



DELTA CITY COUNCIL
REGULAR CITY COUNCIL MEETING

Thursday, March 05, 2015
Delta City Building Council Chambers
76 North 200 West
Delta, Utah

PRESENT

Mayor Gayle Bunker
Council Member Betty Jo Western
Council Member Steven Pratt
Council Member Kiley Chase

Council Member John Niles
Council Member Robert Banks

ABSENT

Public Works Director Alan Riding

ALSO PRESENT

City Recorder Greg Schafer
City Attorney Todd Anderson
City Employee Travis Stanworth
City Employee Randy Morris
Howard Western, Sound Unlimited
Don Watts, Rocky Mountain Power
Bridger Terril
Taylen Young
Kameryn Talbert
Hunter Peterson
Brandon Dutson
Austin Loe
Francisco Carcamo

Kolbie John
Tate Willoughby
Jayden Petersen
Rick Dutson
Curtis Anderson
Nels Anderson
Sam Prestwich
Luke Prestwich
Paul Fowles
City Employee Justin Ashby
City Employee Stetson Henrie
Asst. Public Works Director Dent Kirkland

Mayor Bunker 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 Building, on the Utah Public Notice website, the Delta City website, and had been provided to the Millard County Chronicle-Progress and to each member of the City Council at least two days prior to the meeting.

Opening remarks were provided by Council Member Kiley Chase, following which Mayor Bunker led those in attendance in the Pledge of Allegiance.

MINUTES

The minutes of the regular City Council meeting held February 19, 2015 were presented for approval. Following a discussion, Council Member Betty Jo Western MOTIONED to adopt the minutes of the regular meeting held January 15, 2015 as presented. The motion was SECONDED by Council Member Robert Banks. Mayor Bunker 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 Robert Banks, Council Member Kiley Chase, Council Member John Niles, Council Member Steven Pratt and Council Member Betty Jo Western voting in favor.

ACCOUNTS PAYABLE

The Council reviewed the accounts payables for the period ending March 05, 2015 in the amount of \$88,863.69, copies of which had been provided to them at least two days prior to the meeting. Following a discussion Council John Niles MOVED to approve the accounts payables and electronic transactions for March 05, 2015 in the amount of \$88,863.69 as presented. The motion was SECONDED by Council Member Kiley Chase. Mayor Bunker 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 Robert Banks, Council Member Kiley Chase, Council Member John Niles, Council Member Steven Pratt and Council Member Betty Jo Western voting in favor.

PUBLIC COMMENT PERIOD

There were no comments from the public.

BUSINESS

Enacting Renewed Rocky Mountain Power Franchise

Don Watts with Rocky Mountain Power was present to report on the power franchise. City Attorney Todd Anderson clarified the few changes made to the documents in the Council packets regarding the Rocky Mountain power franchise. There was a discussion regarding the changes made. Council Member Kiley Chase MOVED to approve Ordinance 15-266 granting and electric utility franchise and general utility easement to Rocky Mountain Power as amended. Council Member John Niles SECONDED the motion. Mayor Bunker 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 Robert Banks, Council Member Kiley Chase, Council Member John Niles, Council Member Steven Pratt and Council Member Betty Jo Western voting in favor.

Community Center Sound System Bids

Mayor Bunker began the discussion regarding the Community Center sound system bids. Mayor Bunker stated that after receiving two bids, but lacking requested itemized information for comparison from the higher bid, the Council could make a determination on either the lower bid from Bryant Anderson with Commercial Business Radio or the higher bid from Sound

Unlimited. Council Member Betty Jo Western stated that she did have a conflict of interest in the matter, but she did comment that there was a difference in a request for proposal and a bid. Council Member Betty Jo Western also pointed out that Bryant Anderson with Commercial Business Radio was not present. Mayor Bunker explained that because the information provided was not sufficient to make a decision, Bryant Anderson was told that he did not need to attend. Council Member Betty Jo Western stated that she felt that the best bid is not always the cheapest bid. There was a discussion regarding the bids with the Council. There was a discussion about a request for proposal for a Sound Engineer. Mayor Bunker stated that he thought the matter should be tabled pending further information. Council Member Kiley Chase MOVED to TABLE the Sound System request for proposal pending the creation of a request for proposal for a Sound Engineer. Council Member Robert Banks SECONDED the motion. Mayor Bunker 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 Robert Banks, Council Member Kiley Chase, Council Member John Niles and Council Member Steven Pratt voting in favor and Council Member Betty Jo Western opposing.

Ordinance 15-265 Striking Section 9-118 regarding Transfer of Business License

City Attorney Todd Anderson presented Ordinance 15-265 striking section 9-118 regarding the transfer of Business License. Attorney Anderson stated that both City Recorder Greg Schafer and Fire Chief Lynn Ashby had concern for public safety and the welfare of the citizens with the only requirement of business license transfer being approval by City Council. It is proposed, Mr. Anderson explained, that Section 9-118, regarding the transfer of business license, be stricken. All new owners will be required to initiate the business license process complying with health, fire, and zoning inspections. Council Member Steven Pratt MOVED to approve Ordinance 15-265 striking section 9-118 regarding transfer of business license. Council Member Kiley Chase SECONDED the motion. Mayor Bunker 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 Robert Banks, Council Member Kiley Chase, Council Member John Niles, Council Member Steven Pratt and Council Member Betty Jo Western voting in favor.

Fire station Request for Proposal

Mayor Bunker presented the request for proposal advertising on the new Fire Station. Mayor Bunker asked how long the Council wanted the request in the paper. The Council answered that they thought that two weeks were adequate. There was a discussion regarding the request for proposal. City Attorney Todd Anderson stated that included in the publication, should be the statement that Delta City is not obligated to accept any proposal. Council Member Steven Pratt MOVED to approve the Request for Proposal for the Fire Station conditioned upon right of refusal and to add Construction Manager General Contractor. Council Member Kiley Chase SECONDED the motion. There being none, he called for a vote. The motion passed with Council Member Robert Banks, Council Member Kiley Chase, Council Member John Niles and Council Member Steven Pratt voting in favor and Council Member Betty Jo Western opposing. City Employee Travis Stanworth presented power point pictures of the new Fire Station in Richfield.

There was a discussion regarding the presentation. Attorney Anderson asked for clarification on the funding process for the Fire Station. Mayor Bunker responded that it all depended on what portion the CIB would be funding.

Justice Court Direction

Mayor Bunker discussed with the Council which direction to go with the Justice Court once Judge Robison retires. Mayor Bunker stated that Judge Sharla Williams (Nephi Justice Court Judge) is willing to serve as Judge Pro Tempore until a final decision was made. A permanent decision would have to be made regarding whether to let the court go to the County, (which was discussed with the County and they were willing) or to appoint a new Delta City Justice Court Judge, (which would include going through Utah State Court's process.)

Vote by Mail

Delta City Recorder Greg Schafer discussed with the Council the possibility of voting by mail. The pros and cons were then deliberated. Mayor Bunker stated that it might not be possible to do in the current year, but that the option was a matter to consider for the future.

Public Works Update

Asst. Public Works Director Dent Kirkland reported on the Public Works projects. Mr. Kirkland stated that because several employees were at Rural Water Conference, the public works were running short handed. Mr. Kirkland said that they finished several more meter exchanges. The Goose Festival also kept the Delta City Public Works busy. Mr. Kirkland reported that the Delta High School Student Council had wanted to get the Rabbit Road sign and had several options that they wanted. Mr. Kirkland showed them what was legal as far as colors. There was a discussion regarding the size of the sign. Mr. Kirkland stated that with Alan Riding retiring, manpower fell short in the public works department. There was a discussion regarding a part-time Animal Control Employee or even full time employee covering Animal Control in the outlying problem areas.

OTHER BUSINESS

City Attorney Todd Anderson updated the Council on a proposed annexation by local citizen, Rob Droubay. There was a discussion on the annexation. Council Member Betty Jo Western questioned why the sidewalks were not complete in the subdivision in question, and also water pressure concerns that were made by concerned parties. City Anderson pointed out that sidewalks, water pressure and utility issues were not annexation concerns, but Planning and Zoning issues. Mayor Bunker discussed the City annexation proposal that would include property leading to the Airport, and reported where the city is on this process. Council Member Betty Jo Western asked what was happening with Bill Nelson and the water concern. Attorney Anderson explained what the concern was and how it might affect the Delta City well. Mayor Bunker also informed the Council of a Circus that wanted to perform at the soccer field, which he was not in favor of. Council Member Steven Pratt asked if there was room on the asphalt, instead of the grass at the soccer field. Mayor Bunker reported on the Miss Liberty Program. Hayley McKell Sorensen, daughter of Kurt and Lind Sorensen is Miss Liberty. Melanie Rachel

Mason, daughter of Darren and Paula Mason is fist attendant. Emma Esther Roberts, daughter of Hugh and Cindee Roberts and also Miranda Hope Riding, daughter of Randy and Lesa Riding are both attendants. Mayor Bunker reported that plans are moving forward in the effort to make plans for repairing the airport runway. The flooring at the airport was discussed. Council Member Steven Pratt mentioned that Courtesy Hardware was pouring concrete and laying asphalt to the alley and thought drainage might be an issue. The problem was discussed. Council Member Betty Jo Western asked about the proposal of storage units to be built on Main Street that had been brought before Planning and Zoning. Council Member Kiley Chase related to the Council that a Public Hearing would be held regarding this on March 12, 2015 at 6:00 pm. Council Member Betty Jo Western also asked about employee insurance options, and City Recorder Greg Schafer reported that he had been making inquiries. There was a discussion regarding insurance possibilities. Mayor Bunker invited the Council to attend a retirement party for Public Works Director Alan Riding on March 9, 2015 from 4:00 pm to 6:00 pm. Mayor Bunker proposed some changes in salary for Dent Kirkland as Public Works Director, Travis Stanworth as Assistant Director and Scott Ross as Field Supervisor, to be approved at the next Council Meeting.

Mayor Bunker asked if there were any comment, questions, or other items to be discussed. There being none, Council Member Betty Jo Western MOVED to adjourn the regular City meeting. Council Member Steven Pratt SECONDED the motion. The motion passed with Council Member Robert Banks, Council Member Kiley Chase, Council Member John Niles, Council Member Steven Pratt and Council Member Betty Jo Western voting in favor.

Mayor Bunker declared the meeting adjourned at 9:16 p.m.

GAYLE K. BUNKER, Mayor

Minutes Approved:

GREGORY JAY SCHAFFER, MMC City Recorder