



**DELTA CITY COUNCIL
REGULAR CITY COUNCIL MEETING**

Wednesday, August 21, 2019
Delta City Municipal Complex Council Chambers
76 North 200 West
Delta, Utah 84624-9440

PRESENT

John W. Niles, Mayor
Brett C. Bunker, Council Member

Kiley J. Chase, Council Member
Nicholas W. Killpack, Council Member

ABSENT

Betty Jo Western, Council Member
Robert W. Banks, Council Member

OTHERS PRESENT

Sherri Westbrook, City Recorder
Todd F. Anderson, City Attorney
Dent R. Kirkland, Public Works Director
Jody Anderson, City Administrative Director/Treasurer
Bridgette King, Administrative Assistant
Rebecca Peterson, Cash Receipting Clerk
Sue Peterson

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 24 hours prior to the meeting. Mayor Niles conducted roll call. Council Members Bunker, Chase and Killpack were present. Council Members Western and Banks were absent. Council Member Chase offered the opening remarks and Mayor Niles led those in attendance in the Pledge of Allegiance.

MINUTES

The minutes of the Regular City Council Meeting held August 8, 2019 were presented for approval. Council Member Killpack MOVED to approve the minutes of the Regular City Council Meeting held August 8, 2019. 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 Bunker, Council Member Killpack, and Council Member Chase in favor.

The minutes of the Special City Council Meeting held August 14, 2019 were presented for approval. Council Member Chase MOVED to approve the minutes of the Special City Council Meeting held August 14, 2019. 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 Bunker, Council Member Killpack, and Council Member Chase in favor.

The minutes of the Special Executive City Council Meeting held August 14, 2019 were presented for approval. Council Member Bunker MOVED to approve the minutes of the Special Executive City Council Meeting held August 14, 2019. 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 Bunker, Council Member Killpack, and Council Member Chase in favor.

ACCOUNTS PAYABLE

The Council reviewed the accounts payable, payroll and electronic transactions for the period ending August 21, 2019 in the amount of \$134,998.02. Council Member Killpack MOVED to approve the disbursed payments dated August 21, 2019 in the amount of \$134,998.02. 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 Bunker, Council Member Killpack, and Council Member Chase in favor.

PUBLIC COMMENT PERIOD

BUSINESS

Sheriff's Office Report

Lt. Rob Clark presented the Sheriff's Office Report for 4/1/19 – 7/1/19. He stated the number of calls and the nature of the calls that the Sheriff's Office responded to during that period. Mayor Niles asked Lt. Clark to patrol the ShopKo building. The owner is out of state and is concerned about the security of the building.

Make-up Fireworks Show

Jody Anderson explained that the firework's provider for the 4th of July show that was cancelled had contacted the city and apologized for the situation. He offered to do a make-up show. Anderson suggested possibly doing the fireworks after the light parade. She stated that the show could be advertised as the make-up show and that it will not be occurring every year. She also explained that Santa will be at the Community Center during the day. Those attending will receive donuts as they are leaving. The light parade will be at 6:00 p.m. and the fireworks following.

Council Member Chase MOVED to approve the make-up fireworks show after the light parade on the 30th of November. 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 Bunker, Council Member Killpack, and Council Member Chase in favor.

Trailer Park

Dave Johnson explained that he is trying to purchase the trailer park by Sahara Motors. He explained that he believes that there will be a lot of construction going on in the area soon and that the housing availability in Delta is very poor. He explained that he would like to start with the south side and work up from there. He would like to start with ten trailers. He has been checking into the status and what is needed on the utilities and the infrastructure. There are no records with the State of Utah that any water has been transferred. Mayor Niles informed Johnson that a moratorium on development is in place. He explained that once the city decides what is required, the city will contact Dr. Clay and ask him to make this item top priority. Once this is decided, amended and voted on, Johnson would be able to move forward with his plans. Johnson questioned the fee for water service to each trailer. The fees are based on the State of Utah stated rates per dwelling. Delta City is revising the land ordinances and will make every effort to complete the process in a timely manner so that Johnson can proceed with his development. Johnson stated that his future vision would be to put a Hotel/Motel on this property. He would need to have the trailer park to build the funding for the future Motel/Hotel and some cabins for rent. The council thanked him for that information so that they can consider that in zoning considerations.

Maxfield Collision

Council Member Brett Bunker explained that there is a problem with the dust created at Delta Rock. The neighbors have been complaining and have asked the city for help. Council Member Killpack stated that Delta Rock is causing a nuisance above what is allowed in that area per zoning regulations. Council Member Bunker MOVED to have Attorney Anderson draft a letter to get this public nuisance resolved with city administration involvement. 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 Bunker, Council Member Killpack, and Council Member Chase in favor.

Resolution 19-436 Consolidated Fee Schedule

Mayor Niles presented Resolution 19-436 to approve changes made to the Consolidated Fee Schedule regarding sewage disposal fees. The new rates will be graduated rates per load sizes. Council Member Killpack MOVED to adopt Resolution 19-436 adjustments to the Consolidated Fee Schedule as listed regarding the septic disposal fees as listed, as well as an amendment to the Resolution to remove all references to the code from the fee schedule. 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 roll call vote. The motion

passed with Council Member Bunker, Council Member Killpack, and Council Member Chase in favor. Council Members Banks and Western absent.

Ordinance Revision concerns/suggestions

Mayor Niles mentioned to the council that Dr. Clay requested any concerns or suggestions be sent to him by the 23rd. Mayor Niles also suggested looking into the requirements for dogs. He has had some complaints about people with multiple dogs causing nuisance issues.

Approval to Purchase New Service Truck

Public Works Director Dent Kirkland asked for approval of the purchase of a 2019 Ram Truck from Sahara Motors. Sahara Motors has agreed to honor state contract pricing. This purchase has been budgeted. The last couple of trucks have been purchased from Droubay. The purchase amount is \$33,650.00. Council Member Bunker MOVED to approve the purchase of the new RAM service truck in the amount of \$33,650.00. The motion was SECONDED by Council Member Chase. 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 Bunker, Council Member Killpack, and Council Member Chase in favor.

Public Works Updates

Public Works Director Dent Kirkland reported that the public works department has replaced the water pump in the waterfall. They have been spending a lot of time out sweeping streets trying to get things finished so they can do chip sealing the next week. He stated that he did get a part time person as replacement for the flowers/park position and she can start on Friday. That should help to finish out the season. The airport project is running a day or two behind schedule. They hope to get caught up the next week. They are getting ready to put down a test strip of asphalt on Taxiway C. They are planning on beginning the asphalt on the Wednesday after Labor Day and asphalt the entire project. They hope to be done with the asphalt by the 20th. After the asphalt they will move into grading the shoulders, putting in all the lighting, etc. They should be close to the estimated finishing time of middle to late October.

Other Business

Council Member Chase 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 Bunker, Council Member Killpack, and Council Member Chase in favor.

The meeting was adjourned at 8:27 p.m.



JOHN WESLEY NILES
MAYOR

SHERRI WESTBROOK
CITY RECORDER

MINUTES APPROVED: 10/02/19

Unapproved