

COMMISSION MEETING MINUTES
August 29, 2017

The Board of Davis County Commissioners met on August 29, 2017 at 10:00 AM in room 303 of the Davis County Administration Building, 61 South Main Street, Farmington, Utah. Members present were: Commissioner James E. Smith - Chair, Commissioner P. Bret Millburn, Commissioner Randy B. Elliott, Clerk/Auditor Curtis Koch, Chief Civil Deputy County Attorney Neal Geddes and Deputy Clerk/Auditor Janet Hanson.

Agenda as posted

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PUBLIC NOTICE is hereby given that the Board of Davis County Commissioners, Farmington, Utah, will hold a Commission Meeting at the Davis County Administration Building, 61 South Main Street, Suite 303, Farmington, Utah, commencing at **10:00 AM on Tuesday, August 29, 2017.**

OPENING:

Pledge of Allegiance – By Invitation

RECOGNITIONS, PRESENTATIONS AND INFORMATIONAL ITEMS:

BUSINESS/ACTION:

Brandon Hatch, CEO, Davis Behavioral Health, presenting:

- Agreement with Utah State Div. of Substance Abuse & Mental Health – Davis County Mental Health and Substance Abuse Authority State Match (Medicaid) (pass through to DBH) (payable)
- Amendment with Utah State Div. of Substance Abuse & Mental Health – Substance Abuse Prevention Services (PFS): 1) add funding for SFY17; and 2) reduce funding for SFY18 (pass through to DBH) (receivable)
- Amendment with Utah State Div. of Substance Abuse & Mental Health – Evidence-based Psychosis Treatment Plan: 1) revise rate table to State Fiscal Year allocations; 2) allocate funding dollars for SFY2018; 3) add Attachment B; SFY2018 DHS Budget Statement Form (pass through to DBH) (receivable)
- Amendment with Utah State Div. of Substance Abuse & Mental Health – Assisted Outpatient Treatment (AOT): 1) revise the rate tables to State Fiscal Year; and 2) add DHS Budget Statement forms for SFY21 (pass through to DBH) (receivable)

Chief Deputy Kevin Fielding, Davis County Sheriff's Office, presenting:

- Ratify access agreement with Davis Behavioral Health – perform risk and needs jail screenings in connection with the Justice Reinvestment Initiative (JRI) (n/a)
- Agreement with Bonneville Asphalt – asphalt repair at Justice Complex (payable)

Jeff Oyler, Davis County Planning Manager, presenting:

- Request for final plat approval of Vanderwood Subdivision
- Improvement agreement and Grant of Lien with Sherry Vanderwood, trustee of the Sherry Vanderwood Trust – postponement of improvements (n/a)

Chris Sanford, Davis County Library Director, presenting:

- Agreement with Utah State Library Division – library lending grant (receivable)

Mike Moake, Davis County Legacy Events Center Marketing, presenting:

- Agreement with Mettle Wrestling – space rental for Salt Lake Slam Wrestling Tournament (receivable)
- Agreement with Davis High School – space rental for Utah State Vex High School Robotics Championships (receivable)
- Summary list of low dollar / low risk rental agreements (23) at the Legacy Events Center (receivables)

Dale Peterson, Davis County Assessor, presenting:

- Content Licensing Agreement with Wasatch Front Regional Listing Service – residential sales data (n/a)

Brian Hatch, Davis County Health Director, presenting:

- Written motion to authorize the Director of the Davis County Health Department to approve and sign certain agreements (n/a)

Commissioner Smith presenting:

- Notice of Award – Davis County Lobbying and Consulting Services to Hunter and Company Communications, LLC

BOARD OF EQUALIZATION:

Property Tax Register

CONSENT ITEMS:

- Check Registers
- Meeting Minutes: August 1, 2017

COMMISSIONER COMMENTS

PUBLIC COMMENTS (3 Minutes per Person)

Pledge of Allegiance

Jeff Oyler, Davis County Planning Manager, led the Pledge of Allegiance. All in attendance were invited to stand and join in.

UDOT Public Hearing

Commissioner Smith announced that Utah Department of Transportation (UDOT) is holding a public hearing / open house on the US-89 Draft State Environmental Study. It is being held on September 7, 2017 from 4:30-7:00 PM at the Davis Conference Center in Layton.

Brandon Hatch, CEO, Davis Behavioral Health (DBH), presented the following:

Agreement #2017-363
UT Div Substance Abuse & Mental Health for Medicaid match

Agreement #2017-363 with Utah State Division of Substance Abuse & Mental Health for the Davis County Mental Health and Substance Abuse Authority State Match (Medicaid). Brandon explained that in order for Davis County to drawdown Federal Medicaid funds to treat behavioral health conditions, the County is required to match 30% of what it draws down. At the same time, the State of Utah allocates funding to the County to pass through for behavioral health and allows the County to use that funding to pay that 30% of Medicaid match. This is a contract between Davis County and the Utah Department of Health (Division of Substance Abuse & Mental Health), wherein the County is responsible to pay that 30% (approx. \$3.4 million/year). Also, the State of Utah is rescheduling all of their contracts to come due at the same time. The contract period is July 1, 2017 through June 30, 2022. The receivable amount is \$22,592,844.40.

Commissioner Elliott made a motion to approve. Commissioner Millburn seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Amendment #2015-417D
UT Div Substance Abuse & Mental Health for PFS

Amendment #2015-417D with Utah State Division of Substance Abuse & Mental Health for Substance Abuse Prevention Services (PFS) to: 1) add funding for SFY17; and 2) reduce funding for SFY18. This funding is used for the "Use Only as Directed" campaign. The State is changing the ending date of the contract to the State Fiscal Year (July-June) rather than the Federal Fiscal Year (Sept-Aug). The contract period is July 1, 2015 through June 30, 2020. There is no change to the pass through contract amount of \$729,939.00.

Commissioner Millburn made a motion to approve. Commissioner Elliott seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Amendment #2016-184A
UT Div Substance Abuse & Mental Health for Evidence-based Psychosis Treatment Plan

Amendment #2016-184A with Utah State Division of Substance Abuse & Mental Health for the Evidence-based Psychosis Treatment Plan to: 1) revise rate table to State Fiscal Year allocations; 2) allocate funding dollars for SFY2018; 3) add Attachment B; SFY 2018 DHS Budget Statement Form. The State is changing the ending date of the contract to the State Fiscal Year (July-June) rather than the Federal Fiscal Year (Sept-Aug). The contract period is July 1, 2017 through June 30, 2018. The receivable pass-through contract amount is \$174,000.00.

Commissioner Elliott made a motion to approve. Commissioner Millburn seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Amendment #2017-60A
UT Div Substance Abuse & Mental Health for AOT

Amendment #2017-60A with Utah State Division of Substance Abuse & Mental Health for the Assisted Outpatient Treatment (AOT) to: 1) revise the rate tables to State Fiscal Year; and 2) add DHS Budget Statement forms for SFY21. The contract period is July 1, 2017 through June 30, 2018. The receivable pass-through contract amount is \$1,200,000.00.

Commissioner Millburn made a motion to approve. Commissioner Elliott seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Chief Deputy Kevin Fielding, Davis County Sheriff's Office, presented the following:

Ratify Access Agreement #2017-364 with DBH for jail screenings

Ratify access agreement #2017-364 with Davis Behavioral Health to perform risk and needs jail screenings in connection with the Justice Reinvestment Initiative (JRI). The Utah Commission on Criminal &

Juvenile Justice (CCJJ) required a signed document prior to this scheduled meeting, therefore, it is being ratified. The contract period is August 22, 2017 through June 30, 2022. There is no contract amount.

Commissioner Millburn made a motion to approve. Commissioner Elliott seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Agreement
#2017-365
Bonneville
Asphalt for
repair at
Justice
Complex

Agreement #2017-365 with Bonneville Asphalt for asphalt repair at the Justice Complex which has 3-4 acres of asphalt. The contract period is August 21, 2017 through December 31, 2017. The payable contract amount is \$13,905.50.

Commissioner Millburn made a motion to approve. Commissioner Elliott seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Jeff Oyler, Davis County Planning Manager, presented the following:

Plat approval
Vanderwood
Subdivision
#2017-366

Request for final plat approval of Vanderwood Subdivision #2017-366 in the unincorporated northwest corner of Hooper that is in Davis County. It has 2 lots. One lot is 8 acres and the new lot is 1 acre.

Commissioner Elliott made a motion to approve. Commissioner Millburn seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor's Office.

Improvement
agreement &
Grant of Lien
#2017-366A
Sherry
Vanderwood

Improvement agreement and Grant of Lien #2017-366A with Sherry Vanderwood, trustee of the Sherry Vanderwood Trust, for the postponement of improvements of the Vanderwood Subdivision. Jeff explained that this area does not have curb, gutter and sidewalk, but in the event that it ever does this will obligate the owner to cover the cost of improvement.

Commissioner Elliott made a motion to approve. Commissioner Millburn seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor's Office.

Septic tanks in
Hooper

Commissioner Millburn inquired of Brian Hatch, Davis County Health Director, in the audience, if there was still an issue with septic tanks in that area. Both Brian and Jeff indicated that when a septic tank needs to be installed in a new development they must apply to the Health Department which has to inspect and approve the system. Jeff said that lots need to be a minimum of $\frac{3}{4}$ acre for a septic system. The septic tank issues in that area have been resolved.

Agreement
#2017-367
UT State
Library Div
lending grant

Chris Sanford, Davis County Library Director, presented agreement #2017-367 with the Utah State Library Division for the Library Lending Grant which is received annually. The amount is determined based on the number of materials loaned to other libraries through the out-of-system interlibrary loan process. The contract period is July 1, 2017 through June 30, 2018. The receivable amount is \$12,450.00.

Commissioner Elliott made a motion to approve. Commissioner Millburn seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor's Office.

Mike Moake, Davis County Legacy Events Center Marketing, presented the following:

Agreement
#2017-368
Salt Lake
Slam
Wrestling
Tournament

Agreement #2017-368 with Mettle Wrestling for space rental for the Salt Lake Slam Wrestling Tournament. The contract period is December 29-30, 2017. The receivable amount is \$2,600.00.

Commissioner Elliott made a motion to approve. Commissioner Millburn seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Agreement
#2017-369
Davis High
School -
robotics
champion-
ship

Agreement #2017-369 with Davis High School for space rental for the Utah State Vex High School Robotics Championships. The contract period is February 22-24, 2018. The receivable amount is \$2,640.00.

Commissioner Elliott made a motion to approve. Commissioner Millburn seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Summary list
#2017-370
of rentals @
Legacy Events
Center

Summary list #2017-370 of low dollar/low risk rental agreements (23) at the Legacy Events Center. The contract periods are various. They are receivables.

Commissioner Elliott made a motion to approve. Commissioner Millburn seconded the motion. All voted aye. The documents are on file in the office of the Davis County Clerk/Auditor.

Content
Licensing
Agreement
#2017-371
Wasatch Front
Regional
Listing
Service

Dale Peterson, Davis County Assessor, presented a Content Licensing Agreement #2017-371 with the Wasatch Front Regional Listing Service. They provide the Assessor's Office with sales data on mostly residential properties. Davis County provides them with public data. The contract period is month-to-month perpetually with a 30-day written notice of termination. There is no cost involved.

Commissioner Millburn made a motion to approve. Commissioner Elliott seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Written
Motion
#2017-372
for Health
Director to
sign 340B
Program
online
documents

Brian Hatch, Davis County Health Director, presented Written Motion #2017-372 to authorize the Director of the Davis County Health Department to approve and sign certain agreements.

Brian explained that previously the Utah Department of Health participated with the Federal Office of Pharmacy Program (340B) which authorizes reduced costs for purchasing certain pharmaceuticals that are used within the federal program, through CDC, etc., that is used directly by the Health Department, i.e. TB, STD medications etc. Utah Department of Health had been the agency that purchased those and then dispersed them to the local health departments. It was determined that that pathway was inappropriate so it is being pushed to the local health departments. Now, the local health departments have to register with the Office of Pharmacy Affairs as a 340B participant. That is a federal act that tells the pharmaceutical company to give certain groups a discounted drug pricing. In that online registration/application process it asks for the governing body to make certain agreements in place. In consulting with Neal Geddes, they felt that a written motion would be appropriate to authorize himself, Brian Hatch, to pursue, approve and sign the agreements online as they move through the 340B process would. This will allow him to attest and make sure they follow the 340B Program.

Neal Geddes said that it requires the person signing to make a few affirmations or attest to certain things that Brian is aware of the status and needs of the Health Department that relate to the 340B Program. From that logical standpoint, it makes sense that Brian is making those acknowledgements.

Brian noted that the Health Department is not a pharmacy. They are looking into some of the classification. If they don't, there may be some secondary subcontracts with local pharmacies to be considered as our 340B status to order the medications so that the Health Department can dispense them to their clients.

Commissioner Elliott made a motion to approve. Commissioner Millburn seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Notice of
Award #2017-
373 Lobbying
& Consulting
Services to
Hunter & Co.
Communica-
tions LLC

Commissioner Smith presented a Notice of Award #2017-373 for Davis County Lobbying and Consulting Services to Hunter and Company Communications, LLC.

Commissioner Millburn made a motion to approve. He also stated that Davis County has gone through a very thorough RFP process, both on the soliciting of interest and also the review of those who submitted their proposals. Commissioner Elliott seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

BOE

Commissioner Millburn made a motion to recess to the Board of Equalization. Commissioner Elliott seconded the motion. All voted aye.

Property Tax
Register
approved

Curtis Koch, Davis County Clerk/Auditor, presented the Property Tax Register which reflected: various appeals; 3 corrections: (2) veteran exemptions and (1) sale to a tax exempt entity; various personal property waivers; and various Assessor initiated corrections.

Commissioner Elliott made a motion to approve. Commissioner Millburn seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Reconvened

Commissioner Elliott made a motion to reconvene Commission Meeting. Commissioner Millburn seconded the motion. All voted aye.

Check registers approved

Check registers as prepared by the Davis County Clerk/Auditor's Office were approved with a motion by Commissioner Elliott. Commissioner Millburn seconded the motion. All voted aye. The documents are on file in the office of the Davis County Clerk/Auditor.

Meeting minutes approved

Commissioner Elliott made a motion to approve the meeting minutes of August 1, 2017. Commissioner Millburn seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Commissioner comments

Commissioner comments:

Commissioner Smith wished it would cool down so that Curtis can have the snow that he is desperate for. Unfortunately, it is not happening in the near future.

Commissioner Millburn is all for it cooling down. He's not quite ready for 4-letter word, s_ _ w, but, he may join Curtis and Neal snow skiing this year. He is tempted to buy Snowbasin's offer of "Learn and Earn Program". Neal joked saying that we could hold some electronic meetings, taking a break at 10 for Commission Meeting, then go back up.

Meeting adjourned.

Clerk/Auditor

Chair