with Utah Department of Human Services, Division of Substance Abuse and Mental Health for fiscal year (FY) 2019 mental health funding allocation for Evidence-Based First Psychosis Intervention for Youth and Young Adults at Clinical High Risk for Psychosis — Presented by Commissioner Lorene Miner Kamalu

This amendment is for the FY 2019 mental health funding allocation for the evidence-based first psychosis intervention for youth and young adults at high-risk for psychosis. The contract period is 11/01/2018 to 06/30/2019. The receivable pass-through amount to Davis Behavioral Health is an increase of \$78,750, bringing the contract total to \$6,196,309.

Motion

Motion to Approve Agenda Item Z as presented: Com. Kamalu
Seconded: Com. Elliott
All voted Aye

Ordinance #1-1993-A amending, in part, Davis County Ordinance No. 01-93 regarding the term of the franchise - Dominion Energy

Ordinance #1-1993-A amending, in part, Davis County Ordinance No. 01-93 regarding the term of the franchise - Mountain Fuel Supply Company dba Dominion Energy — Presented by Commissioner Randy B. Elliott

This franchise agreement is with Dominion Energy. It was recently discovered their franchise ordinance had expired, but they are in the process of laying pipe through parts of Davis County. It was decided to extend the existing ordinance while the future contract is negotiated. The contract period is 03/25/1993 to 08/21/2019.

Motion

Motion to Approve Agenda Item AA as presented: Com. Elliott
Seconded: Com. Kamalu
All voted Aye

Commissioner Kamalu moved to recess to Board of Equalization. Commissioner Elliott 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 adjustments is a report with various recommended for approval appeals and a report with abatements processed in 2018 totaling \$7,387,261.54. Under Corrections are five veteran tax exemption abatements, and one abatement based on segregation of delinquency from 2014. Under Treasurer adjustments are various small dollar January write-offs totaling \$2.52.

Motion to Approve: Com. Kamalu
Seconded: Com. Elliott
All voted Aye

Commissioner Kamalu moved to reconvene Commission Meeting. Commissioner Elliott seconded the motion. All voted Aye.

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CONSENT ITEMS

Check Registers

Check Registers

Check Registers were approved.

Motion to Approve: Com. Kamalu

Seconded: Com. Elliott

All voted Aye

COMMISSION COMMENTS

Commissioner Elliott was able to attend an open house for a new building on Falcon Hill. This building houses some of the technology involved with the F-35 and has very tight security, both internally and externally, to keep the government secrets secret. Overall it will bring in at least 1,000 jobs. The legislature is also moving forward and the Commission is keeping an eye on things that will affect Davis County.

Commissioner Kamalu had the chance to tour the Davis Community Learning Center. This center is attached to Wasatch Elementary and works with the students both in the school and through other organizations like Head Start to increase the children's learning. Additionally, the Learning Center offers English as a Second Language (ESL) and four levels of computer literacy courses to people in the community. Most of the people Commissioner Kamalu saw using these resources during her tour were refugee women. The Center also provides coats and shoes for young children and the Little Libraries around the community. Commissioner Kamalu also wanted to thank Mary Lee Crowther for the work she does at the Learning Center. This morning Commissioner Kamalu attended a Board of Health meeting. This meeting was a larger one because it was when all the various division's 2018 statistics are reviewed. It was a great chance to see what is going on with public health. Part of the statistics showed which diseases are increasing and Commissioner Kamalu noticed the top three diseases are sexually transmitted diseases (STDs). There are also some great things happening to clean the air in the County such as an exchange program to switch gas lawnmowers out for electric ones. Lastly, she said the Utah State Legislature passed the Utah Medical Cannabis Act. Davis County's Health Department is one of the 13 dispensary locations for the state; the medical cannabis will be filled and packaged at a different location. The dispensary has to be operating by March 2020, and there will be a learning curve involved with this change.

Commissioner Elliott remarked he is concerned about the facility's security. He had the chance to tour a high-security dispensary in Las Vegas and the facility was still robbed. Commissioner Elliott pointed out there is currently no funding for security included in the act.

Commissioner Kamalu said they are still learning what money comes with the dispensary requirement and once again, there will be a learning curve. Lastly, she said at the end of the month is a community health improvement celebration the Commissioners have been invited to attend.

The public was invited to make comments to the Commission.

PUBLIC COMMENTS

Rhonda Perkes

Rhonda Perkes, a representative from Congressman Chris Stewart's office, wanted to make sure the Commission was aware that Congressman Stewart would be in town for three days next week. Congressman Stewart has not been in the district since Christmas and as such, they are trying to get a lot done in a short amount of time including 11 town hall meetings. Congressman Stewart requested his last town hall meeting be in his hometown of Farmington, which will be held Thursday [February 20] at 7:30 p.m. She would love to see the Commissioners there, but plans may shift if the government shuts down on the 15th.

The Commission said they would make an effort to be there. They also asked if there is a date yet for Congressman Stewart's National Security Conference. Rhonda said the official date has not been set yet but it will most likely be held in August.

MEETING ADJOURNED

Commission meeting was adjourned at 10:51 a.m.

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

- A1-A2. Agenda
- B. Notice of Sale Plat Map

Minutes prepared by:

Jessy Turner

Deputy Clerk/Auditor

Minutes approved on: _____

Curtis Koch
Clerk/Auditor

Randy B. Elliott
Commission Chair