COMMISSIONERS' MINUTES – DAVIS COUNTY

COMMISSION MEETING MINUTES
12/14/2021

The Board of Davis County Commissioners met for their regularly scheduled meeting at 10:00 a.m. on 12/14/2021, 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 Bob J Stevenson, Chair; Commissioner Randy B. Elliott, 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 10:01 a.m. and Public Works Director Adam Wright led the Pledge of Allegiance.

PUBLIC COMMENTS

The public was invited to make comments to the Commission.

No comments were made.

BUSINESS/ ACTION

Animal Care

Summary List #2021-628 of adoptions for November 2021

1. Summary List #2021-628 of adoptions for November 2021 — *Presented by Animal Care Office Specialist Lisa LaGuess*

The contract period is 11/01/2021 to 11/30/2021.
It was noted that 172 animals were adopted in November 2021. 1 Bird, 73 cats, 49 dogs, and 9 other animals were adopted.

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

Assessor

Amendment #2018-54-C to the Professional Services Agreement between Thimgan, Inc. and Davis County

2. Amendment #2018-54-C to the Professional Services Agreement between Thimgan, Inc. and Davis County — *Presented by Assessor Lisa Manning*

The contract period is 12/31/2021 to 12/31/2022. The amount is $75,000.
It was explained that Russ Thimgan creates Davis County with their multiple regression analysis to value all residential properties.

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

Commission

Resolution #2021-629 adopting the operating and capital budgets of Davis County for the 2022 calendar year

3. Resolution #2021-629 adopting the operating and capital budgets of Davis County for the 2022 calendar year — *Presented by Commissioner Stevenson*

The contract period is 01/01/2022 to 12/31/2022.

Commissioner Stevenson explained that the 2022 budget was presented at a public hearing last Tuesday, December 7, 2021. This item was tabled in order to give the public a chance to come in and comment on the budget.

Resolution #2021-630 setting the term and rotation of the Chair and Vice Chair of the Davis County Commission for 2022

4. Resolution #2021-630 setting the term and rotation of the Chair and Vice Chair of the Davis County Commission for 2022. — *Presented by Commissioner Stevenson*

The contract period is 01/01/2022 to 12/31/2022.
Effective January 1, 2022, Commissioner Randy B. Elliott will serve as Chair and Commissioner Lorene Miner Kamalu will serve as Vice Chair through the 2022 calendar year.

#2021-631 2022 Annual Regular Meeting Schedule of the Board of County Commissioners

5. #2021-631 2022 Annual Regular Meeting Schedule of the Board of County Commissioners. — *Presented by Commissioner Stevenson*

Regular meetings of the Board of County Commissioners will be held each Tuesday at 10:00 a.m.

Cancellation of the Davis County Commission Meeting regularly held on Tuesday, December 28th, 2021

6. Cancellation of the Davis County Commission Meeting regularly held on Tuesday, December 28th, 2021 — *Presented by Commissioner Stevenson*

Commissioner Stevenson advised the meeting will be canceled due to not enough members of the board being available that date.

Commissioner Kamalu asked Clerk/Auditor Curtis Koch to present the Friendly Amendment to the 2022 Davis County Budget.

Curtis Koch explained that in the November Budget Meeting, Legal Defender Coordinator Todd Utzinger provided the new state mandate for funding legal defenders for all juveniles going through the legal system. As a result of that state mandate we needed to add two additional Legal Defenders to the budget. It was voted on in that public meeting and was approved, however, it was missed while putting in the final numbers to this budget. This Friendly Amendment is to insert $180,000 which will be used to hire one full time contract attorney and two part time contract attorneys. He clarified that the amount is the same as what was approved in the November budget meeting.
Commissioner Kamalu made the motion to approve items 3-6 as well as the additional $180,000 to fund two new Legal Defenders as approved in the November 8, 2021 Budget Committee Meeting per new parental rights sessions added to the calendar by the Administrative Office of the Courts, effective January 1, 2022.

Seconded: Com. Elliott
All voted Aye

CED

Amendment #2017-351-F Ratification of the Centerville City

7. Amendment #2017-351-F Ratification of the Centerville City Improvements Agreement Bond Reduction Request No. 1, and refund of unused water development fee for Deuel Creek Place Subdivision — *Presented by Community and Economic Development Director Kent Andersen*

Improvements Agreement Bond Reduction Request No. 1

The contract period began 11/17/2021. The receivable amount is $64,735.17.

It was explained that there was $4,785.17 from the original water development fee that is being returned. There is a partial bond release of $59,950.00, which starts our one year period for the remaining amount of $5,450.00. There is still a remaining payment needing to go out for the installation of secondary water.

Agreement #2021-6332 with USA Gymnastics for the Power Tumbling and Trampoline State Championships

8. Agreement #2021-632 with USA Gymnastics for the Power Tumbling and Trampoline State Championships — *Presented by Community and Economic Development Director Kent Andersen*

The contract period is 01/13/2022 to 01/15/2022. The receivable amount is $4,050.05.

Agreement #2021-633 with USA Gymnastics for the Power Tumbling and Trampoline State Championships

9. Agreement #2021-633 with USA Gymnastics for the Power Tumbling and Trampoline State Championships — *Presented by Community and Economic Development Director Kent Andersen*

The contract period is 02/24/2022 to 02/26/2022. The receivable amount is $4,050.05.

Agreement #2021-634 with the Great Basin Fiber Arts Fair at the Legacy Events Center

10. Agreement #2021-634 with the Great Basin Fiber Arts Fair at the Legacy Events Center — *Presented by Community and Economic Development Director Kent Andersen*

The contract period is 05/05/2022 to 05/07/2022. The receivable amount is $3,448.31.
It was noted that this event will be hosted by Jill Tew from Davis County Human Resources.

Agreement #2021-635 with Metasport for indoor soccer training at the Legacy Events Center

11. Agreement #2021-635 with Metasport for indoor soccer training at the Legacy Events Center — *Presented by Community and Economic Development Director Kent Andersen*

The contract period is 01/03/2022 to 03/04/2022. The receivable amount is $8,769.42.

Agreement #2021-636 with Academy West, Inc. for the Western Regional Gymnastics Meet at the Legacy Events Center

12. Agreement #2021-636 with Academy West, Inc. for the Western Regional Gymnastics Meet at the Legacy Events Center — *Presented by Community and Economic Development Director Kent Andersen*

The contract period is 04/05/2022 to 04/09/2022. The receivable amount is $5,129.40.

Motion to Approve Items 7-12: Com. Kamalu
Seconded: Com. Elliott
All voted Aye

Health

Amendment #2019-145-D to the Utah Department of Health Contract for STD Disease Intervention Services

13. Amendment #2019-145-D to the Utah Department of Health Contract for STD (Sexually Transmitted Disease) Disease Intervention Services, increasing the contract amount and replacing Attachment 'A' — *Presented by Commissioner Lorene Miner Kamalu*

The contract period is 01/01/2022 to 12/31/2022. The receivable amount is an increase of $44,497.

Seconded: Com. Elliott

All voted Aye

Public Works

Agreement #2021-637 Pipeline Crossing Agreement for Barnard Creek

14. Agreement #2021-637 Pipeline Crossing Agreement for Barnard Creek at Mile Post 794.23 on the Salt Lake Subdivision in Centerville, Utah — *Presented by Public Works Director Adam Wright*

The contract period begins 12/14/2021. The payable amount is $6,000.

Adam Wright explained that Union Pacific Railroad uses this mile marker. It is a crossing that UDOT will be replacing as part of the West Davis Corridor Project. Davis County will own this crossing which is why it is being presented today. This agreement will last as long as the crossing exists. The amount will be paid by UDOT.

Agreement #2021-638 Hooper Irrigation License Agreement between Davis County and the Hooper Irrigation Company

15. Agreement #2021-638 Hooper Irrigation License Agreement between Davis County and the Hooper Irrigation Company to repair the Howard Slough crossing under the Hooper Canal — *Presented by Public Works Director Adam Wright*

The contract period is 12/14/2021 to 12/14/2023. The payable amount is $2,000.
Adam Wright explained that this is a culvert crossing that Davis County has on the south arm of the Howard Slough Crossing, it has failed and needs a replacement.

Commissioner Stevenson commented on the number of requirements on the agreement and asked Adam Wright if that was standard. Adam answered by stating that UDOT, the Railroad, Bureau Reclamation and irrigation companies all have standard agreements and do not want to do business with the County unless the agreements are signed. He went on to explain that these are natural creeks/drainages that were there before their utility.
Commissioner Kamalu explained that it is her understanding that the companies will not do the work unless it favors them into the future. She stated she assumes it is up to UDOT on who they contract with to replace the pipeline and asked Adam if Davis County will be able to sign off on that project as well. Adam explained that Davis County will have inspectors to ensure the work meets Davis County standards and is maintainable and accessible. He further explained that a few very big and very capable companies were selected to come together for the West Davis Corridor Project. The culvert on the railroad is failing and with UDOT replacing it, it keeps Davis County from having to pay for or maintain that culvert.

Motion to Approve Items 14-15: Com. Kamalu
Seconded: Com. Elliott
All voted Aye

Sheriff

Agreement #Training Reimbursement Agreement with Brittany Dawn Turner for Law Enforcement Officer Training. 2021-639

16. Agreement #Training Reimbursement Agreement with Brittany Dawn Turner for Law Enforcement Officer Training. 2021-639 — *Presented by Chief Deputy Susan Poulsen*

The payable amount is $12,686. The term begins the date she is sworn in and ends two years from that date.

Agreement #2021-640 Memorandum of Agreement with Utah Health Policy Project (UHPP), and Davis County

17. Agreement #2021-640 Memorandum of Agreement with Utah Health Policy Project (UHPP), and Davis County, for health insurance outreach enrollment, providing inmates assistance and options for health access — *Presented by Chief Deputy Susan Poulsen*

The contract period is 12/14/2021 to 12/14/2022.
Susan Poulsen explained that this is to provide inmate's information on how to enroll for whatever insurance is appropriate for them upon their release.

Memo of Understanding #2021-641 for participation in the Syracuse City Youth Court program

18. Memo of Understanding #2021-641 between West Point City, Syracuse City, and Davis County for participation in the Syracuse City Youth Court program — *Presented by Chief Deputy Susan Poulsen*

The contract period is 12/14/2021.
It was explained that the youth in Syracuse in West Point come together and act as court bailiffs, judges, court clerks and all the other roles involved in the court process. Juveniles who have committed minor offenses will go before the Youth Court and have a hearing just as they would in Juvenile Court.
Susan stated this is a great program.

Commissioner Kamalu commented on item 17, stating she learned years ago about the problem with trustees who automatically lose any coverage they may have had when they become incarcerated. She continued by stating that fundamentally, this seems wrong especially for those in Pretrial. She stated that UHPP makes health access available to those while they are in the County's care.
Susan Poulsen agreed and advised that the inmates meet with the UHPP group 30 days prior to release which gives the inmates individualized options for health access. She also stated that the UHPP group is notified 24 hours prior to the inmate's release.

Commissioner Stevenson asked Chief Civil Deputy County Attorney Neal Geddes for clarification on Items 17 and 18 by asking if there is a difference between a Memorandum of Agreement and a Memo of Understanding. Neal Geddes answered by stating that it is only a formality.

Motion to Approve Items 16-18: Com. Kamalu
Seconded: Com. Elliott
All voted Aye

CONSENT ITEMS

Indigent Hardship Abatement Register

Indigent Hardship Register

Commissioner Elliot advised that there were several items on the Indigent Abatement Register:

1. Commissioner Elliott moved approval for the individual listed due to extreme hardship.

Seconded: Com. Kamalu
All voted Aye

2. Commissioner Elliott moved approval on the one abatement that was approved in the hearing held on 12/7/2021.

Seconded: Com. Kamalu
All voted Aye

3. Commissioner Elliot moved for denial on the 5 names that were denied in the hearing held on 12/7/2021.

Seconded: Com. Kamalu
All voted Aye

Commission Meeting Minute

Meeting Minutes

Meeting Minutes for Work Session Minutes for November 23, 2021 and November 30, 2021, were presented for approval.

Commissioner Stevenson expressed his appreciation to the Davis County Employees for the excellent work they do on writing these Minutes.

Motion to Approve: Com. Kamalu

Seconded: Com. Elliott
All voted Aye

Commissioner Elliott moved to recess to the Board of Equalization. Commissioner Kamalu 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:

Auditor's Adjustments
Appeals:
- 10 various Appeal with hearing findings
- 1 withdrawn Appeal

Abatements:
- 6 Abatements, totaling $11,482.65

Corrections:
- 6 corrections where exempt entities purchased property in 2021. Totaling $5,639.29

Treasurer's Adjustments
- 30 various small business write offs, totaling $10.13

Assessor's Adjustments:
Corrections:
- Various Assessor initiated corrections, totaling -$218,603

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

COMMISSION COMMENTS

Commissioner Stevenson invited other comments from the directors.

No comments were made.

Commissioner Stevenson invited other comments from the dais.

Commissioner Kamalu commented by stating how well Davis County did in the Utah Taxpayer Association Review. She explained that a report came out that shows the relationship between government revenue and citizen income in Utah's 29 counties. Commissioner Kamalu stated the snapshot of this review shows an average of how much of each $1,000 earned by a citizen is consumed by the county government. Commissioner Kamlu explained that it is important to keep in mind that each county provides a mix of different services when interpreting the cost of government. She went on to explain that Davis County is very much an urban county with a large population, over 350,000 people living in Davis County. There are a lot of services provided by the county government for Davis County's urban population. Despite that, Davis County is the second best when considering county government revenue from taxes and fees per $1,000 of citizen income. According to the numbers, Washington County came in first at $12.00 per $1,000 of citizen income to run all of Washington County's services. Davis County came in at $15.57 per $1,000 of citizen income.
Commissioner Stevenson asked what county came in as the highest. Commissioner Kamalu explained that this is where one must consider the differences between urban and rural counties as well as the revenues those counties have. Daggett, Garfield, Kane and Beaver came in with the highest government revenue per $1,000 of citizen income. She added that revenue is a challenge in those counties.
Commissioner Elliott stated there is a lot of public land in those counties.
Commissioner Kamalu said the state average to run services is $39.11 and Davis County is far below that average. She credited the years of striving to be wise financially to Davis County's success.

MEETING ADJOURNED Commission meeting was adjourned at 10:27 p.m.

Minutes prepared by:
Rian Santoro
Deputy Clerk/Auditor

Minutes approved on: 1/18/2022

/s/ Curtis Koch
Curtis Koch
Clerk/Auditor

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