

COMMISSIONERS' MINUTES – DAVIS COUNTY

COMMISSION MEETING MINUTES

February 1, 2022

The Board of Davis County Commissioners met for their regularly scheduled meeting at 10:00 a.m. on 02/01/2022, in room 303 of the Davis County Administration Building, 61 South Main Street, Farmington, Utah. Required legal notice of this meeting was given.

Present on the dais were: Commissioner Randy B. Elliott, Chair; Bob J Stevenson, Vice-Chair; Commissioner Lorene Miner Kamalu; 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. The agenda for this meeting is incorporated into the minutes as item headers.

OPENING

The meeting convened at 10:00 a.m. and Sheriff Deputy Geoffrey Hasty led the Pledge of Allegiance.

PUBLIC COMMENTS

The public was invited to make comments to the Commission. No comment was made.

Recognitions, Presentations & Informational Items

February 2022 Employee Service Awards — *Presented by Commissioner Lorene Kamalu*

Sheriff's Office – *Presented by multiple presenters*

- Scott Gall, five years with the Sheriff's Office. Scott was not in attendance.
- Miriam Sweeten, five years with the Sheriff's Office. Miriam was not in attendance
- Dallas Adams, five years with the Sheriff's Office. – *Presented by Lieutenant Heather Swaner*
Lieutenant Swaner stated that Dallas is currently assigned to jail intake. Dallas is engaged to be married and met his fiancé at the Sheriff's Office. He has four kids and plans to have more in the future. Dallas is great to work with and is very personable. Dallas is a little shy and has a contagious laugh. Lieutenant Swaner thanked Dallas for his service.
- Karen McMillan, fifteen years with the Sheriff's Office – *Presented by Lead Jail Operations Specialist Brendan Joseph*
Brendan wished Karen a happy 50th birthday. He went on to say that he and Karen have worked together for a long time and she has always been fun to work with and has a fun personality. Karen joined the JOS (Jail Operations Specialist) Committee and has come up with some great ideas to help the department and those they work with. Brendan thanked Karen for her 15 years of service and commented on how lucky the Sheriff's Office is to have her.
- Michael Taylor, fifteen years with the Sheriff's Office – *Presented by Corrections Sergeant Jennifer Kelley*
Sergeant Kelley stated that Mike is currently a JOS (Jail Operations Specialist) Supervisor for the Corrections Department. Mike is a mentor, a trainer, a supervisor, and a friend. She went on to state that Mike has an amazing family and thanked his family for letting the Sheriff's Office have use of their dad and grandpa. Sergeant Kelley personally thanked Mike for his friendship.

Commissioner Kamalu took the opportunity to promote the Community Resilience Symposium that was held the previous Friday. She said she highly recommends that those who do such important and intense work for the County at the Sheriff's Office watch the symposium; which is on the County's YouTube Channel.

- Brian King, fifteen years with the Sheriff's Office – *Presented by Lieutenant Brian Gurr*
Lt Gurr stated that he has had the privilege of working alongside Deputy King for a lot of the 15 years he has been at the Sheriff's Office. He explained that Deputy King spent about half his time in Corrections and then the other half in the Courts. He said that he has done a fantastic job.

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Brian is an EVO (Emergency Vehicle Operations) instructor and teaches the officers how to drive. Deputy King spent seven years on the CERT Team (Corrections Emergency Response Team), dealing with incidents and issues at the jail. Brian is very dedicated and fun to work with. Lt Gurr expressed his appreciation to Brian.

- Kenneth Vowles, Fifteen years with the Sheriff's Office. Kenneth was not in attendance.

Health Department – Presented by Deputy Director Rachele Blackham

- Randy Olson, five years with the Health Department. Rachele explained that it is a privilege to present Randy his award as she is the one who hired him, has watched him grow, and recently promoted him. She stated that Randy is currently the Water Resource Bureau Manager where he represents the County on several State Boards involving swimming pools, waste water and other special projects. Randy is extremely hardworking. He also works in helping irrigate and farm up in the north end of Davis County. Rachele advised that Randy has taken the opportunity to get his Master's Degree. He is married and has three kids as well. Rachele thanked Randy for his years of service.

Library – Presented by Commissioner Kamalu

- Molly Ross, five years with the Library. Molly was not in attendance.
- Michele Hollnagel, 25 years with the Library. Michele was not in attendance.

Attorney – Presented by Davis County Attorney Troy Rawlings

- Cheryl Martinez, ten years with the Attorney's Office. Cheryl was not in attendance. Troy said Cheryl is an incredible paralegal. He stated he would stack Cheryl up against any paralegal in Utah.
- Chris Holmes, 25 years with the Attorney's Office. Troy stated that to be successful in any organization you have to have people and he considers Chris as his people. Chris works in legal tech as a secretary. Troy explained that when he has a question, Chris is who he calls as she either knows the answer off the top of her head or she will have the answer to you in seconds by text or email. Chris is one of those invaluable people in the Attorney's Office and gets everything done correctly either on time or early. Troy stated he hopes he leaves before Chris does because he does not want to be in the office without her.

Recorder – Presented by Davis County Recorder Richard Maughan

- Lifang "Annie" Carthel, 25 years with the Recorder's Office. Richard explained that Lifang was born in Taiwan and they call her Annie in the office. He said that Annie's smile lights up the room. Annie's main responsibility in the Recorder's Office is the copious amounts of mail they get in every week. She examines those documents for recordability and documents the ones that are not able to be recorded and sends them back to the sender. Annie also helps with customer service. Richard expressed his appreciation and love for Annie.

Commissioner Kamalu commented on how much she and the other Commissioners love the days they get to do the Employee Service Awards. She continued by stating that Davis County is great because of its employees and the community they serve.

BUSINESS/ ACTION

Attorney's Office

Terms of
Service
#2022-0048 for
the American
Institute of
Architects (AIA)
contract
documents
online service

1. Terms of Service #2022-0048 for the American Institute of Architects (AIA) contract documents online service — Presented by Attorney's Office Senior Civil Counsel Michael Kendall

Mike explained that he has conversed heavily with Attorney Neil Geddes, Attorney Troy Rawlings, Facilities Director Lane Rose, Mitch from Facilities West, and Public Works Director Adam Wright about these contract documents given the size and complexity of the capital projects both in Public Works and building improvements in the County. He advised this contract was under the threshold for the dollar amount of the \$3,000 expenditure.

The contract period is 01/27/2022 to 01/26/2023. The payable amount is \$2,711.89 (after tax is refunded).

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Amendment
#01-1993-D to
the terms of
the Davis
County
Ordinance No.
01-1993
Franchise-
Mountain Fuel
Supply
Company

2. Amendment #01-1993-D to the terms of the Davis County Ordinance No. 01-1993 Franchise- Mountain Fuel Supply Company — Presented by Attorney's Office Senior Civil Counsel Michael Kendall

Mike clarified that the company used to be called Mountain Fuel and is now Dominion Energy. This agreement extends the term of this Franchise Agreement by two years. The contract period is 03/25/1993 to 08/31/2024.

Commissioner Kamalu asked Mike what the benefits are that come with the American Institute of Architects contract. Mike answered by saying that the AIA forms are some of the most well-known and accepted forms throughout the construction industry, particularly with building improvements. General Contractors and architects utilize those forms and are very familiar with them. These forms favor the owner or the architect. He clarified that Davis County is the owner and that is part of the reason these documents were sought after. Mike explained that it is easier to interact, negotiate, and find terms of fairness and simplicity when utilizing form documents.

Motion to Approve Items 1-2: Com. Stevenson

Seconded: Com. Kamalu

All voted Aye

CED

Agreement
#2022-0049
Settlement
Agreement and
Release of
Claims with
Chevron U.S.A.
Inc.

3. Agreement #2022-0049 Settlement Agreement and Release of Claims with Chevron U.S.A. Inc. — Presented by Community and Economic Development Director Kent Andersen

Kent stated that on February 19, 2021, Chevron was issued a Notice of Violation with a follow-up revised Notice of Violation Order on April 28, 2021. The revised Notice of Violation Order was related primarily to Chevron's ISOALKY Project. To resolve our differences and avoid a lengthy legal dispute, the parties agreed to the proposed settlement agreement and release of claims.

The contract period begins 02/01/2022. The receivable amount is \$495,000.

Agreement
#2022-0050
with Anime
Town for the
Anime trade
show that is
expanding into
Utah

4. Agreement #2022-0050 with Anime Town for the Anime trade show that is expanding into Utah — Presented by Community and Economic Development Director Kent Andersen

The contract period is 06/09/2022 to 06/12/2022. The receivable amount is \$6,171.83.

Agreement
#2022-0051
with Down to
Earth
Movement LLC
for the new car
show
expanding into
Utah

5. Agreement #2022-0051 with Down to Earth Movement LLC for the new car show expanding into Utah — Presented by Community and Economic Development Director Kent Andersen

The contract period is 05/21/2022 to 05/22/2022. The receivable amount is \$3,351.70.

Commissioner Kamalu commented that she loves the way "expanding into Utah" is phrased. She stated it is nice to have other events coming back now that the Mass Vaccination Clinic is not utilizing that space at the Events Center.

Motion to Approve Items 3-5: Com. Kamalu

Seconded: Com. Stevenson

All voted Aye

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Facilities

Change Order #2020-0361-C with Hogan & Associates Construction, Inc.

6. Change Order #2020-0361-C with Hogan & Associates Construction, Inc. which includes tenant basement changes, EV chargers upgrades, and unforeseen site and building conditions for the Memorial Court House renovation project — Presented by Facilities Director Lane Rose

Lane explained that the old 1890 stairs in the basement of the courthouse were in the way of the ductwork. He advised that there were stairs found on the east side that were buried and the hallway that was demolished connected to the 50's and 30's additions where there was stone that needed to be repaired and cleaned up.

The contract period is 02/01/2022 to 12/31/2022. The payable amount is \$352,755.07.

Motion to Approve: Com. Stevenson

Seconded: Com. Kamalu

All voted Aye

Information Systems

Summary List #2022-0052 of new RediWeb customers for the 4th quarter of 2021

7. Summary List #2022-0052 of new RediWeb customers for the 4th quarter of 2021 — Presented by Information Systems Director Mark Langston

The contract period began 01/25/2022. The receivable amount is various amounts depending on usage.

Agreement #2022-0053 with Les Olson Company for Goldfax network fax software with three years of support

8. Agreement #2022-0053 with Les Olson Company for Goldfax network fax software with three years of support — Presented by Information Systems Director Mark Langston

Mark explained that the County will be replacing all of the fax machines to connect to a network in internet faxing.

The contract period is 02/01/2022 to 01/31/2025. The payable amount is \$14,630.

Commissioner Stevenson asked Mark if most faxes have become the internet. Mark answered by stating the County still has a lot of faxes that go through fax, mostly HIPAA Laws and medical documents that cannot be electronically modified.

Motion to Approve Items 7-8: Com. Stevenson

Seconded: Com. Kamalu

All voted Aye

Public Works

Agreement #2022-0054 with Hooper Irrigation Company

9. Agreement #2022-0054 with Hooper Irrigation Company requiring written Notice of Abandonment for South Arm of Howard Slough — Presented by Public Works Director Adam Wright

Adam explained that this agreement comes after a lot of going back and forth for about a year trying to get access to this easement. Hooper Irrigation wanted a written Notice of Abandonment of the south arm of Howard Slough in the event that the County ever decided to pull it out of our ordinance as a jurisdictional channel. He advised that this will be the last agreement and work should begin within a week of signing this agreement.

The contract period begins 02/01/2022.

Commissioner Kamalu asked Adam to explain what the south arm of Howard Slough is. Adam explained that a slough is a natural drainage that typically feeds wetland. The Howard Slough comes in Weber County and this is one of the small branches that shoots off on the south arm of it. He further explained that this is only a 24 inch pipe running through the slough. Adam went on to state that there are irrigation channels that divert through and end up in this slough.

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Commissioner Stevenson thanked Adam as this has been a major process to get this project accomplished. He expressed his appreciation to the attorneys and everyone who has been involved in this.

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

Sheriff's Office

Memo of Understanding #2021-340-A with the Utah Attorney General's Office and acceptance of the grant award

10. Memo of Understanding #2021-340-A with the Utah Attorney General's Office and acceptance of the grant award from the Utah Attorney General's Office to enforce laws regarding Internet Crimes Against Children (ICAC), and to operate the ICAC Task Force — Presented by Sheriff Chief Deputy Susan Poulsen

The contract period is 07/01/2021 to 06/30/2022. The receivable amount is \$10,000.

Amendment #2017-0030-A to the Medical Consulting Services Contract with Dennis J. Wyman, M.D.

11. Amendment #2017-0030-A to the Medical Consulting Services Contract with Dennis J. Wyman, M.D. extending the term of the contract from September 30, 2022 to December 31, 2022 — Presented by Sheriff Chief Deputy Susan Poulsen

The contract period is 09/12/2017 to 12/31/2022.

Memo of Agreement #2022-0055 with the Federal Emergency Management Agency (FEMA) Integrated Public Alert and Warning System (IPAWS)

12. Memo of Agreement #2022-0055 with the Federal Emergency Management Agency (FEMA) Integrated Public Alert and Warning System (IPAWS) Program Office regarding the utilization and security of the Davis County Interoperable System(s). — Presented by Sheriff Chief Deputy Susan Poulsen

The contract period is 02/01/2022 to 02/01/2025.

Agreement #2022-0056 Shared Agency Agreement with Motorola for the Flex software for dispatch consolidation purposes

13. Agreement #2022-0056 Shared Agency Agreement with Motorola for the Flex software for dispatch consolidation purposes — Presented by Sheriff Chief Deputy Susan Poulsen

The contract period begins 2/1/2022.

Motion to Approve Items 10-13: Com. Kamalu
Seconded: Com. Stevenson
All voted Aye

CONSENT ITEMS

Commissioner Stevenson moved to recess to the Board of Equalization. Commissioner Kamalu seconded the motion. All voted Aye.

BOARD OF EQUALIZATION

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Property Tax
Register

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

Auditor's Adjustments:

- One Approved Appeals Report, totaling \$198,480
- Ten No Change in Value Appeals Report

Corrections:

- Fifteen Veteran Tax Abatements, totaling \$11,466.92

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

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

Commissioner Elliott invited comments from the dais.

Clerk/Auditor Curtis Koch commented, stating that throughout the month of January the Clerk/Auditor's Office held a series of Election Integrity presentations. Curtis Koch invited Chief Deputy Clerk Brian McKenzie to highlight those events and to make an announcement.

Brian McKenzie stated that Election Integrity was the Clerk/Auditor's theme for the month of January, in order to help educate Davis County citizens on how elections are administered in Davis County and in Utah. There is a large amount of misinformation that is being shared nationwide and we are seeing that influence here in Utah. The Clerk's Office has made the effort to give the opportunity for people to come in and learn how elections are administered. Brian advised that they had great participation in these events and a number of County employees came in and participated. He further stated that the members of the community who attended had some really incredible questions. A news reporter from Fox 13 gave us the motto of "No question is off limits" for those presentations.

Brian advised that the Clerk's Office has chosen "Secure Elections for you in 2022" as this year's slogan. He stated that is the Clerk team's commitment to the Davis County citizens, that elections have and will continue to be secure now and into the future and as a part of that, the Clerk's Office will continue to hold Election Integrity Open Houses each month through 2022.

Commissioner Kamalu asked Brian McKenzie to continue to send the invites to these open houses to the digital Davis County Newsletter. She went on to say that she thinks it is tremendous that as a Clerk, Brian has been so transparent for the public for so long. She stated that long before she was a Davis County Commissioner, she came in to see how the election process works in her own county and she has never forgotten that.

Brian advised that the dates for those Election Integrity Open Houses will be shared on the Davis County website, social media and the Davis County Connector.

Curtis Koch thanked Fox 13 as they spent two hours at the Davis County Administration Building, touring the facility and asking questions. They put on a good piece on the news and he stated he really appreciated them taking the time to dig in and get the information correct.

COMMISSION
COMMENTS

Commissioner Kamalu commented on the Fourth Annual Community Resilience Symposium that happened Friday January 28, 2022. That event started with the previous Commission and lots of work from our community partners go into it each year. With the pandemic, the tremendous wind storm damage, fire, the earthquake, and even the tornado, our County could benefit from understanding resilience. Every year, experts teach and train on a professional level, however, their presentations are made for the layperson as well. The professionals who have attended have said that this little symposium in Davis County is the best they have attended throughout the nation, which really says something as the cost is either free or the maximum of about thirty dollars. Commissioner Kamalu explained that the pandemic forced them to hold this event virtually and she expressed her gratitude to Information Systems who has put this event on YouTube the last two years. She encouraged everyone to watch the presentation on the County YouTube channel [https://www.youtube.com/channel/UC-mI_PWu5nrVZmb9Zh_4sGA]. She stated these presentations were designed to help both individuals and families. Between the people who attended and those who have watched it online, last year's symposium has been viewed over 2,000 times.

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At this year's symposium, there was a nationally recognized presenter on body image resilience, Lexie Kite PHD, who has a book called More than a Body. The tagline of that book is "Your body is an instrument, not an ornament." Jacob Hess taught on common patterns of sustainable healing, getting at the roots of depression, anxiety, and addiction. There was also a presenter from Nashville, Tennessee; Matthew Portell. He has a Master's Degree in education and is a principal at a school where they have more poverty and challenges. He is nationally known for running a school where kids thrive.

He focused on all the things we have learned due to the pandemic. He said in the midst of opportunity is a trauma-informed paradigm shift. She advised Davis Tech hosted the event and will continue to host it moving forward. Commissioner Kamalu stated she is looking forward to next year's event.

Commissioner Elliott commented that the Commissioners met with the Conservation District of Davis County. He advised that the Conservation District of Davis County wants to get the word out on noxious weeds. In an effort to work together collaboratively on getting rid of those noxious weeds on the trails and systems, the Conservation District, the cities of Davis County, the Public Works Director and the Parks and Recreation Director all met. He further stated that Davis County puts in a good effort to control these issues and is very proactive about getting rid of the noxious weeds and keeping Davis County's trailways clean. Commissioner Elliott recognized Davis County's Brandon Hunt, stating he does a really great job with the non-invasive weeds and organic bugs to take care of the problems as the use of roundup is now a rarity. Commissioner Elliott stated he also spoke to Weber Basin Water and they reported that the snowpack was at about 120 percent and has now dropped down to 80 percent and is slowly dropping further. Commissioner Elliott commented on Utah's need for snow.

MEETING
ADJOURNED

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

Minutes prepared by:
Rian Santoro
Deputy Clerk/Auditor

Minutes approved on: 3/8/2022

/s/ Curtis Koch
Curtis Koch
Clerk/Auditor

/s/ Randy B. Elliott
Randy B. Elliott
Commission Chair