

CITY OF DELTA, UTAH
REGULAR CITY COUNCIL MEETING
JUNE 3, 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

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 Robert Banks offered opening remarks following which Mayor Bunker led those in attendance in the Pledge of Allegiance.

MINUTES

The proposed minutes of a Public Hearing held May 20, 2004 were presented for consideration and approval. Following review, Council Member Bruce Curtis MOVED to approve the minutes of the Public Hearing held May 20, 2004, as presented. 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.

The proposed minutes of a Regular City Council Meeting held May 20, 2004 were presented for consideration and approval. Council Member Margaret Dutson noted a typographical error on Page 3. Following review, Council Member Robert Banks MOVED to approve the minutes of the Regular City Council Meeting held May 20, 2004, as corrected. The motion was SECONDED by

City of Delta, Utah
Regular City Council Meeting 06-03-04
Page 2

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.

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 June 3, 2004 in the amount of \$47,703.23. 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: PROPOSED CURB, GUTTER AND SIDEWALK CONSTRUCTION POLICY

Mayor Bunker noted that this proposed policy has been discussed and amended several times. Council Member Wesley Bloomfield distributed copies of proposed language which he felt should be inserted in the second paragraph of the proposed policy regarding replacement of existing sidewalk. The language addressed sidewalks which are damaged as a result of the actions of the homeowner and provides that the City will not participate in cost of repairs and will seek reimbursement for those costs through appropriate legal action.

Council Member Glen Swalberg MOVED to approve the amended Delta City Curb, Gutter and Sidewalk Construction Policy, 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.

MAYOR GAYLE BUNKER: PROPOSED SUBDIVISION IMPACT FEES ON BUILDING PERMITS

Mayor Bunker advised the Council that he does not have additional information on this matter and requested that discussion be tabled at this time.

Council Member Glen Swalberg MOVED to table further discussion of this matter until the next meeting of the City Council. 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 / CITY RECORDER GREGORY SCHAFER:

City of Delta, Utah
Regular City Council Meeting 06-03-04
Page 3

PROPOSED FOUR DAY WORK WEEK TRIAL PERIOD

Public Works Director Alan Riding and City Recorder Gregory Schafer distributed copies of proposed work schedules for office and public works employees, beginning June 14, 2004, for consideration of the Council. The proposed schedules would allow employees to work four ten hours days per week, while having city services available to residents from 7:00 a.m. to 6:00 p.m., Monday through Friday, by allowing some employees to take Monday off and other employees to take Friday off, with the schedules rotating every two weeks. This proposal has the advantages of having services available to residents for ten more hours each week, while also giving employees the added benefit of a four day work week. Request was made for Council approval of the proposed work schedules.

Following extensive discussion of the proposed schedules, Council Member Wesley Bloomfield MOVED to approve a trial basis for city employees to work the four ten hour work day schedule to have city services available from 7:00 a.m. to 6:00 p.m. Monday through Friday, except legal holidays, for a period of six months, beginning Monday, June 14, 2004, with a minimum of two individuals being in the office on Mondays and Fridays and minimum coverage of the public works employees as well, with the condition that any employee who does not wish to work a ten hour / four day work schedule may continue to work an eight hour / five day schedule. 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.

PUBLIC WORKS DIRECTOR ALAN RIDING: PROPOSED WATER CONSERVATION PLAN

City Attorney Richard Waddingham advised the Council that a public hearing must be held prior to adopting the Water Conservation Plan.

Council Member Wesley Bloomfield MOVED to hold a public hearing on Thursday, June 17, 2004 at 6:35 p.m. for the purpose of receiving public comment regarding the proposed Delta City Water Conservation Plan. 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.

NEW BUSINESS

JOE ANDERSON, UTAH LOCAL GOVERNMENTS TRUST: RECOGNITION OF DENT KIRKLAND FOR SECOND PLACE FINISH IN TRUCK RODEO

Mr. Anderson advised the Council that Utah Local Governments Trust sponsors a truck rodeo as part of Road School every year, which gives drivers from different cities around the state the opportunity to compete and sharpen their driving skills. There are two events, one which allows ten minutes to

identify ten problems in a vehicle inspection prior to beginning work; the other event is driving an obstacle course. This is the first year that Dent Kirkland participated in the truck rodeo and he took second place in the state. Mr. Anderson congratulated Mr. Kirkland for his second place finish and presented Delta City with a \$200 award for purchase of safety items. Mr. Anderson expressed appreciation for the participation in the truck rodeo and encouraged participation again next year.

CITY ATTORNEY RICHARD WADDINGHAM: PROPOSED TELECOMMUNICATIONS ORDINANCE

City Attorney Richard Waddingham advised the Council that he had added a section to the proposed ordinance pertaining to Consumer Rights. Delta City has collected a four percent franchise fee on telephone service for several years but this ordinance extends that franchise fee to mobile telephone service.

ORDINANCE NO. 04-214

AN ORDINANCE OF THE CITY OF DELTA, UTAH ESTABLISHING A TAX ON THE GROSS RECEIPTS OF TELECOMMUNICATIONS SERVICE PROVIDERS; SETTING THE RATE FOR SUCH TAX; AND ESTABLISHING THE EFFECTIVE DATE OF THE TAX.

Council Member Wesley Bloomfield MOVED to adopt Ordinance No. 04-214, an ordinance of the City of Delta, Utah establishing a tax on the gross receipts of telecommunications service providers; setting the rate for such tax; and establishing the effective date of the tax. 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 roll call vote. The voting was as follows:

Robert Banks	Yes
Wesley Bloomfield	Yes
Bruce Curtis	Yes
Margaret Dutson	Yes
Glen Swalberg	Yes

The motion passed unanimously.

ASSISTANT PUBLIC WORKS DIRECTOR KEN CLARK: PROPOSED PURCHASE OF 72-HOUR EMERGENCY KITS FOR EMPLOYEES

Assistant Public Works Director Ken Clark advised the Council that this matter had been discussed at a previous meeting and, since that time, we have received notice that the company will allow a substantial discount for our group purchase. The discount amounts to approximately \$500 and the price includes shipping and handling costs. Council Member Margaret Dutson did not feel that it

City of Delta, Utah
Regular City Council Meeting 06-03-04
Page 5

would be appropriate to supply employees with 72-hour kits for their families and that each family should be responsible to provide their own emergency kits. Assistant Public Works Director Clark responded that, in an emergency situation, we will need every employee at work to repair damage and restore services without their having the distraction of worrying whether their families needs are being met. Delta City employees would be responsible for restoring water and sewer services, clearing roads, assisting with search and rescue, etc., while employees from the business sector would be able to go home and take care of their families. Purchase of 72-hour kits would be a way to relieve anxieties of employees who are needed at work during emergency situations and the cost is not exorbitant. Council Member Wesley Bloomfield felt that it would be good to provide emergency kits for full time employees because they would all be needed at work to restore services for residents.

Following lengthy discussion, Council Member Bruce Curtis MOVED to purchase 72-hour emergency kits for all full time employees and their families, at an approximate cost of \$1,800.00, in order to allow the employees to work for Delta City during an emergency situation without worrying about their families needs being met. 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 with Council Members Banks, Bloomfield, Curtis and Swalberg voting in favor and Council Member Dutson voting against.

ASSISTANT PUBLIC WORKS DIRECTOR KEN CLARK: PROPOSED PURCHASE OF BASE RADIO STATION FOR CITY OFFICE

Assistant Public Works Director Ken Clark distributed copies of a bid for purchase of a base radio station for the city office from Commercial Business Radio at a price of \$1,000, installed. Council Member Wesley Bloomfield felt that purchase of a base radio station for the city office is a good idea both for every day communications and for use by the emergency operations center in the event of a disaster. Assistant Public Works Director Clark noted that, in connection with Homeland Security issues at this time, emphasis is being placed on inter-agency communications to allow all agencies to communicate with all other agencies during an emergency. This radio would enable communication with the fire department, ambulance, sheriff's department and county road department.

Following discussion, Council Member Wesley Bloomfield MOVED to approve purchase of a base radio station for the City Office from Commercial Business Radio in the amount of \$1,000. 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.

COUNCIL MEMBER BRUCE CURTIS: PROPOSED MEMORANDUM OF UNDERSTANDING BETWEEN THE UTAH DIVISION OF FORESTRY, FIRE AND STATE LANDS AND THE DELTA FIRE DEPARTMENT

City of Delta, Utah
Regular City Council Meeting 06-03-04
Page 6

City Attorney Richard Waddingham questioned some language in the Memorandum of Understanding regarding obligations of Delta Fire Department and discussed those questions with Council Member Bruce Curtis. City Attorney Waddingham requested that the matter be tabled until the next meeting of the Council to allow sufficient time to obtain answers to his questions.

Council Member Bruce Curtis MOVED to table approval of the proposed Memorandum of Understanding between the Utah State Division of Forestry, Fire and State Lands and Delta Fire Department pending further clarification of language contained in the document. 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.

CITY RECORDER GREGORY SCHAFER: SELECTION OF AUDITING FIRM TO PERFORM ANNUAL DELTA CITY AUDIT

City Recorder Gregory Schafer noted that two bids had been received as a result of the advertisement for bids published in both the local newspaper and the Salt Lake newspapers. The bids included one from Todd E. Holt, CPA in the amount of \$ and one from Larson & Peterson in the amount of \$14,103 for fiscal year 2004, \$14,526 for fiscal year 2005 and \$14,961 for fiscal year 2006. Overall, the Larson & Peterson bid is the lower of the two bids.

Council Member Glen Swalberg MOVED to award the bid for audit services for the next three fiscal years to Larson & Peterson in the amount of \$14,103 for 2004, \$14,526 for 2005 and \$14,961 for 2006. 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.

PUBLIC WORKS DIRECTOR ALAN RIDING: UPDATE ON PUBLIC WORKS PROJECTS

Public Works Director Alan Riding reported that city clean up had been completed except for a few small areas around town which are still being collected as time permits. Public Works Director Riding noted that work is continuing on the water feature in the City Park. They intend to have water running by June 15th and will continue grooming and preparing the area for the Fourth of July celebration. Planting of trees and bushes will be done in the fall and benches will be constructed during the winter months.

OTHER BUSINESS

Mayor Bunker reported that he and Public Works Director Alan Riding had discussed the proposed water conservation plan and summer water usage and felt that the overage rate should be raised from fifty cents to sixty cents per thousand gallons. Council Member Wesley Bloomfield MOVED to adjust the water usage overage rate from fifty cents per thousand gallons to sixty center per thousand

City of Delta, Utah
Regular City Council Meeting 06-03-04
Page 7

gallons beginning July 1, 2004 and to instruct City Attorney Richard Waddingham to prepare a resolution adopting the overage rate schedule for adoption at the next meeting of the City Council. 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.

Council Member Wesley Bloomfield stated that Council Members had failed to discuss call out compensation during the Budget Work Session which was held on Wednesday, June 2nd. Mayor Bunker told the Council that the call out wage was being raised from \$1.50 to \$1.60 and the clothing allowance will remain the same. Council Member Bloomfield suggested that the clothing allowance be raised from \$40 per month to \$50 per month. Council Member Wesley Bloomfield MOVED to direct City Recorder Gregory Schafer to adjust the clothing allowance in the Final Budget from \$40 to \$50 per month for Public Works Employees. 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.

Council Member Bruce Curtis reported that City Recorder Gregory Schafer had met with the Fire Department members to provide information showing why the insurance co-pay amount for firemen must be increased. Fire Department members agreed to accept an increase to \$100 monthly co-pay for health insurance and Council Members agreed with the increased co-pay amount.

Mayor Bunker advised the Council that it is time to nominate someone for the Mayor's Award in the Humanities. He noted that the list of eligible individuals includes librarians, museum curators, historic preservation leaders, local historians, book group leaders, business people or philanthropists who support lifelong learning opportunities and others. Mayor Bunker requested suggestions of individuals who could be nominated. Council Member Bruce Curtis suggested that Council Member Glen Swalberg be nominated. All Council Members agreed with Council Member Curtis' suggestion. Mayor Bunker will nominate Council Member Swalberg for the award.

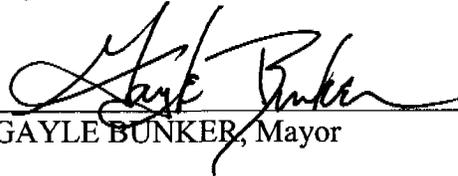
Mayor Bunker advised the Council that there is a proposal to develop a dinner theater at Van's Hall, beginning next summer, if the building can be completed and brought up to safety standards. At present, efforts are being made to raise adequate funding for the project.

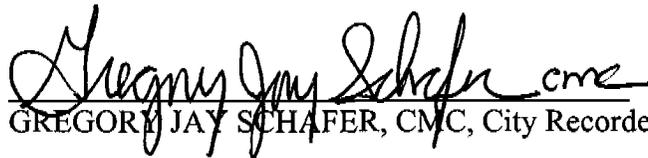
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City of Delta, Utah
Regular City Council Meeting 06-03-04
Page 8

Mayor Bunker asked if there were any comments, questions or other items to be discussed. There being none, Council Member Margaret Dutson 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 8:52 p.m.


GAYLE BUNKER, Mayor


GREGORY JAY SCHAFER, CMC, City Recorder

MINUTES APPROVED: RCCM 07-15-04

