

REGULAR CITY COUNCIL MEETING
FEBRUARY 5, 2004

PRESENT

| | |
|-------------------|----------------|
| Gayle Bunker | Mayor |
| Robert Banks | Council Member |
| Wesley Bloomfield | Council Member |
| Bruce Curtis | Council Member |
| Margaret Dutson | Council Member |
| Glen Swalberg | Council Member |

ABSENT

None

ALSO PRESENT

| | |
|-------------------------|-------------------------------------|
| Richard Waddingham | City Attorney |
| Alan Riding | Public Works Director |
| Ken Clark | Asst. Public Works Director |
| Judy Sabey | City Treasurer |
| Gregory Schafer | City Recorder |
| Stanley & Cathy Robison | Justice Court Judge |
| Craig Greathouse | Millard County Commission |
| Deb Greathouse | City Librarian |
| Lynn & Patty Ashby | Fire Chief |
| Gary Church | Millard County Economic Development |
| B.J. Taylor | Boy Scout |

Mayor Bunker called the meeting to order at 7:00 p.m. He stated that notice of the meeting time, place and agenda had been posted at the City Building 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. City Recorder Gregory Schafer acted as secretary.

Council Member Glen Swalberg offered an invocation following which Mayor Bunker led those in attendance in the Pledge of Allegiance.

MINUTES

The proposed minutes of a Public Hearing held January 8, 2004 were presented for consideration and approval. Following review, Council Member Glen Swalberg MOVED to approve the minutes of the Public Hearing held January 8, 2004, as presented. The motion was SECONDED by Council Member Wesley Bloomfield. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

RCCM 02-05-04

Page 2

The proposed minutes of a Special City Council Meeting held January 8, 2004 were presented for consideration and approval. Council Member Wesley Bloomfield requested correction of a typographical error on Page 4. Council Member Wesley Bloomfield MOVED to approve the minutes of the Special City Council Meeting held January 8, 2004, as corrected. The motion was SECONDED by Council Member Robert Banks. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

ACCOUNTS PAYABLE

The Council reviewed the accounts payable, a copy of which had been given to them two days prior to the meeting. Following review, Council Member Glen Swalberg MOVED to approve the accounts payable dated February 5, 2004 in the amount of \$217,792.38. The motion was SECONDED by Council Member Bruce Curtis. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

UNFINISHED BUSINESS

MAYOR GAYLE BUNKER: CITY COUNCIL ASSIGNMENTS FOR 2004

Mayor Bunker distributed a list of Council Assignments to each Council Member. The assignments were as follows:

| | |
|------------------------------|------------------------------|
| Fire Department / MCFSD | Bruce Curtis |
| Library / Library Board | Robert Banks |
| Delta Area Youth Council | Margaret Dutson |
| Airport | Margaret Dutson |
| Planning & Zoning Commission | Robert Banks |
| Irrigation | Wesley Bloomfield |
| Water / Sewer | Wesley Bloomfield |
| Streets | Wesley Bloomfield |
| Parks | Mayor Bunker |
| Economic Development | Glen Swalberg / Bruce Curtis |
| Board of Adjustment | Robert Banks |
| Celebrations | Glen Swalberg |
| City Beautification | Margaret Dutson |
| City Hall | Mayor Bunker |

Council Member Wesley Bloomfield MOVED to approve the Council Assignments for 2004 as outlined by Mayor Bunker. The motion was SECONDED by Council Member Margaret Dutson. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

NEW BUSINESSCITY RECORDER GREGORY SCHAFER: ADMINISTER OATH OF OFFICE TO JUSTICE COURT JUDGE STANLEY K. ROBISON

City Recorder Schafer administered the Oath of Office to Justice Court Judge Stanley K. Robison. Mayor Bunker and Council Members thanked Judge Robison for his service. Judge Robison thanked the Mayor and Council for their support.

FIRE CHIEF LYNN ASHBY: FIRE DEPARTMENT ANNUAL REPORT

Fire Chief Lynn Ashby advised the Council that the following Fire Department officers have been elected for the coming year:

| | |
|-------------|-----------------|
| Chief | Lynn Ashby |
| Asst. Chief | Rodger Scoville |
| Captain | Ben Johnson |
| Lieutenant | Troy Davis |
| Secretary | Rick Bublitz |

Fire Chief Ashby reported the following statistics for the previous year:

| | |
|---------------------------------|----|
| Fire Calls | 70 |
| Extinguished / Controlled Fires | 34 |
| Search & Rescue | 13 |
| Investigation / Enforcement | 8 |
| Assistance | 7 |
| Special EMS | 3 |
| Fill In or Standby | 2 |
| Rescue | 1 |

Fire Chief Ashby stated that the Fire Department had nine major training sessions for the department, with a total of 122 training participants, for a total of 304 training hours. The total hours for both training and fire calls for the year is 1,091. The Fire Department has been receiving state and federal matching grants for which matching funds can be paid by "in kind service." Hours expended in training, public assistance, fire calls, etc. can be counted as "in kind service" for calculating matching funds, at the rate of \$16.54 per man hour. The hours expended from January 1, 2003 to July 4, 2003 were valued at \$10,684.84 in matching funds. Last year the Fire Department received a \$15,000 grant for radios, personal protective equipment and a media system to be used in training.

There are currently twenty-five members in the Fire Department, with 100% certification. In order to maintain certification, fire fighters must complete 36 hours training per year through the Fire

RCCM 02-05-04

Page 4

Academy. This is a great accomplishment for a volunteer fire department.

Mayor Bunker and Council Members thanked Fire Chief Ashby and the fire fighters for the good service they provide and for their dedication and willingness to spend time training to become certified.

Council Member Bruce Curtis MOVED to accept the Fire Department Officers for 2004, as presented by Fire Chief Ashby. The motion was SECONDED by Council Member Wesley Bloomfield. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

MILLARD COUNTY COMMISSIONER CRAIG GREATHOUSE: ECONOMIC DEVELOPMENT

County Commissioner Craig Greathouse asked Gary Church, Millard County Economic Development Director, to make this presentation. Mr. Church discussed several entites which have some interest in locating in Millard County, including, cosmic ray data collection and wind generation farms. Economic Development throughout the state appears to be in a slump at this time, but it is hoped that it will begin to pick up in the near future.

Mr. Church indicated that his purpose in attending this meeting was to discuss with the Council what Millard County can do to assist Delta City in economic development. Most industries need infrastructure in place in order to relocate and Millard County does not have anything to offer in that area. This creates a need for cooperation between Millard County and Delta City in order to create a situation which would encourage development. County Commissioner Greathouse encouraged Delta City to pursue an industrial park, which would provide an area to use in attracting development.

Mayor Bunker indicated that Delta City would increase their efforts to provide an industrial park.

MAYOR GAYLE BUNKER: COUNCIL DISCLOSURE FORMS

Mayor Bunker requested that Council Members complete and sign their disclosure forms and return them to City Recorder Gregory Schafer.

MAYOR GAYLE BUNKER: COUNCIL MEETING PRAYER POLICY

Mayor Bunker called attention to information provided to each Council Member regarding the effort which atheists are exerting upon small Utah towns to make certain prayer policies conform with the latest ruling from the Utah Supreme Court. Mayor Bunker requested that Council Members review the material provided, think about it, discuss it with friends and neighbors and be prepared to make a decision at a future meeting. Mayor Bunker cautioned that the Council must make certain that the proper decision is made regarding this policy.

RCCM 02-05-04

Page 5

Council Member Glen Swalberg MOVED to table further discussion on this item at this time to allow Council Members an opportunity to study the matter further and make a decision at a future meeting. The motion was SECONDED by Council Member Bruce Curtis. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

MAYOR GAYLE BUNKER: APPOINTMENT OF LIBRARY BOARD MEMBERS

Mayor Bunker suggested that Jason Komarek and Brent Berkley be reappointed to serve as members of the Library Board, with their appointment being retroactive to July 1, 2003 and terms expiring June 30, 2006, and that Marsha Lovell be appointed to replace Rhonda Pace, whose term will expire on June 30, 2005.

Council Member Margaret Dutson MOVED that the Mayor appoint Jason Komarek and Brent Berkley as members of the Library Board, with appointments being retroactive to July 1, 2003 and terms expiring June 30, 2006 and to appoint Marsha Lovell to replace Rhonda Pace, with her term expiring June 30, 2005. The motion was SECONDED by Council Member Robert Banks. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

MAYOR GAYLE BUNKER: REAPPOINTMENT OF BARBARA PIERSON TO BOARD OF ADJUSTMENT

Mayor Bunker suggested reappointing Barbara Pierson to the Board of Adjustment for another five year term. Mrs. Pierson's term expires the first of March this year.

Council Member Glen Swalberg MOVED that the Mayor reappoint Barbara Pierson for an additional five year term on the Board of Adjustment with her term expiring March, 2009. The motion was SECONDED by Council Member Robert Banks. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

MAYOR GAYLE BUNKER: APPOINTMENT OF PLANNING & ZONING COMMISSION MEMBER TO BOARD OF ADJUSTMENT

Mayor Bunker proposed appointing Council Member Robert Banks as the Council Member representative on the Planning & Zoning Commission and to also appoint him as the Planning & Zoning Representative on the Board of Adjustment.

Council Member Margaret Dutson MOVED to approve Mayor Bunker appointing Robert Banks as the Council Member representative on the Planning & Zoning Commission and to also appoint him as the Planning & Zoning Representative on the Board of Adjustment. The motion was SECONDED by Council Member Wesley Bloomfield. Mayor Bunker asked if there were any

RCCM 02-05-04

Page 6

comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

MAYOR GAYLE BUNKER: KENNEL FEES

Mayor Bunker noted that each Council Member had received a list of kennel fees and license fees charged by other Utah communities. He told Council Members that Delta City charges \$200 for a kennel fee and he feels that the amount is excessive. City Recorder Gregory Schafer has contacted several other communities to see if they require kennel licenses and, if so, what they charge for the license.

Following discussion, Council Member Wesley Bloomfield MOVED to amend the Delta City Animal Control Ordinance to require a kennel license, with a fee of \$50.00, for three or more dogs six months of age or older. The motion was SECONDED by Council Member Bruce Curtis. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

PUBLIC WORKS DIRECTOR ALAN RIDING: UPDATE ON PUBLIC WORKS PROJECTS

Public Works Director Alan Riding told the Council that the truck shop is almost complete and has, in fact, been used during the last month to dry the snow plows after each day of plowing.

Public Works Director Alan Riding reported that he had contacted Twin D, the firm which has been working on cleaning the sewer system. They will be in Delta on Monday to work on the remaining sewer mains which have not yet been cleaned.

The water damage in the library has been repaired and looks very good. The pipe which broke has been insulated to prevent freezing in the future.

Public Works Director Riding noted that work has begun on the landscaping project in the park. The old tree and asphalt has been removed and excavation for the water vault has been done. When weather allows, work will resume on the project. Fill dirt and rocks have been located, some trees have been ordered, and we have scheduled another tree planting workshop in the spring.

Public Works Director Riding stated that Council Member Dutson has appointed him as captain of the donkey basketball team and Mayor Bunker as coach. The Delta Area Youth City Council is sponsoring donkey basketball on March 22nd and Delta City needs a team to play against the Youth Council.

OTHER BUSINESS

Council Member Glen Swalberg thanked the Public Works Department for the prompt action in repairs to the library following the water damage. He also reported that the flag stone is chipping

RCCM 02-05-04

Page 7

and will need to be repaired. He also requested that one additional handicap parking space be provided in the library parking lot. Council Member Swalberg requested that state approved "Library" signs be provided on Main Street and on the Delta City property.

Council Member Swalberg requested that the City purchase a commercial vacuum for cleaning the City building.

Council Member Wesley Bloomfield asked whether the Council was going to review the proposed licensing of piano teachers, inasmuch as it is the time of year when business license fees are due. He also requested addressing licensing fees for part time lawn or landscape businesses. Mayor Bunker requested that the licensing issues be addressed at the next meeting. City Attorney Waddingham suggested that the Council wait until after the upcoming Utah Business License Association conference where fee schedule studies will be discussed.

Council Member Wesley Bloomfield asked whether any information has been received on the skate park grant application. Mayor Bunker stated that he had received many questions regarding the status of the skate park grant application. He reported that he had made a telephone call and found that the state agency which handles the funding is waiting to receive word on the amount which will be funded by the federal government. Mayor Bunker did not receive a firm answer but felt that our request would be funded when monies are received from the federal government.

Mayor Bunker told the Council that the City has a problem with storing records. There are many records which must be stored for long periods of time and many must be kept forever. There is inadequate space within the building for storing all records. Mayor Bunker has discussed many options for storing records, including using a portion of one of the City shop buildings. Mayor Bunker and Public Works Director Riding discussed the possibility of obtaining a cargo container, which could be placed in the City yard, to be used for record storage. A twenty foot container would cost approximately \$2,400. Mayor Bunker asked the Council to think about this solution and it will be discussed at a later meeting.

Mayor Bunker reported that he had attended a Mayors' Meeting with the County Commission. The meeting was well attended and many ideas were discussed by Commissioners and Mayors. The meetings are very beneficial and the County plans to hold them on a regular basis.

RCCM 02-05-04

Page 8

Mayor Bunker noted that the Tourism Board meets on the 2nd Wednesday of each month, alternating between Delta and Fillmore. He requested that any Council Members who were able, to attend the meeting to be held in Delta next Wednesday at 7:00 p.m. at the Millard County Offices.

Mayor Bunker reported that the City had received a call from Clay Anstead of the 489th Engineering Unit advising that two service men from our area, Kirk Harris and Ron Moody, would be returning from the Iraq War tomorrow. The gentleman recommended that the City do something to celebrate their return. City Treasurer Judy Sabey received the call and discussed it with Mayor Bunker, who mentioned that there have been other servicemen who have previously returned and we did not celebrate their return. Council Members discussed how to properly recognize those who have served and returned from the war. It was determined that any who have recently been activated and called for service and returned be asked to serve as Grand Marshals for the Fourth of July celebration and lead the parade.

Mayor Bunker asked if there were any comments, questions or other items to be discussed. There being none, Council Member Wesley Bloomfield MOVED to adjourn the meeting. The motion was SECONDED by Council Member Glen Swalberg. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

Mayor Bunker declared the meeting adjourned at 8:33 p.m.



GAYLE BUNKER, Mayor



GREGORY JAY SCHAFFER, CMC, City Recorder

MINUTES APPROVED. RCCM 02-19-04

