



**DELTA CITY COUNCIL
REGULAR CITY COUNCIL MEETING**

Wednesday, January 16, 2019
Delta City Municipal Complex Council Chambers
76 North 200 West
Delta, Utah 84624-9440

PRESENT

John W. Niles, Mayor
Robert W. Banks, Council Member
Brett C. Bunker, Council Member
Kiley J. Chase, Council Member

Nicholas W. Killpack, Council Member
Betty Jo Western, Council Member

OTHERS PRESENT

Lora A. Fitch, Deputy Recorder
Todd F. Anderson, City Attorney
Dent R. Kirkland, Public Works Director
Travis Stanworth, Asst. Public Works
Director
Jody T. Anderson, City Treasurer
Stetson Henrie, Public Works Operator III
Todd Holt, City Auditor
Michelle Lovejoy, Librarian
Sam Jacobson, Chronicle-Progress, LLC
Robert Worley, Sunrise Engineering

Jesse Ralphs, Sunrise Engineering
Bill Morgan, Delta Citizen
Ann Morgan, Delta Citizen
Tom Chandler, Delta Citizen
Jeff Schena, Delta Citizen
Craig Nielson, Delta Citizen
Jackie Nielson, Delta Citizen
Gayle Cason, Delta Citizen
Kandace Lovell, Delta Citizen
Hudson Fleming, Delta Citizen
Elizabeth Lovell, Delta Citizen

Mayor Niles called the meeting to order at 7:00 p.m. He stated that notice of the time, place and the agenda of the meeting had been posted at the City Municipal Complex, on the Delta City website, on the Utah Public Notice website, had been provided to the Millard County Chronicle-Progress, LLC and to each member of the City Council at least two days prior to the meeting. Mayor Niles conducted roll call. Council Member Killpack offered the opening remarks and then Mayor Niles led those in attendance in the Pledge of Allegiance.

MINUTES

The minutes of the Regular City Council Meeting held January 2, 2019 were presented for approval. It was noted that the votes on line 54-55 and 98-99 needed to be fixed. Council Member Chase MOVED to adopt the minutes of the Regular City Council Meeting held January 2, 2019 with the noted corrections. The motion was SECONDED by Council Member Killpack. Mayor Niles

asked if there were any questions or comments regarding the motion. There being none, he called for a vote. The motion passed with Council Member Banks, Council Member Bunker, Council Member Chase, Council Member Killpack, and Council Member Western in favor.

The minutes of the City Council Special Work Session held January 9, 2019 were presented for approval. Council Member Banks MOVED to adopt the minutes of the City Council Special Work Session held January 9, 2019 as presented. The motion was SECONDED by Council Member Western. Mayor Niles asked if there were any questions or comments regarding the motion. There being none, he called for a vote. The motion passed with Council Member Banks, Council Member Bunker, Council Member Chase, Council Member Killpack, and Council Member Western in favor.

The minutes of the Executive Commission Meeting held January 9, 2019 were presented for approval. Council Member Chase MOVED to adopt the minutes of the Executive Commission Meeting held January 9, 2019 as presented. The motion was SECONDED by Council Bunker. Mayor Niles asked if there were any questions or comments regarding the motion. There being none, he called for a vote. The motion passed with Council Member Banks, Council Member Bunker, Council Member Chase, Council Member Killpack, and Council Member Western in favor.

ACCOUNTS PAYABLE

The Council reviewed the accounts payable, payroll and electronic transactions for the period ending January 16, 2019 in the amount of \$124,199.08. There were some questions seeking clarification for a few of the transactions. Council Member Chase MOVED to approve the payments disbursed dated January 16, 2019 in the amount of \$124,199.08. The motion was SECONDED by Council Member Killpack. Mayor Niles asked if there were any questions or comments regarding the motion. There being none, he called for a vote. The motion passed with Council Member Banks, Council Member Bunker, Council Member Chase, Council Member Killpack, and Council Member Western in favor.

PUBLIC COMMENT PERIOD

There was no public comment.

BUSINESS

Parameters for Setting up a Little Free Pantry

Jackie Nielson presented the possibility of having a Little Free Pantry somewhere in Delta. Mrs. Nielson explained that she and some contacts on Facebook felt that there may be a need for one of these for the individuals that do not qualify for assistance from the foodbank. Mrs. Nielson asked if there was a place on City property where it could be placed where it had the potential to be accessible to the public and have good lighting. Council Members noted that they would like to get the opinions of the Public Works Department, City Attorney, and the Sheriff's Office before setting one up on City property. Council Members expressed some concern over maintenance over the pantry and Mrs. Nielsen stated that she and some volunteers would be

maintaining the pantry. The Council informed Mrs. Nielson that provided it met setback requirements, was small enough to not require a building permit, and doesn't become a nuisance, the City would not be able to prohibit it on private property. Mrs. Nielson informed them that the reason she was wanting it on City property was because it could have decent lighting. Mrs. Nielson thanked the Council for their time and asked that they consider the possibility of having it on City property.

Final Plat for Topaz Townhomes Plat A

Council Member Western informed the Council that at the last Planning and Zoning Commission Meeting vacated phases 1-4, approved the preliminary plat, and approved the final plat for the Topaz Townhomes. The vacating and reapproving of the plats was to fix several problems that had occurred in the original plat process. City Attorney Anderson added in the caveat that there is a fence that is on an angle right behind the pumphouse and the City's property extends about a foot past the fence. Council Member Chase **MOVED** to approve the final plat for Topaz Townhomes Plat A. The motion was **SECONDED** by Council Member Banks. Mayor Niles asked if there were any questions or comments regarding the motion. There being none, he called for a vote. The motion passed with Council Member Banks, Council Member Bunker, Council Member Chase, Council Member Killpack, and Council Member Western in favor.

Change Library Hours

Librarian Lovejoy came before the Council to ask for approval for changing the library's operating hours to Monday-Friday 10-7 and Saturday 12-4. Librarian Lovejoy said that reviewing statistics for the last couple weeks, only about 3% of the library's business took place after 7 p.m. It was also noted that there is more business earlier in the day. Council Member Bunker **MOVED** to approve changing the library hours to Monday-Friday 10-7 and Saturday 12-4. The motion was **SECONDED** by Council Member Killpack. Mayor Niles asked if there were any questions or comments regarding the motion. There being none, he called for a vote. The motion passed with Council Member Banks, Council Member Bunker, Council Member Chase, Council Member Killpack, and Council Member Western in favor.

Fourth of July Theme

City Treasurer Anderson came before the Council to remind them that last year there had been some thought that it might be fun to let the school's make a contest out of selecting the theme for the Fourth of July. Treasurer Anderson asked if the Council was still supportive of that with the final decision being up to the Council. The Council discussed the idea and agreed that there should be some sort of gift certificate for the winning kids. Council Member Western **MOVED** to approve having the Fourth of July theme put out as a contest at the local schools. The motion was **SECONDED** by Council Member Bunker. Mayor Niles asked if there were any questions or comments regarding the motion. There being none, he called for a vote. The motion passed with Council Member Banks, Council Member Bunker, Council Member Chase, Council Member Killpack, and Council Member Western in favor.

2019 Council Assignments

Mayor Niles proposed that Council assignments stay the same for the year because there are so many projects going on and then changing them next year. The Council Members agreed with the decision.

EDC Utah Membership

Council Member Killpack asked the Council if they would be willing to approve the City being members of EDC Utah to help commerce in Delta. Council Member Bunker **MOVED** to approve EDC Utah Membership for Delta City. The motion was **SECONDED** by Council Member Western. Mayor Niles asked if there were any questions or comments regarding the motion. There being none, he called for a vote. The motion passed with Council Member Banks, Council Member Bunker, Council Member Chase, Council Member Killpack, and Council Member Western in favor.

Purchase of Box Culvert

Public Works Director Kirkland presented the Council with some bids that he had received for the box culvert by the bridge on 450 South. He reviewed that there were three companies that put in bids, since they were the only companies in Utah that can build box culverts quickly. Mr. Kirkland stated that the Public Works Department could dig the culvert out, but a crane would be needed to put the new ones into the canal. Harper came in as the low bid at \$29,817.60. Mr. Kirkland reviewed the size and plans for the box culvert installation, adding in that he was wanting to put in a continuous guardrail and chain link fence on the north side. Council Member Chase **MOVED** to approve awarding the bid to Harper to build the box culvert at 450 South for \$29,817.60. The motion was **SECONDED** by Council Member Bunker. Mayor Niles asked if there were any questions or comments regarding the motion. There being none, he called for a vote. The motion passed with Council Member Banks, Council Member Bunker, Council Member Chase, Council Member Killpack, and Council Member Western in favor.

Public Works Updates

Public Works Director Dent Kirkland informed the Council that in the interim since the last meeting the Public Works Department has worked on putting away Christmas decorations, fixing up the old fire station, a little crack sealing, working on a kitchenette at the airport, and doing repairs around the fuel tank at the airport. Mr. Kirkland informed the Council that he was not certain on where the City is regarding the airport repairs because of the government shutdown. Mr. Kirkland stated that he has been having trouble getting information about the railroad repairs.

Fiscal Year 2018 Audited Financial Statement

Todd Holt came before the Council to review the audit reports. Mr. Holt noted that there were no findings, but there were some issues with management issues that had been discussed and will be dealt with. Mr. Holt informed the Council that next year he would not be able to prepare the financial statements and perform the audit. Mr. Holt informed the Council that when he did financial statements he just took the information he got from the Recorder and just format them for the report, but they would need to have someone else do that next year. Mr. Holt stated that he could provide the template to the next recorder, or the City could hire it out. Council Member

Banks MOVED to approve the fiscal year 2018 audited financial statement. The motion was SECONDED by Council Member Western. Mayor Niles asked if there were any questions or comments regarding the motion. There being none, he called for a vote. The motion passed with Council Member Banks, Council Member Bunker, Council Member Chase, Council Member Killpack, and Council Member Western in favor.

Other Business

Mayor Niles asked the Council to start thinking about attending the League of Cities and Towns Conference in April.

Mayor Niles asked if the Council Members had noticed the improvements to the Daughters of Utah Pioneers cabin in the park. Mayor Niles reviewed the work that has been done on it and noted that the total expenses came to about \$1,000.00. City Attorney Anderson noted that that would need to be an agenda item on the next meeting.

Council Member Killpack suggested to the Council that they discuss the future of the City irrigation program. Public Works Director Kirkland informed the Council that there are 11 people on the program and it is not cost effective and doesn't even pay for itself. Mr. Kirkland offered to get some information together for it.

Public Works Director Kirkland informed the Council that he was surprised at the cost Sunrise Engineering had presented for the wastewater master plan. Mr. Kirkland suggested getting the system cleaned and running cameras through it to get a good look at what needs to be done before making any other decisions. Mr. Kirkland explained that how low our rates currently are is going to make it difficult to get assistance in funding. City Treasurer Anderson informed the Council that the City should be increasing their rates with COLA to keep from getting into this situation again.

Public Works Director Kirkland informed the Council that someone had approached him to see if the City was interested in buying water at \$5,000.00 per acre foot. Mr. Kirkland explained that he thinks that the City has enough for some future growth and the price wasn't low enough to buy it as a really good deal. The City Council agreed that the City currently didn't need to buy more water.

Council Member Western MOVED to adjourn the City Council Meeting. The motion was SECONDED by Council Member Bunker. Mayor Niles asked if there were any questions or comments regarding the motion. There being none, he called for a vote. The motion passed with Council Member Banks, Council Member Bunker, Council Member Chase, Council Member Killpack, and Council Member Western in favor.

The meeting was adjourned at 8:08 p.m.





JOHN WESLEY NILES

MAYOR



LORA ARIANNE FITCH
DEPUTY RECORDER

MINUTES APPROVED: 02/06/2018