

CITY OF DELTA, UTAH  
REGULAR CITY COUNCIL MEETING  
**DECEMBER 17, 2009**

PRESENT

Gayle Bunker	Mayor
Robert Banks	Council Member
Kiley Chase	Council Member
Bruce Curtis	Council Member
John Niles	Council Member

ABSENT

Betty Jo Western	Council Member
Gregory Jay Schafer	City Recorder

ALSO PRESENT

Kaela Jackson	City Attorney
Alan Riding	Public Works Director
Karen Johnson	Assistant City Recorder
Todd E. Holt	Todd E. Holt, CPA
Ryan Roper	Todd E. Holt, CPA

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, on the Utah Public Notice web site 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.

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

MINUTES

The proposed minutes of a Regular City Council Meeting held December 3, 2009 were provided for consideration and approval. Following review, Council Member Kiley Chase MOVED to approve the minutes of the Regular City Council Meeting held December 3, 2009, as presented. 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.

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 Robert Banks MOVED to approve the accounts payable, dated December 17, 2009, in the amount of \$58,803.00. The motion was SECONDED by Council Member John Niles. 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 COMMENT PERIOD

There were no comments from the public.

UNFINISHED BUSINESS

There were no items of unfinished business on the agenda.

NEW BUSINESS

TODD E. HOLT, CPA: AUDIT OF DELTA CITY FINANCIAL STATEMENTS FOR FISCAL YEAR ENDED JUNE 30, 2009

Todd Holt advised Council Members that they were receiving a draft copy of the audit because the final copy is not yet available due to Finance Officer Greg Schafer's hospitalization. The audit report will be completed by the end of December and forwarded to the Utah State Auditor for review. Mr. Holt stated that an audit will not find every error or omission but will provide a fair analysis of the condition of the financial statements. Mr. Holt reviewed details of the audit report with Council Members and noted that revenues were down from the amount received in 2008 but cost-cutting measures resulted in expenses also being reduced. Mr. Holt advised Council Members that there were no "findings" or inconsistencies noted as a result of the audit.

Bound copies of the audit report will be provided to the City when completed. Mayor Bunker thanked Mr. Holt and Mr. Roper for their services and the assistance provided during the illness of Finance Director Greg Schafer.

Following discussion, Council Member Kiley Chase MOVED to accept the audit of Delta City financial statements for the fiscal year ended June 30, 2009, as presented. 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: RESOLUTION INCREASING SECURITY DEPOSIT FOR UTILITY ACCOUNTS

Mayor Bunker introduced the following Resolution:

RESOLUTION NO. 09-329  
A RESOLUTION REVISING THE SECURITY DEPOSIT CHARGE FOR USE OF THE  
DELTA CITY WATER SYSTEM

Mayor Bunker indicated that this resolution increases the security deposit for use of the water system from \$100 to \$150, as was discussed at a previous meeting. The increased deposit amount will become effective January 1, 2009.

Council Member Robert Banks MOVED to adopt Resolution No. 09-329, a resolution revising the security deposit charge for use of the Delta City water system. The motion was SECONDED by Council Member John Niles. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called for a roll call vote. The vote was as follows:

Robert Banks	Yes
Kiley Chase	Yes
Bruce Curtis	Yes
John Niles	Yes
Betty Jo Western	Absent

The motion passed unanimously.

MAYOR GAYLE BUNKER: NEW YEARS EVE CELEBRATION

We have an article in the local newspaper this week about the celebration and flyers have been distributed around town; White River Academy and Latinos in Action are going to help with kids games; food has been ordered but volunteers are still needed to help with the food and inflatable toys. Council Member Western has requested that each Council Member recruit two or three people to help for one hour at a time with the food and inflatable toys, as well as supervising the youth dance. We have not yet heard from the L.D.S. stakes with regard to supervising the youth dance. All Council Members were asked to be in attendance to assist with the celebration. Mayor Bunker will find out what time we need to set up for the celebration and will contact Council Members to assist with set up.

PUBLIC WORKS DIRECTOR ALAN RIDING: UPDATE ON PUBLIC WORKS PROJECTS

Public Works Director Alan Riding reported that all of the recent snowfall had been removed and equipment has been repaired and is ready to go for the next snowfall. One of the trucks lost a sensor which needs to be replaced before it can be used again.

Runway lights at the airport have been repaired following snow removal. It is common for lights to need repairs after snow plows have worked the runway.

Public Works Director Riding distributed copies of the Water Conservation Plan for Delta City

which needs to be adopted by resolution and forwarded to the State of Utah. Public Works Director Riding requested that Council Members review the plan and, if acceptable, approve the plan and instruct City Attorney Kaela Jackson to prepare a resolution adopting the plan which can be ratified at the next meeting. The conservation plan was done five years ago and the State of Utah requires that it be updated every five years. At the time it was prepared, it was recommended but not required. A water conservation plan is now required in order to receive an approved rating on our water system.

Following discussion, Council Member Robert Banks MOVED to adopt the Water Conservation Plan for Delta City, effective December 17, 2009, and to instruct City Attorney Kaela Jackson to prepare a resolution to ratify approval of the Water Conservation Plan at the next 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 roll call vote. The vote was as follows:

Robert Banks	Yes
Kiley Chase	Yes
Bruce Curtis	Yes
John Niles	Yes
Betty Jo Western	Absent

The motion passed unanimously.

#### OTHER BUSINESS

Mayor Bunker called attention to an article in the Deseret News this week regarding the Magnum Energy project. The article states that seventy percent of the approvals are in place and construction may begin as early as the first part of 2010. The article contained many positive comments regarding the project. Mayor Bunker advised Council Members that we have received the State Engineer's approval for transfer of water to Magnum Energy.

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Mayor Bunker asked Council Members if they had thought any more about the recycling problem that Jim Pierson discussed at the last meeting. Mayor Bunker stated that he had been thinking about it and felt that one problem with attempting to recycle in our area is the distance from Delta to a facility that will take the recycled material.

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Mayor Bunker asked Council Member Banks about the Planning & Zoning Commission meeting at which keeping chickens on residential lots was discussed. Council Member Banks advised Council Members that the Planning & Zoning Commission held a public hearing regarding the proposal to allow chickens on residential property. The comments received at the public hearing included suggestions to: 1) increase the number of chickens allowed so that residents could raise chickens for both eggs and meat, 2) allow a maximum of two roosters, and 3) increase the number

of chickens allowed on all lot sizes. Mayor Bunker asked Council Members to continue thinking about allowing chickens on residential lots and further discussion will be held in January or February. Council Member Kiley Chase reported that Nephi City currently allows keeping chickens on residential lots but they are considering repealing their ordinance and eliminating chickens on residential lots.

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Mayor Bunker reported that City Recorder Gregory Schafer is in the hospital again and had surgery yesterday. He is expected to stay in the hospital until tomorrow to be examined by a specialist. He will probably be able to come home until sometime after Christmas. He will then have more surgery and be confined to the sand bed at home for another five to six weeks.

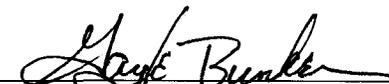
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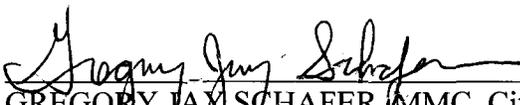
Mayor Bunker advised Council Members that newly elected Council Members will be sworn into office on Monday, January 4<sup>th</sup> at 6:00 p.m. Mayor Bunker presented a plaque to Council Member Kiley Chase for the service he has provided to Delta City and thanked him for being such a great asset to the Council. Council Member Chase will be greatly missed.

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Mayor Bunker asked if there were comments, questions or other items to be discussed. There being none, Council Member Kiley Chase MOVED to adjourn the meeting. The motion was SECONDED by Council Member John Niles. 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 7:52 p.m.

  
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GAYLE BUNKER, Mayor

  
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GREGORY JAY SCHAFFER, MMC, City Recorder

MINUTES APPROVED: RCCM 01-21-10