

COMMISSIONERS' MINUTES – DAVIS COUNTY

COMMISSION MEETING MINUTES

February 8, 2022

The Board of Davis County Commissioners met for their regularly scheduled meeting at 10:00 a.m. on February 8, 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; Commissioner Lorene Miner Kamalu, Vice-Chair; Commissioner Bob J Stevenson; Heidi Voordeckers, Davis County Chief Deputy Clerk/Auditor; and Neal Geddes, Chief Civil Deputy County Attorney.

Excused: Commissioner Bob J Stevenson, who was in Washington, D.C. for the Wasatch Front Regional Council; and Clerk/Auditor Curtis Koch.

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 Commissioner Randy B. Elliott led the Pledge of Allegiance.

Recognitions, Presentations & Informational Items

Davis County Employee 2022 Disclosure Statements (per UCA 17-16a-7) have been received and will be retained by the Clerk/Auditor for five years — *Presented by Chief Deputy Clerk/Auditor Heidi Voordeckers*

As is done every year, the list of conflict disclosures has been sent to departments. This is required pursuant to Utah Code Annotated 17-16a-7. The Disclosure Statements have been received and signed, where conflicts do exist, and they will be retained by the Clerk/Auditor's Office for the next five years.

PUBLIC COMMENTS

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

Rhonda Perkes, on behalf of Congressman Chris Stewart, offered a short update on legislative activities. Regarding the Federal Budget, she said funding runs out next week because we are on a continuing resolution (CR). Unfortunately, because of gridlock in Washington, D.C., legislators are going to be aiming for a longer CR. The biggest complaint Congressman Stewart has with continuing resolutions on the Budget is that it does not do justice to military funding, and it makes it difficult for military installations, including those in Utah. The House is expecting to, maybe, be called back into session next week to vote on it. Ms. Perkes also mentioned that a huge bill was passed by Congress last week, for which none of the Utah delegation voted. The bill was related to China, but had much of what Congressman Stewart considers nonsensical and took out some riders that were good for the military.

PUBLIC HEARING

1. Opening

Commissioner Kamalu moved to open the Public Hearing. Commissioner Elliott seconded the motion. All voted Aye.

2. A public hearing for consideration of additional 2022 budget appropriation requests — *Presented by Chief Deputy Clerk/Auditor Heidi Voordeckers*

Chief Deputy Clerk/Auditor Voordeckers explained that most of the items on this budget amendment request, dated Feb. 8, 2022, are related to 2021 one-time capital projects that are spanning both budget years, so many of the requests are to roll funding/remaining balances from 2021 to 2022. She added the

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following information regarding the various requests:

- For the Health Department, there is an increase in wages of \$100,000. The County did a Budget Amendment on January 18 to apply \$2.8 million of State and Local Fiscal Recovery Funds (SLFRF) to the Health Department in Fund 80; the wage line item from Fund 15 was transferred to Fund 80. The \$800,000 was tied to a million-dollar project for clinic capacity that had already been awarded, but they were anticipating only spending \$200,000. Now they anticipate that the project will take \$300,000, so they're reducing that amount. This is a true-up so that full amount for 2021 SLFRF COVID mitigation is going to be \$2.7, instead of the \$2.8, so that's what that \$100,000 does.
- In the Tourism fund, Fund 18, is a roll of funding from 2021 for an approved item, which is Contract #2020-610 for the North Canyon Trail Head.
- For the Library, funding is being rolled for a grant tied to e-materials that has been extended through September of 2022, and that amount is \$31,254 dollars. Funding is also rolling to 2022, in the amount of \$101,145, for a software project that is occurring in the Library.
- In Public Works, the County is rolling a vehicle budget of \$10,814 for vehicles that came in late in the year, and those improvements are going to occur in 2022. Funding will be rolled to 2022 for flood projects tied to the Howard Slough, \$25,800, and \$390,000 for Holmes Creek, and those are the remaining balances for those projects.
- In Fund 42, Debt Service/Construction Draws, are the remaining balances for the architect, construction, FF & E (Furniture, Fixtures, Equipment), and computer equipment on the Clearfield Library build. The total for those four items is \$1,308,760, and that is the remaining amount available to draw on those funds. That budget is being allowed in 2022 to close out the project.
- In Fund 47, there is a new request of \$200,000. The County is working on putting out an RFP (Request for Proposal) for construction at the Legacy Events Center for an expansion. The \$200,000 would be expended out of fund balance to get the project kicked off for architecture services in advance of that debt issuance and RFP process.
- In Fund 61, there is \$41,813 for a vehicle that was wrecked in 2021. The County received insurance funds to replace the vehicle, and that replacement will occur in 2022.
- Requests under State and Local Fiscal Recovery Funds are related to the project referred to in the first item, the clinic remodel at the Health Department building in Clearfield. Rolling the remaining balance of \$119,332 allows \$300,000 for that entire remodel, recognizing State and Local Fiscal Recovery Funds that are coming in, and then reducing the wages amount that was originally allocated.

The total net change to the 2022 budget, for all of these, is a use of existing funds of \$2,709,586.

See Attachment A, "February 8, 2022 Resolution & Budget Opening Items."

3. Public Comment

Public comment was invited; no comments were made.

4. Closing

Commissioner Kamalu moved to close the Public Hearing. Commissioner Elliott seconded the motion. All voted Aye.

BUSINESS/
ACTION

Clerk/Auditor

Resolution
#2022-57 for
additional 2022
budget
appropriations

1. Resolution #2022-57 for additional 2022 budget appropriations and adjustments to revenues, including consulting services funded by State and Local Fiscal Recovery Funds (SLFRF) — Presented by Chief Deputy Clerk/Auditor Heidi Voordeckers

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and revenue
adjustments

Terms: The financial [payable/receivable] in a decreased amount of (\$2,709,586), beginning 2/8/2022 to 12/31/2022.

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

Amendment
#2016-0247-E
to the Interlocal
Cooperation
Agreement for
Animal Services
with Syracuse
City regarding
shelter projects

2. Amendment #2016-0247-E to the Interlocal Cooperation Agreement for Animal Services with Syracuse City for the 2022 calendar year obligation to Davis County for the capital projects fund regarding the shelter — *Presented by Commissioner Elliott on behalf of Animal Care Director Ashleigh Young*

Terms: Receivable in the amount of \$98,704.57, beginning 1/1/2022 to 12/31/2022.

Summary List
#2022-58 of
adoptions for
January 2022

3. Summary List #2022-58 of adoptions for January 2022 — *Presented by Commissioner Elliott on behalf of Animal Care Director Ashleigh Young*

Terms: Receivable in various amounts, beginning 1/1/2022 to 1/31/2022.

Motion to Approve Items 2-3: Com. Elliott
Seconded: Com. Kamalu
All voted Aye

Appointment
#2022-59 Jeff
Oyler as Davis
County's proxy
at the Hights
Creek annual
meeting of
stockholders

4. Appointment #2022-59 of Davis County Planning Manager, Jeff Oyler, as Davis County's proxy at the Hights Creek Irrigation Company annual meeting of stockholders on February 19, 2022 — *Presented by Commissioner Randy Elliott*

Terms: Beginning 2/8/2022 to 2/19/2022.

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

Agreement
#2022-60 with
Sanderson
Wrestling
Academy for
the Wrestling
Summer Camp

5. Agreement #2022-60 with Sanderson Wrestling Academy for the Wrestling Summer Camp — *Presented by Commissioner Kamalu on behalf of Community and Economic Development Director Kent Andersen*

Terms: Receivable in the amount of \$2,268.90, beginning 6/29/2022 to 7/2/2022.

Agreement
#2022-61 with
Joseph Deutsch
for the
Scrapefest Car
Show

6. Agreement #2022-61 with Joseph Deutsch for the Scrapefest Car Show — *Presented by Commissioner Kamalu on behalf of Community and Economic Development Director Kent Andersen*

Terms: Receivable in the amount of \$3,351.70, beginning 4/23/2022 to 4/24/2022.

Agreement
#2022-62 with
Utah Avalanche
for the

7. Agreement #2022-62 with Utah Avalanche for the Presidents Cup Soccer Tournament — *Presented by Commissioner Kamalu on behalf of Community and Economic Development Director Kent Andersen*

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Presidents Cup
Soccer
Tournament

The tournament draws teams from Utah and the surrounding states. Terms: Receivable in the amount of \$5,356, beginning 8/29/2022 to 9/5/2022.

Agreement
#2022-63 with
Rocky
Mountain Gun
Show for the
Gun and Ammo
Show

8. Agreement #2022-63 with Rocky Mountain Gun Show for the Gun and Ammo Show — Presented by Commissioner Kamalu on behalf of Community and Economic Development Director Kent Andersen

Terms: Receivable in the amount of \$5,191.20, beginning 8/10/2022 to 8/14/2022.

Motion to Approve Items 5-8: Com. Kamalu
Seconded: Com. Elliott
All voted Aye

Amendment
#2020-501-D to
the Maternal
and Child
Health FFY
2021 Contract
adding 2nd
quarter funding
for FFY 2022

9. Amendment #2020-501-D to the Maternal and Child Health FFY 2021 Contract with the Utah Department of Health adding 2nd quarter funding for FFY 2022 — Presented by Commissioner Kamalu on behalf of Health Director Brian Hatch

The amendment from Health - Family Health Services is Amendment 4 to the Maternal and Child Health contract for Fiscal Year 2021, and it adds the Second Quarter funding for FFY 2022. Terms: Receivable in an additional amount of \$23,807, beginning 1/1/2022 to 9/30/2022.

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

Summary List
#2022-64 of
low dollar
contracts
signed by the
Director

10. Summary List #2022-64 of low dollar contracts signed by the Director — Presented by Library Director Josh Johnson

Low-dollar contracts, below \$3,000, are signed by the Library Director. Most of the contracts on this list are for programming; they don't cost a lot of money, and some don't cost any money. Terms: Payable in the amount of \$200, beginning 11/6/2021 to 3/29/2022.

Summary List
#2022-65 of
donations of
books and
materials over
\$50

11. Summary List #2022-65 of donations of books and materials over \$50 — Presented by Library Director Josh Johnson

Donors usually bring in a box of books. The books are valued using the amount of money the Library would make on them in the book sale so that the Library can meet with the County's policy. Terms: Receivable in materials for an amount valued at \$1,103.50, beginning 10/1/2021 to 12/31/2021.

Amendment
#2018-609-A to
the Purchase
and Sale
Agreement with
Clearfield
Community
Development
and Renewal
Agency
regarding
reimbursement
and hazardous
materials

12. Amendment #2018-609-A to the Purchase and Sale Agreement with Clearfield Community Development and Renewal Agency reimbursing the Library and no longer requiring the County to perform hazardous materials remediation — Presented by Library Director Josh Johnson

The Library Director presented two amendments related to the land transaction that happened in 2018 regarding the library the County used to have versus the library the County just built in Clearfield. Item 12 is an amendment to the Purchase and Sale Agreement. The CRDA that's owned by Clearfield City is reimbursing the County \$100,000 because they're keeping the boiler in the old building. It was never anticipated that the building would be sold, so there's been a change. They will continue to be responsible for hazardous materials as we find them. Terms: Receivable in the amount of \$100,000, beginning 12/11/2018 to 3/31/2022.

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Amendment #2018-609-B to the Library Lease Agreement with Clearfield Community Development and Renewal Agency changing the term expiration

13. Amendment #2018-609-B to the Library Lease Agreement with Clearfield Community Development and Renewal Agency changing the term expiration from one year after completion to March 31, 2022 — Presented by Library Director Josh Johnson

Item 13, which is related to Item 12, is an amendment to the Library Lease Agreement. The Davis County Library originally had a year to be out of the old Clearfield Library building before it was demolished. The change in the contract for the land swap gives us the opportunity not to demolish the building, but that also changed the Lease Agreement so the Library needs to be out by March 31. It is anticipated that any of the funds the Clearfield Community Development and Renewal Agency owes the County, based on the contract, will have been given to the County before the Library is officially out of the building. Terms: Beginning 12/11/2018 to 3/31/2022.

Motion to Approve Items 10-13 as Presented: Com. Kamalu
Seconded: Com. Elliott
All voted Aye

Amendment #2020-648-B to the Standard Design Professional Services Contract with Horrocks Engineers

14. Amendment #2020-648-B to the Standard Design Professional Services Contract with Horrocks Engineers amending the date in which the remaining services are required — Presented by Public Works Director Adam Wright

Item 14 is an amendment related to the Holmes Creek project, for engineering oversight for that continued work. Terms: Beginning 2/8/2022 to 12/31/2023.

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

Ratification of #2020-166-C & D, Disclosure of Lobby Activities and Program Narrative for grant

15. Ratification of the Disclosure of Lobbying Activities #2020-166-C and Program Narrative #2020-166-D with the US Department of Justice connected to the Coronavirus Emergency Supplemental Funding Program grant — Presented by Sheriff Chief Deputy Susan Poulsen

Terms: Beginning 4/21/2021.

Ratification of Project Extension Request 2020-166-E for the Coronavirus Emergency Program Grant

16. Ratification of the project extension request #2020-166-E with the US Department of Justice to utilize the remaining funds from the Coronavirus Emergency Program Grant — Presented by Sheriff Chief Deputy Susan Poulsen

This is a reimbursement grant, initially for \$58,008. The Sheriff's Office ran out of time before they could finish it out, so the US Department of Justice is allowing an extension to use the remaining funds. Terms: Receivable in the amount of \$3,734.17, beginning 2/2/2022 to 5/31/2022.

[Note: The project extension request paperwork included an extension timeline, indexed as 2020-166-F.]

Motion to Approve Items 15-16 as presented: Com. Kamalu
Seconded: Com. Elliott
All voted Aye

CONSENT
ITEMS

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Commission Meeting Minute

Meeting Minutes

Meeting Minutes for January 11, 2022, were presented for approval.

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

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

BOARD OF EQUALIZATION

Property Tax Register

Property Tax Register matters were presented by Heidi Voordeckers, Davis County Chief Deputy Clerk/Auditor, as follows:

Auditor's Adjustments

- A recommendation to approve an exemption for personal property at Susie's Senior Companionship Services
- Eleven total corrections; 10 that are tied to Tax Abatements for Veterans for 2021, and one that is granting the Residential Exemption to a property owner in 2021. The total of those 11 abatements is \$12,411.30.

There were no Treasurer's Adjustments, nor Assessor's Adjustments, on this Property Tax Register.

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

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

COMMISSION COMMENTS

Reminder: The February 15, 2022 Commission Meeting has been canceled.

Commissioner Elliott

Commissioner Elliott gave a reminder that the February 15, 2022, Commission Meeting has been canceled as that is when the National Association of Counties meetings will be held in Washington, D.C., and two of Davis County's three Commissioners will be there. Commissioner Stevenson is already in Washington, D.C., and he'll be back next week; Commissioners Elliott and Kamalu will be attending the National Association of Counties meetings.

Commissioner Elliott invited comments from others on the dais.

County Attorney

Neal Geddes, Chief Civil Deputy County Attorney, commented that there are a number of fantastic employees throughout the County. To highlight some, he mentioned that Davis County Attorney Troy Rawlings recently received a letter from a local law enforcement agent wanting to thank the County Attorney's Investigative Team: Chief Craig Webb, Captain Brent Baggs, and Lieutenants Bryan Purdy, Drake Hamm, John Herndon, and Tim Cottrell. The letter expressed his appreciation for the support that they give them on their investigations and for their high level expertise and assistance. Geddes paraphrased the letter noting that it says the Investigative Team is willing to help on various different types of felony cases and

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that, in particular, Chief Webb and Captain Baggs answer phone calls and questions at all hours of the day and night, never showing any annoyance. Geddes said the letter writer concluded with this: "These are only a few examples from over the years. I can honestly say that all of these men have played a major role in my training and growth as a detective and a supervisor, and I cannot express enough what a critical law enforcement asset they are in Davis County. All of them should be commended for the professionals they are." Geddes expressed his appreciation, as well, stating that they're fantastic individuals. They work very hard, and there are several other of these types of employees throughout Davis County, he said, adding that he thought it would be good to recognize them.

Commissioner
Kamalu

Commissioner Kamalu said she saw the letter that Troy Rawlings had forwarded, and they are an amazing team and do very difficult work to contribute to the safety and even the rescues of folks in our County. There's a lot of work that people don't realize, necessarily, happens for prevention and to take crime away from our County. It is such a big deal.

Commissioner Kamalu also said that the Board of Health held a meeting this morning. It is a fantastic and very important board. In the Utah Code, Title 26, there is authority given to Public Health. We've learned a lot about Public Health in the last couple of years, and the authority for everything that Public Health does comes in state code, in Title 26. Commissioner Kamalu said she has gone back and referred to that code over the last couple of years, and she is so grateful that we have that law to protect our community public health. She pointed out that the Board of Health is comprised of several different disciplines, by law, and the County has an exceptional group of people who serve on the Board of Health. Attorney Neal Geddes is also there and witnesses that work. They do have policy-making authority, she said, and we've been able to see some of that in action over the last couple of years to respond to and prevent problems in public health and in the community. The Board just had a change, as it does every so often, which will come before the Commission for an appointment. Commissioner Kamalu expressed her thanks to Mayor Lewis, who has been serving for seven years on the Board of Health. He was recognized in the morning meeting, where Board Members also received updates and needed information. She expressed gratitude for the group, re-emphasizing that these groups exist by State law, and said that Davis County has a good one.

MEETING
ADJOURNED

Commission meeting was adjourned at 10:27 a.m.

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

- A. February 8, 2022 Resolution & Budget Opening Items

Minutes prepared by:
Becky R. Wright
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