

COMMISSIONERS' MINUTES – DAVIS COUNTY

COMMISSION MEETING MINUTES

December 21, 2021

The Board of Davis County Commissioners met for their regularly scheduled meeting at 10:00 a.m. on December 21, 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; Heidi Voordeckers, Chief Deputy 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 Becky Ginos, of the Davis Journal, led the Pledge of Allegiance.

Recognitions,
Presentations &
Informational
Items

Recognition of the Mayors in Davis County who will be leaving office at the end of 2021 — Presented by Commissioner Stevenson

Commissioner Stevenson said the County has been blessed to have nine mayors who served and worked with the Commissioners on politics, and banded together on projects such as the West Davis Highway, and he wanted to recognize them as they leave office at the end of 2021. The out-going mayors are: Randy Lewis, Bountiful; Mitch Adams, Clinton; Jim Talbot, Farmington; Katie Witt, Kaysville; Len Arave, North Salt Lake; Jo Sjoblom, South Weber; Mike Gailey, Syracuse; Eric Craythorne, West Point; and Rick Earnshaw, Woods Cross. He noted that Eric Craythorne was not able to attend this Commission Meeting due to illness, and Jim Talbot has already left office to serve a church mission.

Commissioner Stevenson asked Community and Economic Development Director Kent Andersen to say a few words to the departing mayors, followed by Health Department Director Brian Hatch.

Kent Anderson said it has been a highlight of his career getting to oversee the Council of Governments (COG) and working with the mayors on a monthly basis. He spoke of being able, from the County perspective, to assist the mayors in taking care of their cities. In the early days of COVID the business community was of extreme concern, and the County was able to partner with all the cities to move forward \$8 million of grants and help 534 businesses, which was incredibly important. Having the city mayors be part of this was what made it a success, Anderson said, thanking them for everything they have done. He presented the mayors with "Discover Davis" gift bags.

Brian Hatch expressed his gratitude, and that of the Health Department, for the service the mayors rendered. He didn't get to work with the mayors very often in the past, but for the last two years the mayors have been stalwarts on calls with him. They were really concerned about the citizens of their communities, he said, and served them well. Hatch expressed his appreciation for the mayors' hard work and advice as they tackled many difficult situations together. He said never once felt a lack of support from the mayors, and thanked them for the great work they provided to their citizens. He then presented each mayor with a box of masks.

Commissioner Kamalu said people benefit when counties and cities work arm-in-arm. Commissioners and mayors in Davis County have had that opportunity. It has been an opportunity to see what people and communities are made of, she said, telling the mayors they have been noble, hard-working and cared deeply, and it shows. Some mayors served for only four years but, with a pandemic in the middle, four years can seem like quite a while. Kamalu thanked the mayors for the unique gifts and strengths they brought to local government, and for their years of service. She described public service as a noble calling, and said that it has been an honor knowing the mayors.

Commissioner Elliott said he and the mayors have become friends and colleagues. They have been in the trenches together, and the mayors have helped him grow as they've worked on different projects over the years that he's been in office. Commissioner Elliott said he's enjoyed their camaraderie, friendships, and after-meeting conversations. He told the mayors he loves them and will miss them, and invited them to come back and say hello.

COMMISSIONERS' MINUTES – DAVIS COUNTY

Commissioner Stevenson presented each mayor with a small bison statue, commemorative medallion, and a book about Davis County. He thanked the mayors for their friendship. It's been very special, and fun, working together.

PUBLIC COMMENTS

Commissioner Stevenson invited Public Comments. No comments were made.

PUBLIC HEARING: CLERK/AUDITOR

A public hearing for consideration of additional 2021 budget appropriations requests and adjustments to revenues — *Presented by Chief Deputy Clerk/Auditor Heidi Voordeckers*

1. Opening

Commissioner Stevenson invited Chief Deputy Clerk/Auditor Heidi Voordeckers to present additional 2021 budget appropriations requests and adjustments to revenues.

2. Chief Deputy Clerk/Auditor Heidi Voordeckers: A public hearing for consideration of additional 2021 budget appropriations requests and adjustments to revenues.

This is the last budget amendment hearing for the 2021 budget year, which ends Dec. 31, 2021. The County typically does a budget true-up for any payroll items, and that is always consistent with the year-end budget amendment. There are a handful of other items as well.

See Attachment A, "December 21, 2021 Resolution & Budget Opening Items" for the complete list of items and associated amounts.

While presenting the Budget Opening Items and associated amounts, Chief Deputy Clerk/Auditor Voordeckers provided additional information about the items:

- The first six items are funded out of payroll contingencies that are sitting in "Non-Departmental." They are increases to payroll wages and benefits in the General Fund. Much of this is related to funding for wage increases that were given in November and making those departments whole through the end of the year. Many of the County departments were able to fund this with existing reserves, but some of the smaller departments needed a little bit of a transfer from that Non-Departmental payroll reserve.
- The Sheriff's Office requested budget reductions in Promotions, Food and Business, and Employee Awards related to their holiday party. They're going to hold their party next year, so they've requested to reduce their budgets in 2021 and expand them in 2022.
- Items for the Clerk/Auditor's Office recognize additional revenues dollars related to municipal election contracts as well as additional expenditures tied to administering those elections.
- In Information Systems, there is an increase tied to an existing contract for Pictometry services. There was a year when the County didn't use the service, which extended the contract for an additional year.
- The request for the Children's Justice Center, similar to adjustments done in the General Fund, is for additional wages and benefits tied to that wage increase.
- Items in Fund 26, the pass-through Transportation Tax, are monies levied by the County but never received into County funds or bank accounts. It's collected by the State and distributed by the State directly to UTA. This item has zero net impact to the County as it is money that is not received or receipted through our financial program.
- Adjustments to the CDBG and SSBG fund recognize additional revenues coming in for CDBG-CV funding in 2021, and additional dollars in administrative revenue tied to administering those programs. There are also adjustments related to distributions to sub-recipients for additional CDBG-CV and SSBG projects.
- In Golf, similar to the General Fund and Children's Justice Fund, there are payroll adjustments. There are additional dollars in capital improvements for the driving range at Davis Park.
- The request in Fund 61, Insurance, is for payroll and benefits tied to the previously-mentioned wage increases.
- The net impact of all items is \$1,644, which is a decrease in spending.

3. Public Comments: (3 minutes per person)

Commissioner Elliott moved to open the public hearing. Commissioner Kamalu seconded the motion.

COMMISSIONERS' MINUTES – DAVIS COUNTY

Commissioner Stevenson invited Public Comments. No comments were made.

4. Closing

A motion was made to close the Public Hearing and to approve the additional 2021 budget appropriation requests and adjustments to revenues.

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

PUBLIC HEARING ACTION ITEM

CLERK/AUDITOR

Resolution
#2021-642
Resolution and
Budget Opening
for additional
2021 budget
appropriations
requests and
adjustments to
revenues.

1. Approval of Resolution and Budget Opening #2021-642 Resolution for additional 2021 budget appropriations requests and adjustments to revenues — Presented by Chief Deputy Clerk/Auditor Heidi Voordeckers

Terms: Receivable and Payable in the amount of -\$1,644, beginning 12/14/2021 to 12/31/2021.

[The motion to approve this item was made in conjunction with the previous motion to close the Public Hearing.]

BUSINESS/ ACTION

ATTORNEY'S
OFFICE

Settlement
Agreement
#2021-643 to
resolve dispute
over Sycamore
Grove PUD

2. Acceptance of Settlement Agreement #2021-643 to resolve a dispute over a PUD (Planned Unit Development) called Sycamore Grove — Presented by Chief Deputy Civil Attorney Neal Geddes

A boundary dispute has been handled by the County's outside UCIP (Utah Counties Indemnity Pool) counsel. They have reached an agreement with the individual, through mediation, which clarifies the boundary and there is a payment that is handled by UCIP. [Terms: Beginning 12/21/2021.]

MOU
#2021-237-A
with the Utah
Attorney
General's Office
for FY 2022
Internet Crimes
Against
Children (ICAC)
Grant Award

3. Acceptance of Memo of Understanding #2021-237-A with the Utah Attorney General's Office for FY 2022 Internet Crimes Against Children (ICAC) Grant Award — Presented by Chief Deputy Civil Attorney Neal Geddes

Craig Webb, Chief Investigator for the Attorney's Office, submitted the application to receive additional funds to support the County's ICAC (Internet Crimes Against Children) program. The funding goes toward the team's efforts to fight online predators. Terms: Receivable in the amount of \$18,000, [beginning 7/1/2021 to 6/30/2022.]

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

CLERK/AUDITOR

Davis County
Voting Precinct
boundaries

4. Approval of the new Davis County Voting Precinct boundaries — Presented by Chief Deputy Clerk/Auditor Brian McKenzie

Chief Deputy Clerk/Auditor Brian McKenzie explained that after the Legislature passes new boundaries, that

COMMISSIONERS' MINUTES – DAVIS COUNTY

is when work begins on the County level. Information Systems' GIS (Geographic Information System) team and a member of the Clerk/Auditor's Elections staff spent about 15 working days doing a tremendous amount of work to create new boundary maps.

The team takes maps approved by the Utah Legislature, which include Senate district boundaries, Congressional boundaries, House Representative district boundaries, and State School Board district boundaries, and they overlay the maps over all of the other boundaries within Davis County – incorporated versus unincorporated, city boundaries, Davis School District boundaries, sewer district boundaries, water district boundaries, etc. – to readjust precincts. This is all done keeping in mind population growth and potential growth within these areas, and coordinating the needs of the County and the School District. They also support and help the cities, although the County is not required to do this, in getting their voter participation areas established.

It was pointed out that Davis County will be moving from 224 voting precincts to 360. Part of that is due to growth, but it is also due to taking a slightly different approach this year. Instead of maintaining precincts near the maximum of 1,250 voters per precinct, they have been dropped down to an average of around 700. The change will allow the County, hopefully, to keep these boundaries in place for the next decade with very minimal changes due to growth over the next few years.

Commissioners thanked the team for their work on the new boundaries and noted that they have received appreciative comments from community members and some legislators regarding the consideration given to communities during the process. Because of a concern mentioned to Commissioner Stevenson regarding a change to one precinct in the Clearfield/Sunset area, more insight was requested about how the County works with the School Board.

Chief Deputy McKenzie said that as adjustments of School Board boundaries are approached, there are a few requirements that the County has to follow. One of the requirements is that board districts should be contiguous – so fairly close together and fairly equal in population. When the County reached out to the School District, the District asked if the County could add one more provision and try to make adjustments to include at least one high school in each of the districts; the County was able to do that. They also requested that the County try not to harm any of the existing sitting board members. The GIS team worked to try to meet the requested parameters. There were some changes throughout, as adjustments had to be made for population and boundaries, and the School District was involved in that process. The Clerk/Auditor's Office has heard a little bit of that feedback as well, but making that adjustment would have created a rippling effect.

[Note: The new Official Voting Map of Davis County, showing boundaries, has been filed in the Davis County Repository.]

Davis School Board District boundaries

5. Approval of the new Davis School Board District boundaries — Presented by Chief Deputy Clerk/Auditor Brian McKenzie

See Item 4 for discussion of the new Davis School Board District boundaries.

Davis County Voter Participation areas

6. Approval of the new Davis County Voter Participation areas — Presented by Chief Deputy Clerk/Auditor Brian McKenzie

See Item 4 for discussion of the new Davis School Voter Participation areas.

Motion to Approve Items 4-6: Com. Kamalu
Seconded: Com. Elliott
All voted Aye

COMMUNITY & ECON. DEV.

Contract #2021-644 with UUDA for spring of 2022 youth

7. Approval of Contract #2021-644 with UUDA (Utah Ultimate Disk Association) for spring of 2022 youth tournaments — Presented by Community and Economic Development Director Kent Andersen

COMMISSIONERS' MINUTES – DAVIS COUNTY

tournaments

Terms: Receivable in the amount of \$3,038.50, beginning 3/26/2022 to 4/30/2022.

Contract #2021-645 with Layton Strikers for winter soccer training

8. Approval of Contract #2021-645 with Layton Strikers for winter soccer training — Presented by Community and Economic Development Director Kent Andersen

Terms: Payable in the amount of \$6,563.16, beginning 12/20/2021 to 3/4/2022.

Amendment #2021-130-B to Revenue Agreement with the Utah DWS adjusting ERA Program reimbursement rate

9. Approval of Amendment #2021-130-B to the Revenue Agreement with the Utah Department of Workforce Services (DWS) adjusting the reimbursement rate for the Emergency Rental Assistance (ERA) Program — Presented by Community and Economic Development Director Kent Andersen

The amendment is limiting their administrative draw to not exceed 8 percent. Terms: Payable in the amount of \$10,452,003, beginning 12/27/2020 to 12/31/2021.

Motion to Approve Items 7-9: Com. Elliott
Seconded: Com. Kamalu
All voted Aye

GOLF COURSE

Contract #2021-646 with Fairways Media to provide social media marketing for Davis Park and Valley View Golf Course

10. Approval of Contract #2021-646 with Fairways Media to provide social media marketing for Davis Park and Valley View Golf Course — Presented by Golf Director Dustin Volk

Fairways Media proposed this new venture to the County. Golf courses don't have a big social media presence throughout the valley, and the company approached Davis County because of the popularity of its golf courses and all of the hosted events. Terms: Payable in the amount of \$5,000/year for each course, [beginning 2/1/2022 to 12/31/2023].

Contract #2021-647 with Mountainland Supply Company to replace the irrigation pump at Valley View Golf Course

11. Approval of Contract #2021-647 with Mountainland Supply Company to replace the irrigation pump at Valley View Golf Course — Presented by Golf Director Dustin Volk

The project needs to be completed before April 15, when the secondary water comes on. It is the largest capital project at either golf course for next year, with the exception of the driving range at Davis Park. Water coming into Valley View has to be boosted with an inline pressurized pump because it doesn't flow with high enough pressure. The current pumps are more than 30 years old. The largest amount associated with this project is about \$28,000 for the computer that controls the pumps. In response to a question about whether the pump replacement was anticipated for this time or if there are problems, Commissioners were informed that the current system has three pumps, including one that is a backup pump. The backup pump failed this year and the cost to rebuild it was going to be about \$10,000 – if they could get parts. Mountainland then looked at the existing control panel computer system and it is so old that the project was moved up on the list of things that need to be replaced due to age. Terms: Payable in the amount of \$72,351.99, [beginning 1/1/2022] to 4/15/2022.

Motion to Approve Items 10-11: Com. Elliott
Seconded: Com. Kamalu
All voted Aye

HEALTH DEPT.

Amendment #2020-347-C to the State Fiscal Year 2022 Aging Medical Waiver contract

12. Approval of Amendment #2020-347-C with the Utah Department of Human Services, Division of Aging and Adult Services to the State Fiscal Year 2022 Aging Medical Waiver contract — Presented by Health Director Brian Hatch

COMMISSIONERS' MINUTES – DAVIS COUNTY

Terms: Receivable in an increased amount of \$760, beginning 10/1/2021 to 6/30/2022.

Motion to Approve: Com. Kamalu

Seconded: Com. Elliott

All voted Aye

HUMAN RESOURCES

Contract
#2021-648 with
Joseph Barrett
for legal
defense of
indigent
persons

13. Approval of Contract #2021-648 with Joseph Barrett for legal defense of indigent persons appearing in Davis County — Presented by Legal Defender Coordinator Todd Utzinger

Legal Defender Coordinator Todd Utzinger presented contracts for three defenders to cover new cases in Juvenile Court. The AOC (Administrative Office of the Courts) reallocated resources from Weber to Davis because of Davis County's increase in cases. It was approved to contract two defenders, but one of the contracts had to be split between two defenders in order to get people to accept a contract. This has been a difficult time to hire due to a shortage of attorneys qualified to do parental defense. Utzinger said he thinks the shortage is because the Legislature, a couple of years ago, mandated appointment of counsel for those cases.

The first contract presented by Utzinger was with Joseph Barrett. Terms: Payable in the amount of \$90,000/year, beginning 1/1/2022 to 12/31/2024.

Contract
#2021-649 with
Andrew
Heyward for
legal defense of
indigent
persons

14. Approval of Contract #2021-649 with Andrew Heyward for legal defense of indigent persons appearing in Davis County — Presented by Legal Defender Coordinator Todd Utzinger

The contract with Andrew Heward is one of the half contracts. Terms: Payable in the amount of \$43,000/year, beginning 1/1/2022 to 12/31/2024.

Contract
#2021-650 with
Rebecca
Voymas for
legal defense of
indigent
persons

15. Approval of Contract #2021-650 with Rebecca Voymas for legal defense of indigent persons appearing in Davis County — Presented by Legal Defender Coordinator Todd Utzinger

The contract with Rebecca Voymas is the other half contract. Terms: Payable in the amount of \$44,000/year, beginning 1/1/2022 to 12/31/2024.

In response to a question regarding the difference in amounts payable for the half contracts, Utzinger explained that it is based on bar dates in order to pay consistently for experience. Asked whether specialized education or certification is needed for parental defense cases, Utzinger said you obviously have to have a law degree, but then it comes down to experience. Some may be certified as child welfare experts, but it's not required and most defenders don't do that. Utzinger said he reached out to a number of judges for input, and the defenders being contracted received very high praise, so due diligence was exercised.

Motion to Approve Items 13-15 as presented: Com. Kamalu

Seconded: Com. Elliott

All voted Aye

INFORMATION SYSTEMS

Amendment
#1999-12-F to
the Special
Billing
Agreement with
DGO Division of
Technology
Services
outlining new
published rates

16. Approval of Amendment #1999-12-F to the Special Billing Agreement with DGO Division of Technology Services outlining new published rates for State network services (internet line) — Presented by Information Systems Director Mark Langston

The amendment is a renewal of the County's agreement with the State of Utah for an internet services line. The amendment to the existing contract is about an \$800 per month decrease from what the County is currently paying. The rate went down because it is based on service distances. The State moved their IT

COMMISSIONERS' MINUTES – DAVIS COUNTY

for State
network
services)

service, reducing the cost for the County's communications lines, and they passed the savings along. Terms:
Payable in the amount of \$15,036 (\$1,253/month), beginning 12/21/2021 to 12/21/2022.

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

CONSENT ITEMS

Commission
Meeting
Minutes

Meeting Minutes

Meeting Minutes for November 16, 2021, were presented for approval.

Motion to Approve: Com. Elliott
Seconded: Com. Kamalu
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 for the register dated Dec. 21, 2021, were presented by Heidi Voordeckers,
Davis County Chief Deputy Clerk/Auditor, as follows:

Auditor's Adjustments

Appeals

- Fourteen filed; five approved and nine denied for a total reductions in building values of \$611,999

Abatements

- Six Veteran Exemptions totaling \$4,466.40

Corrections

- Corrections of Veteran Exemptions for 2020 for two different properties totaling \$2,381.12

Assessor's Adjustments

- Corrections totaling \$104,773 tied to a single property

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

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

COMMISSION COMMENTS

Commissioner Stevenson invited comments from directors.

County
Attorney

Neal Geddes wished everyone a Merry Christmas.

Clerk/Auditor

Heidi Voordeckers also wished everyone a Merry Christmas.

COMMISSIONERS' MINUTES – DAVIS COUNTY

Commissioner Stevenson invited comments from Commissioners.

Commissioner Elliott

Commissioner Elliott asked that everyone have a safe holiday season and enjoy.

Commissioner Kamalu

Commissioner Kamalu wished everyone a Merry Christmas, Happy Holidays, and Happy New Year 2022.

Commissioner Stevenson

Commissioner Stevenson said it's been amazing how quickly the last three years have gone by. He wished everybody a very safe and Merry Christmas and a Happy New Year, and he gave a reminder that the next Commission Meeting will be held in the first week of January.

**MEETING
ADJOURNED**

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

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

- A. "December 21, 2021 Resolution & Budget Opening Items"

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

Minutes approved on: 1/18/22

/s/ Curtis Koch
Curtis Koch
Clerk/Auditor

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