

# COMMISSIONERS' MINUTES – DAVIS COUNTY

## COMMISSION MEETING MINUTES

February 16, 2021

The Board of Davis County Commissioners met for their regularly scheduled meeting at 4:00 p.m. on February 16, 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. Also present were: Heidi Voordeckers, Davis County Chief Deputy 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

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#### **Due to the coronavirus pandemic, special meeting circumstances apply.**

In consideration of the COVID-19 pandemic, attendance will be limited to no more than 10 individuals, including Commission and staff. Masks are recommended and all those in attendance will be required to participate in a socially distant manner. Because of the room occupancy limitation, those wishing to watch the meeting are encouraged to do so by viewing the meeting online. Meeting proceedings may be viewed remotely through YouTube live streaming at <https://www.daviscountyutah.gov/commission/meetings>. Those wishing to direct comments to the Commission regarding a public hearing or to make public comment can do so in-person or by emailing comments to [commissioners@daviscountyutah.gov](mailto:commissioners@daviscountyutah.gov) by 3 p.m. the day of the meeting.

The meeting convened at 4:00 p.m. and Commissioner Stevenson led the Pledge of Allegiance.

Commissioner Stevenson welcomed everyone to the meeting and gave a reminder that COVID-19 precautions are still being followed in meetings.

### Recognitions, Presentations & Informational Items

#### **Presentation of Payment in Lieu of Taxes (PILT) check — Presented by Ben Nadolski, Utah Division of Wildlife Resources**

Ben Nadolski, Regional Supervisor for the Utah Division of Wildlife Resources Northern Region, presented a check to the County for \$489 [\$489.19]. The Payment in Lieu of Taxes check is not a large amount because most of the Farmington Bay Waterfowl Management Area is owned by the State of Utah as sovereign land; the Division of Wildlife Resources acts as steward and manager of that land.

#### **Reading of RFP Responses for Davis County Custodial Services — Presented by Chief Deputy Clerk/Auditor Heidi Voordeckers**

Davis County advertised a Request For Proposal (RFP) for custodial services, which was issued on Jan. 11 that closed on Feb. 5. Responses were received from 10 businesses, which were read into the Register.

|                               |                                |
|-------------------------------|--------------------------------|
| Anderson Express Corp         | RBM Services, Inc.             |
| Ascent Crew LLC               | Simply Right, Inc.             |
| Caliber Cleaning Services LLC | TB Lewis LLC                   |
| First Class Cleaning, LLC     | Wasatch Property Services Inc. |
| Keystone Group, LLC           | Wingfoot Corporation           |

### Notice of Intent to Engage in Contract Negotiations #2021-58 for DC Tourism Marketing Agency Services

#### **Notice of Intent to Engage in Contract Negotiations #2021-58 for Davis County Tourism Marketing Agency Services — Presented by Chief Deputy Clerk/Auditor Heidi Voordeckers**

A Notice of Intent to Engage in Contract Negotiations with Sorenson Advertising, doing business as Relic, was introduced. It is for tourism marketing agency services. The related RFP was issued on Dec. 7 and closed on [Jan.] 4, and the 12 responses received were read in the Commission Meeting held on Jan. 5, 2021.

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## PUBLIC COMMENTS

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Public comments were invited, but none were made. A reminder was given that the Commission also takes online comments and calls during this time of COVID-19 precautions.

## BUSINESS/ ACTION

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### *Clerk/Auditor*

Resolution #2021-59 to consider additional 2021 budget appropriation requests

**1. Resolution #2021-59 to consider additional 2021 budget appropriation requests. Budget increases will be funded by new revenues and/or monies unspent in the prior year — Presented by Chief Deputy Clerk/Auditor Heidi Voordeckers**

A series of requests have come in from across the County for various amendments to the 2021 Budget, which began January 1. Many of these items are either due to projects that cross budget years or purchases that were delayed due to COVID. A list of the requests was read. The budget period is 02/16/2021 to 12/31/2021. The total amount of requests is \$3,161,851.

*See Attachments A1-A3.*

## PUBLIC HEARING

**Notice of Public Hearing to consider additional budget appropriation requests. Budget increases will be funded by new revenues and/or monies unspent in the prior year.**

Commissioner Stevenson announced that the Public Hearing was open and invited members of the public to ask questions or give input on the budget changes. No questions or comments were made.

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

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

### *Animal Care*

Ordinance #01-2021 amending Section 6.32.010 of the Davis County Code regarding the fees of Animal Care of Davis County

**2. Ordinance #01-2021 amending Section 6.32.010 of the Davis County Code regarding the fees of Animal Care of Davis County — Presented by Animal Care Director Rollin Cook**

Over the past six months, a great deal of effort has gone into a complete review and reorganization of the County's Animal Care operations. There is still much work to be done but significant progress is being made. An Ordinance was presented to update and organize the Fee Schedule for Animal Services and make it more consistent with the fee schedules of other public Animal Care departments in northern Utah. Some fees are being increased and others reduced or eliminated. Examples were given of the proposed changes, including an increase from \$75 up to \$100 for dog adoptions, which will continue to include spay or neuter of the animal. The cost of public vaccinations will be reduced from \$20 to \$12 to reward responsible pet owners and promote herd health. There will still be a charge for euthanasia of animals, but the disposal fee for euthanized or deceased animals will be removed as it does not cost the County much. The goal of the ordinance is to bring fees in line with similar public sector animal care departments, simplify the charges, ensure fees match the actual costs, and provide services to Davis County citizens in the most fair, prudent, and equitable way.

It was noted that a Work Session was held during which Commissioners went through the proposed changes. The January overview for Animal Care was also shared, with highlights including a 23 percent increase in volunteers, for a total of 143, and a 5 percent decrease in volunteer hours; each hour of volunteering saves the County and its citizens \$25.43. There was also a 13 percent increase in applications.

Summary List #2021-60 of December 2020 animal adoptions

**3. Summary List #2021-60 of December 2020 animal adoption agreements (169) — Presented by Animal Care Director Rollin Cook**

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A summary of animal adoption agreements was introduced, but there was no further discussion.

## **Attorney's Office**

Resolution #2021-61 to establish uniform requirements for the discharge of effluents into the sanitary sewer system of South Davis Sewer District

### **4. Resolution #2021-61 to establish uniform requirements for the discharge of effluents into the sanitary sewer system of South Davis Sewer District — Presented by Dal Wayment, General Manager of the South Davis Sewer District**

A resolution was presented to establish uniform requirements for the discharge of effluents into the sanitary sewer system of the South Davis Sewer District, which serves Bountiful, Centerville, West Bountiful, Woods Cross, and North Salt Lake. Since 1984, there's been an EPA (Environmental Protection Agency) requirement for treatment plants with capacity of over 4 million gallons a day to have an industrial pre-treatment program. The purpose of the program is to work with industries to prevent the discharge of harmful materials to the sewer system to protect the sewer system itself, particularly the biological treatment plant, to protect worker safety, and to prevent pass-through of harmful materials into the environment. South Davis Sewer District employs one full-time person to do inspections, write permits, take samples, and follow up with industries. South Davis has more significant industrial users than any other entity in the state, including metal finishers, repair shops, manufacturing facilities, plating facilities, and four refineries. The Sewer District looks for heavy metals, volatile organic compounds, herbicides, pesticides, and anything else that shouldn't be there. South Davis Sewer District has a very detailed industrial pre-treatment ordinance which follows a model produced by the State and by EPA. A year has been spent updating and redrafting the ordinance, submitting it to the State EPA, and meeting with the State Division of Water Quality and Davis County's legal counsel to work out the details. South Weber Sewer District needs the Commission to adopt the ordinance as part of the Davis County ordinances because local special service districts do not have police power, and EPA requires that the program have the ability to assess misdemeanor penalties – jail sentences and fines – for violations of the pre-treatment program. Should a problem rise to the level that misdemeanor penalties need to be assessed, the Sewer District would submit that to the County's prosecutor and have them prosecute the case. In the 40 years South Davis Sewer District has had the program, there was one case they asked to have reviewed and it was not prosecuted because there was only circumstantial evidence. Later, the State EPA investigated and prosecuted, and it ended in substantial fines of over \$1 million. The Sewer District's goal is to see that industries are well informed so they don't get in that position, and they have been very successful.

It was noted that the South Davis Sewer District offered informative tours, pre-COVID, showcasing efficiencies found over the years. Between the Weber Basin Water Conservancy District, Wasatch Regional Energy Management, and South Davis Sewer District, approximately 4,000-5,000 students tour the facilities each year.

In response to a question about the South Davis Sewer District's digester, Commissioners were informed that the District is making and selling gas, and the market for methane/natural gas is currently good because a lot of well heads in Wyoming are frozen. The Sewer District is collecting a good balance of food waste and the digester is producing about as much gas as possible.

Discussion was had about interest in what Public-Owned Treatment Works (POTWs) are discharging to the system and allowing to flow to the Great Salt Lake. Utah is currently conducting a wasteload analysis and wants POTWs on the Jordan River to do extensive sampling just above and below the treatment plants. There is a change in federal law that affects ammonia limits, and nutrients – nitrogen and phosphorus – are big issues because of concerns about creating algae blooms in Utah Lake, the Great Salt Lake, and other bodies of water. It has been estimated that to tighten up on nutrients, and bring plants into compliance, will cost about \$50 million for the South Davis Sewer District and \$2-\$2.5 billion for the Wasatch Front.

## **Commission**

Amendment #2016-184-B with Utah Dept. of Human Services to terminate contract for Evidence-based early psychosis treatment

### **5. Amendment #2016-184-B with the Utah Dept. of Human Services to terminate the contract for Evidence-based early psychosis treatment, due to service being moved to the allocation letter — Presented by Commissioner Stevenson**

This item was introduced, but there was no further discussion.

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## ***CED/Legacy Events Center***

Authorize notice of sale #2021-62 of Davis County surplus real property known as Tax IDs 08-087-0042 and 0077

### **6. Authorize notice of sale #2021-62 of Davis County surplus real property known as Tax IDs 08-087-0042 and 0077 — Presented by Community & Economic Development Director Kent Andersen**

A request was made to authorize the notice of sale of Davis County surplus real property known as Tax ID 08-087-0042 and 0077, also known as 250 South in Farmington. Farmington [City] expressed interest in acquiring this property.

Finalize Quitclaim Deed #2021-63 to UDOT on the sale of surplus real property Tax ID 12-091-0001

### **7. Finalize Quitclaim Deed #2021-63 and receive closing documents for a title company as part of a negotiated sale to the Utah Dept. of Transportation (UDOT) on the sale of surplus real property known as Tax ID 12-091-0001 — Presented by Community & Economic Development Director Kent Andersen**

The property is located in Syracuse and was received on a Tax Sale. It is one foot in width.

Approval #2021-64 of the Davis COG 2021 priority list of corridor preservation projects

### **8. Approval #2021-64 of the Davis Council of Governments (COG) 2021 priority list of highway and public transit corridor preservation projects (UCA 72-2-117.5(7)) — Presented by Community & Economic Development Director Kent Andersen**

This item was introduced, but there was no further discussion.

Agreement #2021-65 with Tom Randall Distributing for sponsorship of the 2021 Great Salt Lake Bird Festival to provide \$25 gift cards for field trip leaders

### **9. Agreement #2021-65 with Tom Randall Distributing for sponsorship of the 2021 Great Salt Lake Bird Festival to provide \$25 gift cards (35) for field trip leaders — Presented by Community and Economic Development Director Kent Andersen**

The Layton-based business will provide \$25 gift cards to a total of 35 of field trip leaders. As this year's festival will be a little more self-serve, it was thought it would be helpful to provide gas cards to volunteer drivers.

Commissioner Kamalu commented that Farmington Bay has definitely seen a big uptick in visitors. It's the season for watching bird migrations and eagles. Tourism has been educating people about this great feature in Davis County, and bird watching is something people can do in the pandemic.

Agreement #2021-66 with Utah Sports Commission for use of parking lots at LEC for the Utah Championship Golf Tournament

### **10. Agreement #2021-66 with Utah Sports Commission to allow the use of the parking lots at the Legacy Center for the Utah Championship Golf Tournament — Presented by Community and Economic Development Director Kent Andersen**

The tournament will be held Aug. 2-8 at Oak Ridge Country Club. Parking demands are fairly light, but this is a non-profit requesting no fee.

## ***Facilities Management***

Agreement #2021-67 with Modern Out West, PLCC for architectural services for the Legacy Events Center remodel and campus concept

### **11. Agreement #2021-67 with Modern Out West, PLCC for architectural services for the Legacy Events Center remodel and campus concept — Presented by Community and Economic Development Director Kent Andersen**

This work will be conducted in three phases. Phase I will be a remodel of the Existing Legacy Events Center building; Phase II is a schematic design of a second building; and Phase III is a master plan for the entire facility. Built into the agreement is a positive incentive for accountability for architects, offering an architect the opportunity to receive additional funding if no change orders are taking place during the construction. It is an effort to encourage architects to fully, accurately provide all the information necessary so there are not missing pieces when the project goes out to bid.

Commissioner Stevenson asked Tony Thompson, Davis County Property Manager, if he had had any more conversations regarding UDOT dealing with golf courses. He said they have not formally submitted anything.

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## **Health Department**

Agreement #2021-68 with Utah Dept. of Health for Community health worker funding in response to COVID-19

### **12. Agreement #2021-68 with the Utah Dept. of Health for Community health worker funding in response to COVID-19 — Presented by Davis County Health Department Director Brian Hatch**

An agreement with the Utah Department of Health was introduced to provide additional funding for community health workers. These individuals are currently working on COVID and reaching out to disparate populations, helping them access vaccines and any other services they need. There is funding, through different programs, for wraparound services, rental assistance, etc. These workers are helping individuals link to those services. The receivable amount is \$36,211.

Agreement #2021-69 with Utah Dept. of Health for COVID-19 Davis County for Vaccine Supplemental Support Funding

### **13. Agreement #2021-69 with the Utah Dept. of Health for COVID-19 Davis County for Vaccine Supplemental Support Funding for services and vaccinations — Presented by Davis County Health Department Director Brian Hatch**

This agreement is vaccine supplemental support funding to assist in COVID vaccinations. The receivable amount is \$1,335,600. That amount is half of what the County is going to be receiving. Negotiations continue with the State for the additional funding, so more will be coming shortly.

Amendment #2020-452-B with Utah Dept. of Health to extend termination date for COVID Community Partnership Project

### **14. Amendment #2020-452-B with the Utah Dept. of Health to extend termination date to Dec. 31, 2021, for the COVID Community Partnership Project — Presented by Davis County Health Department Director Brian Hatch**

An amendment to a contract with the Utah Department of Health was presented, extending the contract date to Dec. 31, 2021, for the COVID Community Partnership Project. The receivable amount is \$50,000.

Grant Award #2021-70 from U.S. FDA for training funding for the Retail Standards Grant Program

### **15. Grant Award #2021-70 from U.S. Food and Drug Administration (FDA) for training funding for the Retail Standards Grant Program — Presented by Davis County Health Department Director Brian Hatch**

This grant award, through the FDA, is for the County food safety program for inspectors to receive training. The receivable amount is \$3,000.

Agreement #2021-71 with DBH for programming addressing root causes of youth use of electronic cigarettes, marijuana, etc.

### **16. Agreement #2021-71 with Davis Behavioral Health for programming which addresses root causes and factors associated with youth use of electronic cigarettes, marijuana, and other drugs in at-risk Davis County communities — Presented by Davis County Health Department Director Brian Hatch**

An e-cigarette tax was instituted last year. Funding from that tax, directed to the County from the Legislature, is a pass-through to grant recipients. Davis Behavioral Health went through the Request for Proposals process, and the money is going to them to provide programming which addresses root causes and factors associated with youth use of electronic cigarettes, marijuana, and other drugs in at-risk Davis County communities. The pass-through amount is \$100,000.

Agreement #2021-72 with Interstate Barricades to deliver and set up of two VMS signs for the vaccination clinic at the Legacy Events Center

### **17. Agreement #2021-72 with Interstate Barricades to deliver and set up of two (2) VMS signs for the vaccination clinic taking place at the Legacy Events Center with removal of signs as requested — Presented by Davis County Health Department Director Brian Hatch**

An agreement with Interstate Barricades was presented for signs being used at mass vaccination clinics. The signs are to help direct traffic to the clinic entrance, which is a little obscure. The payable amount is \$56 per day.

Mention was made of recent media articles which point out that the County is now able to vaccinate qualifying homebound individuals in their homes. It is being done by a committee of outreach nurses, working in pairs.

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## **Library**

Agreement #2021-73 with FFKR Architects/Planners II for feasibility study for the South Branch Library

### **18. Agreement #2021-73 with FFKR Architects/Planners II for a feasibility study for the South Branch Library (Bountiful) — Presented by Library Deputy Director Matt Goff**

An agreement with FFKR Architects/Planners II was presented for a feasibility study for the South Branch Library, in Bountiful. The Bountiful Library, which turned 50 last year, is the oldest building in the County's Library system. This feasibility study is specific to studying the building itself, and its systems and spaces, and advising the County about its current status. The County is looking at a 50-year build for all of the libraries. The contract period is 02/16/2021 to 04/15/2021. The payable amount is \$23,500.

## **Public Works**

Amendment #2020-648-A with Horrocks Engineers regarding North Fork Holmes Creek retaining wall

### **19. Amendment #2020-648-A with Horrocks Engineers for additional scope of work to include design for the failing retaining wall on the North Fork Holmes Creek on Fairfield Road Project — Presented by Commissioner Stevenson**

This payable item was introduced, but there was no further discussion.

## **Sheriff's Office**

Memo of Understanding #2021-74 with Utah Dept. of Public Safety to purchase Acadis Training modules

### **20. Memo of Understanding #2021-74 with the Utah Dept. of Public Safety to purchase directly from the vendor, Envisage Technologies, for the following modules: Acadis Training, Acadis Registration, Acadis Documents, and Acadis Compliance — Presented by Chief Deputy Susan Poulsen**

A Memo of Understanding with the Utah Department of Public Safety was introduced to purchase Envisage Technologies' Acadis training modules for Sheriff's Office employees. There are several components.

Ratification #2021-75 of Grants.gov form for the SCAAP grant application

### **21. Ratification #2021-75 of Grants.gov form to make application for the State Criminal Alien Assistance Program (SCAAP) grant — Presented by Chief Deputy Susan Poulsen**

Commissioners were asked to ratify an SF-424 Certifications form for a State Criminal Alien Assistance Program (SCAAP) grant that is being applied for by the Sheriff's Office.

Ratification #2021-76 of Grant Application with the Bureau of Emergency Medical Service and Preparedness for per capita funding

### **22. Ratification #2021-76 of Grant Application with the Bureau of Emergency Medical Service and Preparedness for per capita funding — Presented by Chief Deputy Susan Poulsen**

Commissioners were asked to ratify a per capita funding grant, through the Bureau of Emergency Medical Service. It is for the number of EMTs (Emergency Medical Technicians), Paramedics, and Dispatchers the Sheriff's Office employs. The receivable amount is to be determined.

Agreement #2021-77 with Open Doors to provide housing, food and general care to individuals that have tested positive for or been exposed to COVID-19

### **23. Agreement #2021-77 with Open Doors to provide housing, food and general care to individuals that have tested positive for COVID-19 or been exposed to someone who has tested positive as determined necessary by Davis County — Presented by Chief Deputy Poulsen**

An agreement was presented for Open Doors to provide housing, food, basic hygiene products, and general care for COVID-positive patients or Davis County residents who may have been exposed to someone who has tested positive. In response to a question, Commissioners were informed that this agreement was presented by the Sheriff's Office because it goes through the department's Emergency Services Manager, Chad Monroe. The payable amount is \$1,500 for each month Open Doors requests those services and they are provided by the County.

Training Reimbursement Agreement #2021-78 with Douglas Scott Jeppesen

### **24. Training Reimbursement Agreement #2021-78 with Douglas Scott Jeppesen for law enforcement officer training, wages and benefits — Presented by Chief Deputy Susan Poulsen**

The receivable amount is \$16,726.

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Training  
Reimbursement  
Agreement  
#2021-79 with  
JoAnn  
Thurgood

## **25. Training Reimbursement Agreement #2021-79 with JoAnn Thurgood for law enforcement officer training, wages, and benefits — Presented by Chief Deputy Susan Poulsen**

The receivable amount is \$15,774.

Motion to Approve Items 2 through 25: Com. Elliott  
Seconded: Com. Kamalu  
All voted Aye

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

### **BOARD OF EQUALIZATION**

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Property Tax  
Register

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

#### **Auditor's Adjustments**

##### **Appeals**

On the first item, there was a correction. The item is an Appeal of the Land Value on a single property. The amount listed was \$879.64, and the actual value reduction was \$70,063.

##### **Abatements**

Eighteen different applications were approved for Veteran Exemptions for 2020, totaling approximately \$16,000 in total taxes abated.

##### **Assessor's Adjustments**

##### **Corrections**

Three properties were granted the Residential Exemption for 2020.

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

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

### **CONSENT ITEMS**

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Indigent  
Hardship  
Abatement  
Register

#### **Indigent Hardship Register**

A motion was made to approve the Abatement Register as presented.

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

Commission  
Meeting  
Minutes

#### **Meeting Minutes**

Work Session Meeting Minutes for January 26, 2021, were presented for approval.

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

# COMMISSIONERS' MINUTES – DAVIS COUNTY

## COMMISSION COMMENTS

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Commissioner  
Kamalu

**Commissioner Kamalu** noted that this was the closest Commission meeting to Presidents' Day. Presidents' Day is a federal holiday, observed on the third Monday in February. She shared a brief history of Presidents' Day and then read a portion of Lincoln's second inaugural address from a book, stating that she believes his words are eternal:

"This malice toward none; with charity for all; with firmness in the right, as God gives us to see the right, let us strive on to finish the work we are in; to bind up the nation's wounds; to care for him who shall have borne the battle, and for his widow, and his orphan – to do all which may achieve and cherish a just, and lasting peace, among ourselves, and with all nations."

It seems apropos even now, Commissioner Kamalu said, with a pandemic and other things that we've handled in the last year, and moving forward.

Commissioner  
Stevenson

**Commissioner Stevenson** expressed appreciation for the staff, then adjourned the meeting.

## MEETING ADJOURNED

Commission meeting was adjourned at 4:55 p.m.

Attachments:

A1-A3. Additional 2021 Budget Appropriation Requests

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

Minutes approved on: 3/16/2021

/s/ Curtis Koch  
Curtis Koch  
Clerk/Auditor

/s/ Bob J Stevenson  
Bob J Stevenson  
Commission Chair