

CITY OF DELTA, UTAH
REGULAR CITY COUNCIL MEETING
JUNE 6, 2013

PRESENT

Gayle Bunker
Robert Banks
John Niles
Steven Pratt
Tom Stephenson
Betty Jo Western

Mayor
Council Member
Council Member
Council Member
Council Member
Council Member

ABSENT

None

ALSO PRESENT

Gregory Jay Schafer
Todd Anderson
Jody Thomas
Barbara Clark
David Frandsen
Loreen Bliss
Jaren Bliss

City Recorder
City Attorney
City Treasurer
City Accounts Payable Clerk
Delta Car Show
Boy Scout Parent
Boy Scout

Mayor Bunker called the meeting to order at 7:00 p.m. He stated that notice of the time, place and 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.

Council Member John Niles 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 May 16, 2013 were presented for consideration and approval. Council Member Steven Pratt noted a typographical error on page 3, line 13 where the word "from" should be changed to "to". Following discussion, Council Member Robert Banks MOVED to adopt the minutes of the Regular City Council Meeting held May 16, 2013, as corrected. The motion was SECONDED by Council Member Tom Stephenson. The motion passed with Council Members Robert Banks, John Niles, Steven Pratt, Tom Stephenson and Betty

Jo Western voting in favor and no one voting against.

The proposed minutes of a Special City Council Meeting held May 29, 2013 were presented for consideration and approval. Following discussion, Council Member Steven Pratt MOVED to adopt the minutes of the Special City Council Meeting held May 29, 2013, as presented. The motion was SECONDED by Council Member Betty Jo Western. The motion passed with Council Members Robert Banks, John Niles, Steven Pratt, Tom Stephenson and Betty Jo Western voting in favor and no one voting against.

The proposed minutes of a Budget Work Session held May 29, 2013 were presented for consideration and approval. Following discussion, Council Member Robert Banks MOVED to adopt the minutes of the Budget Work Session held May 29, 2013, as presented. The motion was SECONDED by Council Member Steven Pratt. The motion passed with Council Members Robert Banks, John Niles, Steven Pratt, Tom Stephenson and Betty Jo Western voting in favor and no one voting against.

ACCOUNTS PAYABLE

The Council reviewed the accounts payable, a copy of which had been provided to them at least two days prior to the meeting. Following discussion, Council Member Steven Pratt MOVED to approve the accounts payable, dated June 6, 2013, in the amount of \$100,840.23. 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 with Council Members John Niles, Steven Pratt, and Betty Jo Western voting in favor and Council Members Robert Banks and Tom Stephenson being absent.

PUBLIC COMMENT PERIOD

There were no comments from the public.

BUSINESS

DAVID FRANSEN, DELTA CAR SHOW: REQUEST FOR PERMISSION TO USE DELTA CITY PARK FOR DELTA CAR SHOW TO BE HELD SEPTEMBER 20-22, 2013

Mr. Fransen stated the Delta Car Show is scheduled for September 20, 21 and 22nd and requested permission to use facilities at the Delta City Park for the show again this year. Council Members were in favor of allowing use of the park for the Car Show. It was noted that the two large pavilions in the park have been reserved for a class reunion on September 20th and 21st. Mayor Bunker declared that we will meet with the reunion organizers to make other arrangements because the car show has had the park reserved during the third weekend in September for twenty or more years.

Council Member Tom Stephenson MOVED to approve use of Delta City Park for the Delta Car Show to be held on September 20, 21 & 22, 2013, subject to clearing a previously scheduled class reunion on September 20th and 21st . The motion was SECONDED by Council Member Betty Jo Western. 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 Robert Banks, John Niles, Steven Pratt, Tom Stephenson and Betty Jo Western voting in favor and no one voting against.

MAYOR GAYLE BUNKER: ORDINANCE NO. 13-255 AMENDING THE DELTA CITY NOISE ORDINANCE

Mayor Bunker introduced the following ordinance:

ORDINANCE NO. 13-255

AN ORDINANCE AMENDING SECTION 13-331 OF THE REVISED ORDINANCES OF DELTA CITY (1981 EDITION) AS AMENDED, (“DELTA CITY ORDINANCES”) PERTAINING TO NOISE CONTROL AND ESTABLISHING DEFINITIONS, NOISE LEVELS, EXEMPTIONS TO THE NOISE ORDINANCE, REMEDIES AVAILABLE TO DELTA CITY FOR THE ENFORCEMENT OF THE NOISE ORDINANCE AND PENALTIES FOR CRIMINAL VIOLATIONS OF THE NOISE ORDINANCE.

Mayor Bunker noted that Council Members had discussed this amendment to the noise ordinance at a previous meeting. City Attorney Todd Anderson reported that a change had been made to the days for setting off fireworks, and provided a blanket prohibition for noises that violate the ordinance if they are annoying or disturbing others within the Delta City limits, regardless of decibel level. The balance of the ordinance remains the same, except the hours during which the noise ordinance is enforced.

Following discussion, Council Member Steven Pratt MOVED to adopt Ordinance No. 13-255, an ordinance amending Section 13-331 of the Revised Ordinances of Delta City (1981 Edition), as amended, (“Delta City Ordinances”), pertaining to noise control and establishing definitions, noise levels, exemptions to the noise ordinance, remedies available to Delta City for the enforcement of the noise ordinance and penalties for criminal violations of the noise ordinance, subject to a spelling correction of the word “devices” on page 4. 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
John Niles	Yes
Steven Pratt	Yes
Tom Stephenson	Yes
Betty Jo Western	Yes

The motion passed unanimously.

BARBARA CLARK/JODY THOMAS: FOURTH OF JULY CELEBRATION PLANNING

Cannot hear comments from Barbara or Jody. Comments from Todd and Betty Jo regarding food handling permits. Discussion about providing a piano for the choir.

Mayor Bunker reminded Council Members that they need to be at the parade to ride the float and to assist with the fish catch in the park.

MAYOR GAYLE BUNKER: PROPOSED REVISION TO DELTA CITY CONSOLIDATED FEE SCHEDULE

Mayor Bunker requested that Public Works Director Alan Riding address the Council regarding amending fees. Public Works Director Riding noted that he had compared water usage at Delta Manor (54 units) and at Days Inn Motel (82 units) to get an idea of their annual usage. Delta Manor used 24 acre feet of water and Days Inn used 4.46 acre feet of water. It was determined that usage at Days Inn would more closely match usage at a recreational vehicle park, due to both being used on a temporary basis rather than being a full time occupancy facility. Public Works Director Riding felt that our water requirement for a recreational vehicle park, .25 acre foot per trailer space, is excessive, given the temporary occupancy of the spaces. Antelope Valley RV Park would like to have Delta City water service but the cost of purchasing 25 acre feet of water for eighty trailer spaces is not feasible. Public Works Director Riding suggested that Council Members consider reducing the water requirement for recreational vehicle parks and felt that an amount closer to usage at Days Inn would be adequate for a recreational vehicle park.

Public Works Director Alan Riding discussed a proposal to set Sherwood Shores monthly fee for stand-by water at \$35.00. The fee will be paid by every resident who has service, whether the water is on or off. This fee will be used for loan repayment, as well as operation and maintenance and to build a capital reserve fund for the system. There will be a \$25.00 per month water usage fee, for up to 4,000 gallons. This is the same rate paid by Delta City residents. Mayor Bunker reported he had sent a letter to Sherwood Shores residents, a few weeks ago, advising that our best guess was that their stand-by fee would be \$40 to \$45, so this fee is less than what was previously expected.

PUBLIC WORKS DIRECTOR ALAN RIDING: UPDATE ON PUBLIC WORKS PROJECTS

Public Works Director Riding reported that some asphalt repair had been done but there are more places still awaiting repair. Work is being done on the royalty float; the airport fuel system is almost ready to be put back into service. We have obtained verbal approval of all property owners, between the Delta City boundary and the airport property, to be annexed into Delta City. Delta City would like to have the airport included in our municipal boundaries.

OTHER BUSINESS

City Attorney Anderson reported that the Shooting Range Board had questions regarding whether Delta City would be interested in allowing individuals, or groups, to reserve the shooting range. Council Members were asked to think about the question and discuss it at a later time.

City Attorney Anderson had some concerns regarding the youth court and asked if Council Members had an opinion about the subject. Mayor Bunker felt that, with the change in auditing and certification requirements, it would be wise to dissolve the youth court, thus eliminating extra work for staff members. City Attorney Anderson reported the comments he had heard and requested that Council Members think about this subject for discussion at a later date, inasmuch as Youth Court is not held during the summer months.

Mayor Bunker asked if there were any comments, questions or other items to be discussed. There being none, Council Member Steven Pratt MOVED to adjourn the meeting. The motion was SECONDED by Council Member Tom Stephenson. 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 Robert Banks, John Niles, Steven Pratt, Tom Stephenson and Betty Jo Western voting in favor and no one voting against.

Mayor Bunker declared the meeting adjourned at 8:20 p.m.



GAYLE BUNKER, Mayor



GREGORY JAY SCHAFFER, MMC, City Recorder

MINUTES APPROVED: RCCM 06-20-13

