

CITY OF DELTA, UTAH  
REGULAR CITY COUNCIL MEETING  
JUNE 20, 2013

PRESENT

Gayle Bunker	Mayor
Robert Banks	Council Member
Tom Stephenson	Council Member
Betty Jo Western	Council Member

ABSENT

John Niles	Council Member
Steven Pratt	Council Member
Todd Anderson	City Attorney
Alan Riding	Public Works Director

ALSO PRESENT

Gregory Jay Schafer	City Recorder
Jan & Clark Johnson	Sherwood Shores Residents

Mayor Bunker called the meeting to order at 7:10 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 Tom Stephenson provided opening remarks, following which Mayor Bunker led those in attendance in the Pledge of Allegiance.

MINUTES

The proposed minutes of Public Hearing #1 held June 6, 2013 were presented for consideration and approval. Following discussion, Council Member Betty Jo Western MOVED to approve the minutes of Public Hearing #1 held June 6, 2013, 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 with Council Members Robert Banks, Tom Stephenson and Betty Jo Western voting in favor and Council Members John Niles and Steven Pratt being absent.

The proposed minutes of Public Hearing #2 held June 6, 2013 were presented for consideration and approval. Following discussion, Council Member Robert Banks MOVED to approve the minutes

of Public Hearing #2 held June 6, 2013, as presented. 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, Tom Stephenson and Betty Jo Western voting in favor and Council Members John Niles and Steven Pratt being absent.

The proposed minutes of a Regular City Council Meeting held June 6, 2013 were presented for consideration and approval. Following discussion, Council Member Betty Jo Western MOVED to approve the minutes of the Regular City Council Meeting held June 6, 2013, as presented. 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, Tom Stephenson and Betty Jo Western voting in favor and Council Members John Niles and Steven Pratt being absent.

#### 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 Tom Stephenson MOVED to approve the accounts payable, dated June 20, 2013, in the amount of \$462,835.11. 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 with Council Members Robert Banks, Tom Stephenson and Betty Jo Western voting in favor and Council Members John Niles and Steven Pratt being absent.

#### PUBLIC COMMENT PERIOD

There were no comments from the public.

#### BUSINESS

#### MAYOR GAYLE BUNKER: RESOLUTION NO. 13-361, A RESOLUTION AMENDING RESOLUTION NO. 12-358 AND THE BUDGET ADOPTED THEREBY TO PROVIDE FOR AMENDMENTS TO THE FISCAL YEAR 2012-2013 BUDGET

Mayor Bunker introduced the following resolution:

#### RESOLUTION NO. 13-361

A RESOLUTION AMENDING RESOLUTION NO. 12-358 AND THE BUDGET ADOPTED THEREBY TO PROVIDE FOR AMENDMENTS TO THE FISCAL YEAR 2012-2013 BUDGET OF THE CITY OF DELTA, UTAH

City Recorder/Finance Director Gregory Schafer advised Council Members that he had amended the budget to include the Sherwood Shores Water Project in the budget and made a few adjustments to some capital projects funds.

Following discussion, Council Member Robert Banks MOVED to adopt Resolution No. 13-361, a resolution amending Resolution No. 12-358 and the budget adopted thereby to provide for amendments to the fiscal year 2012-2013 budget of the City of Delta, Utah, in the amount of 7,711.203. 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 roll call vote. The vote was as follows:

Robert Banks	Yes
John Niles	Absent
Steven Pratt	Absent
Tom Stephenson	Yes
Betty Jo Western	Yes

The motion passed.

MAYOR GAYLE BUNKER: RESOLUTION NO. 13-362, A RESOLUTION ADOPTING A FINAL BUDGET FOR THE FISCAL YEAR BEGINNING JULY 1, 2013

Mayor Bunker introduced the following resolution:

RESOLUTION NO. 13-362

A RESOLUTION ADOPTING A FINAL BUDGET FOR THE CITY OF DELTA, UTAH FOR  
THE FISCAL YEAR BEGINNING JULY 1, 2013

Mayor Bunker noted that the changes discussed during the Budget Work Session had been included in the final budget.

Following discussion, Council Member Betty Jo Western MOVED to adopt Resolution No. 13-362, a resolution adopting a final budget for the City of Delta, Utah for the fiscal year beginning July 1, 2013, in the amount of \$6,095,223. 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 roll call vote. The vote was as follows:

Robert Banks	Yes
John Niles	Absent
Steven Pratt	Absent
Tom Stephenson	Yes

Betty Jo Western Yes

The motion passed.

MAYOR GAYLE BUNKER: RESOLUTION NO. 13-363, A RESOLUTION ESTABLISHING RATES AND FEES FOR DELIVERY OF WATER TO SHERWOOD SHORES AREA TO BE INCLUDED IN THE CONSOLIDATED FEE SCHEDULE DATED 06/20/13

Mayor Bunker introduced the following resolution:

RESOLUTION NO. 13-363

A RESOLUTION OF THE COUNCIL OF THE CITY OF DELTA, STATE OF UTAH, DETERMINING THAT EXIGENT CIRCUMSTANCES EXIST FOR THE DELIVERY OF WATER AND ESTABLISHMENT OF SPECIFIC RATES TO THE SHERWOOD SHORES AREA AND ESTABLISHING THOSE RATES AND OTHER CERTAIN FEES IN A DELTA CITY CONSOLIDATED FEE SCHEDULE AS SET OUT IN THE DELTA CITY CONSOLIDATE FEE SCHEDULE DATED: 6/20/13

Mayor Bunker explained that this resolution sets the fees for delivery of water to Sherwood Shores Water Company water users. Letters will be mailed to Sherwood water users the first of next week to advise them that we will be taking over the water system as of July 1, 2013, that the stand-by rate (debt service rate/operation & maintenance fund) will be \$35.00/month, and the water usage rate will be \$25.00 for the first 4,000 gallons. The rate for water usage over the 4,000 gallons per month will be the same as Delta City residents are charged. These charges have been included in our consolidated fee schedule and we need to adopt the amendments to the fee schedule.

Following discussion, Council Member Tom Stephenson MOVED to adopt Resolution No. 13-363, a resolution of the City Council of the City of Delta, State of Utah, determining that exigent circumstances exist for the delivery of water and establishment of specific rates to the Sherwood Shores Area and establishing those rates and other certain fees in a Delta City Consolidated Fee Schedule as set out in the Delta City Consolidated Fee Schedule dated 6/20/13. 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 roll call vote. The vote was as follows:

Robert Banks	Yes
John Niles	Absent
Steven Pratt	Absent
Tom Stephenson	Yes
Betty Jo Western	Yes

The motion passed.

MAYOR GAYLE BUNKER: FOURTH OF JULY CELEBRATION

Mayor Bunker received a call from our State Representative, Merrill Nielson, who wants to participate in our Fourth of July parade. Mayor Bunker has talked with the Delta Pilots Club and they are going to do some kind of flyover in place of the F-16 flyover that has been cancelled for this year. They will probably have three to five airplanes and will fly in formation or do something else to make it interesting. An ad was supposed to be in the Chronicle this week but, for some reason, it did not get included. We have received information that we will have 10 to 20 members of the American Legion Auxiliary riding the Grand Marshal float. There was discussion regarding the Patriotic Program and the community choir that will be providing the music.

Council Member Tom Stephenson advised Mayor Bunker that he is scheduled to work on July 4<sup>th</sup> and will be unavailable to assist with the celebration.

PUBLIC WORKS DIRECTOR ALAN RIDING: UPDATE ON PUBLIC WORKS PROJECTS

In the absence of Public Works Director Riding, Mayor Bunker reported that public works employees have been working on the water line on 1000 West which loops from the line at 100 North into the line going to Sherwood Shores. The line will be flushed and checked for bacteria on Monday.

OTHER BUSINESS

Mayor Bunker advised Council Members that the water lines in Sherwood Shores subdivision are complete, except for booster lids for the meter barrels, to allow reading meters from the City Office. There were six lids available and those were installed on six meters in Sherwood Shores to determine whether it will be possible to read from the City Office. All six meters are reading at the office. Council Members asked about the policy for repairs at Sherwood Shores. Mayor Bunker noted that the repair policy at Sherwood Shores will be the same as for City residents; i.e, the City is responsible for repairs to the meter. The homeowner/water user is responsible for water that passes through the meter and repairs to water lines on their side of the meter..

Mayor Bunker noted the boring project under the reservoir has been a difficult situation. Today, we are uncertain when the project will be completed. The boring company has been experiencing problems with their boring machine. The boring machine was taken to Salt Lake for repairs to the hydraulic system and another company was brought in to do the boring while the machine was being repaired. The other company was here for a couple of days and developed a problem with the second machine. The original boring machine was returned after repairs and it worked for one day before breaking down again. The boring company was told that we need another machine brought in to get the job completed. Another boring machine was located in Seattle and we do not know when it will

get here but the contractor has been told that, when the machine from Seattle arrives, it is to stay on the job until completed and they are not to try to use the one they have been having problems with.

The eight inch bore has gone all the way under the reservoir but they began experiencing problems when going back through with the twenty inch reamer. The reamer needs to go back through to the west, followed by "mudding up" the cavern, then the pipe will be pulled through. The contractor is past the deadline and is accruing an \$800/day penalty until the project is complete. We are being cautious about pushing too hard because it would be beneficial for them to complete the job. When the boring machine has been working the project has gone really well. It will probably be two or three weeks before the project is complete.

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Council Member Betty Jo Western stated she had received several comments about the junk cars outside the business at the west end of Main Street. Mayor Bunker said those vehicles are supposed to be inside so we will need to go talk to the owner and get them removed.

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Mayor Bunker advised Council Members there will not be another meeting until July 18<sup>th</sup> unless something comes up that requires a meeting to be held before that date.

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Mayor Bunker noted that we have received an application for a Class "A" (Off-Premise Consumption) beer license at the Sandbaggers, Inc. convenience store located at 189 West Main Street. There was previously a beer license granted for the location but it was not renewed. All the other convenience stores in town have the same license to sell beer for off-premise consumption. If approved, the matter will be on the agenda for ratification at the next meeting. Council Member Betty Jo Western MOVED to grant a Class "A" Beer License to Sandbaggers, Inc., located at 189 West Main Street, owned by Gary Walker and Steve Styler, managed by Tom Stephenson, and to be ratified at the next City Council Meeting. The motion was SECONDED by Council Member Robert Banks. Mayor Bunker asked if there were any comments or questions regarding the motion. Council Member Tom Stephenson stated, for the record, that he is the manager of this business. Mayor Bunker asked if there were any other comments or questions. There being none, he called for a roll call vote. The vote was as follows:

Robert Banks	Yes
John Niles	Absent
Steven Pratt	Absent
Tom Stephenson	Yes
Betty Jo Western	Yes

The motion passed.

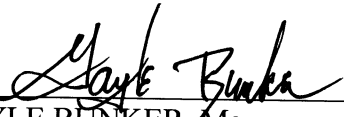
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Council Member Western asked when the pavement on 750 North Street will be repaired. Mayor Bunker said that it should be repaired right away.

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Mayor Bunker asked if there were any comments, questions or other items to be discussed. There being none, Council Member Robert Banks MOVED to adjourn the meeting. 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, Tom Stephenson and Betty Jo Western voting in favor and Council Members John Niles and Steven Pratt being absent.

Mayor Bunker declared the meeting adjourned at 8:14 p.m.

  
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GAYLE BUNKER, Mayor

  
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GREGORY JAY SCHAFFER, MMC, CITY RECORDER

MINUTES APPROVED: RCCM 07-18-13