



**DELTA CITY COUNCIL**  
**REGULAR CITY COUNCIL MEETING**

Thursday, June 18, 2020  
R.J. Law Community Center  
75 West Main  
Delta, Utah 84624-9440

**PRESENT**

John W. Niles, Mayor	Betty Jo Western, Council Member
Brett C. Bunker, Council Member	
Kiley J. Chase, Council Member	
Nicholas W. Killpack, Council Member	Robert W. Banks, Council Member

**ABSENT**

**OTHERS PRESENT**

Sherri Westbrook, City Recorder	Travis Stanworth
Michelle Lovejoy, Head Librarian	Adam Richins
Todd Anderson, City Attorney	Mason Richins
Dent Kirkland, Public Works Director	Jody Anderson, Treasurer
Howard Quackenbush III	

Mayor Niles called the meeting to order at 7:02 p.m. He stated that notice of the time, place and the agenda of the meeting had been posted at the RJ Law Center, 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 Banks, Bunker, Chase, Western and Killpack were present. Council Member Bunker offered the opening remarks and Mayor Niles led those in attendance in the Pledge of Allegiance.

**MINUTES**

The minutes of the Regular City Council Public Hearing held June 3, 2020 were presented for approval. Council Member Bunker MOVED to approve the minutes of the Regular City Council Meeting held June 3, 2020. 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 Banks, Council Member Bunker, Council Member Chase, Council Member Western, and Council Member Killpack in favor.

**ACCOUNTS PAYABLE**

The Council reviewed the accounts payable, payroll and electronic transactions for the period ending June 18, 2020 in the amount of \$112,444.04. Council Member Killpack questioned an item

on Page 6, where were budgeted to receive \$275 from the Fire Department, and it is showing that we received \$57,986.41 in interest, which was a misprint. Council Member Killpack also questioned an item in Roads and Streets, which was also a misprint, and items that need to be reclassified. Council Member Western wanted clarification on Millennial Vision in Maintenance Renewal, which was office machinery. Council Member Banks MOVED to approve the disbursed payments dated June 18, 2020 in the amount of \$112,444.04. 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 Western, and Council Member Killpack in favor.

### **PUBLIC COMMENT PERIOD**

Howard Quackenbush has been working with the Planning and Zoning Commission. Quackenbush has been planning to build a garage with a carriage house apartment before building his new house, which they will occupy while building the house.

### **BUSINESS**

#### **Ordinance 20-286 Amending Title 9 Chapters 2 and 17 Regarding Occupied Accessory Buildings to be Changed to Occupied Accessory Units**

A Public Hearing was held from the Planning and Zoning Commission, which was attended by Quackenbush, and they made a favorable recommendation to bring this item to the City Council. Attorney Anderson looked at St. George and Roosevelt Cities Code to see what kind of restrictions there should be. Public Works Director Kirkland said that the only concern was whether or not it should be rented out. The majority of the Planning and Zoning Commission voted in favor of being able to rent the units. Council Member Chase had concerns of short term rentals versus long term rentals; Chase had no issues with long term rentals, but worried about short term rentals.

Council Member Banks MOVED to approve the changes of Ordinance 20-286 Amending Title 9 Chapters 2 and 17 Regarding Occupied Accessory Buildings to be Changed to Occupied Accessory Units. 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 Western, Council Member Bunker, Council Member Banks, Council Member Chase, and Council Member Killpack in favor.

#### **Irrigation Water**

Council Member Killpack MOVED to table this item for a later date. 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 Western, Council Member Bunker, Council Member Banks, Council Member Chase, and Council Member Killpack in favor.

### **FY 2021 Budget Adoption and Certified Tax Rate Approval**

Recorder Westbrook presented that every year the County goes through a certification for the tax rate, which guarantees the same tax base as the prior year, excepting any new growth, which Delta has experienced, so there will be a small increase in the property tax revenue. By adopting the tax rate, Delta will stay where it has been on the property tax revenue. To increase the tax rate, Delta would need to go through Truth and Taxation.

Council Member Chase MOVED to adopt the budget and the certified tax rate approval for the Fiscal Year 2021. 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 roll call. The motion passed with Council Member Western, Council Member Bunker, Council Member Banks, Council Member Chase, and Council Member Killpack in favor.

### **FY 2020 Budget Amendment**

Council Member Killpack asked what the status on paying the General Fund back for the sewer cleaning camera was, and the Mayor said that once we get some money in, we can start paying that back.

Council Member Chase MOVED to amend the budget for the Fiscal Year 2020. 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 Western, Council Member Bunker, Council Member Banks, Council Member Chase, and Council Member Killpack in favor.

### **4<sup>th</sup> of July Celebration**

Council Member Bunker asked how many floats were registered for the parade. Treasurer Anderson remarked that there were 13 so far, not counting the City or Fire Department entries. Staying in cars during the parade is still recommended at this time. When asked about how many food vendors there were at this time, Anderson stated there were none. Treasurer Anderson reminded the Council that the night before the 4<sup>th</sup> there will be a children's prize drive-thru, similar to Easter, where they will get popsicles and water beads. The fireworks are lined up.

### **Public Works Update**

Public Works Director Dent Kirkland provided that the Public Works Department has been edging lawns, weeding, and working on the float for the 4<sup>th</sup> of July. A sewer main extension was done out on the highway and is being done by the contractor. Centracom hit one of Delta City's water lines. Council Member Western asked if Kyle Barnes had spoke with Dent Kirkland. Kirkland stated that Barnes wants to build a home but he needs a legal frontage. There is a water line that goes right by there but there isn't a roadway there that the city has or maintains so there is no legal frontage. He would need to have a paved road, curb, and gutter.

A small twister went through Pendray Saturday night, Kirkland sent the on call guys to help with clean up.

**OTHER BUSINESS**

Council Member Killpack provided an update on the Economic Development Board, who needed to redo their Board. Millard County had contracted with the Utah Association of Counties, which has been good for Millard County, and for Delta City. The Board links up employers and companies looking to move.

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

The meeting was adjourned at 8:07 p.m.



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**JOHN WESLEY NILES**  
**MAYOR**

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**SHERRI WESTBROOK**  
**CITY RECORDER**

**MINUTES APPROVED: 7/15/2020**