

SPECIAL CITY COUNCIL MEETING
November 13, 2001

PRESENT

R. Dale Roper	Mayor
Wesley Bloomfield	Council Member
Gayle Bunker	Council Member
Bruce Curtis	Council Member
Glen Swalberg	Council Member

ABSENT

Robert Dekker	Council Member
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ALSO PRESENT

Neil Forster	Public Works Director
Richard Waddingham	City Attorney
Gregory Jay Schafer	City Recorder
Eric Carlson	Boy Scout
Darren Stoddart	Boy Scout
Russell Carlson	Scout Parent
Ty Crosby	Boy Scout
Micah Silva	Boy Scout
Michelle Silva	Scout Parent
Thor Allen	Boy Scout
Richard Bishop	Boy Scout
Chad Rappleye	Boy Scout
John Summit	Boy Scout

Mayor Roper 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 KNAK Radio, and to each member of the City Council at least two days prior to the meeting. City Recorder Gregory Jay Schafer acted as secretary.

Mayor Roper recognized all the Boy Scouts and their leaders who were in attendance at the meeting.

Council Member Gayle Bunker offered an invocation, after which Mayor Roper led those in attendance in the Pledge of Allegiance.

UNFINISHED BUSINESS

There were no items of unfinished business on the agenda.

NEW BUSINESSCITY RECORDER GREGORY JAY SCHAFER: REPLACEMENT OF ELECTION JUDGE

City Recorder Gregory Jay Schafer requested a motion by the Council to ratify a last minute action which he took to replace election judge Christine Rosenkrantz, who was unable to serve due to a death in her family. The alternate judge was also unable to serve, requiring City Recorder Schafer to contact Frances Whicker to act as an election judge in Precinct 17 to replace Christine Rosenkrantz.

Council Member Wesley Bloomfield MOVED to ratify the action of City Recorder Gregory Jay Schafer in hiring Frances Whicker as an election judge in Precinct 17 to replace Christine Rosenkrantz. The motion was SECONDED by Council Member Glen Swalberg. Mayor Roper 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 JAY SCHAFER: CANVASS OF ELECTION RESULTS

Mayor Roper advised the Council that the purpose of the Special City Council Meeting being called was to comply with State law requiring that the City Council hold a meeting, not sooner than three days and not longer than seven days following the election, for the purpose of canvassing the election results. Mayor Roper reported the following election results:

Precinct 17		Precinct 18	
Registered Voters	1,137	Registered Voters	1,332
Persons Voted	267	Persons Voted	291
Mayoral Candidates		Mayoral Candidates	
Gayle Bunker	226	Gayle Bunker	229
Curt Crosby	39	Curt Crosby	58
Total Votes:			
Gayle Bunker	455		
Curt Crosby	97		
Council Candidates		Council Candidates	
Brent Berkley	108	Brent Berkley	116
Wesley Bloomfield	176	Wesley Bloomfield	185
Margaret Dutson	195	Margaret Dutson	206

Total Votes:

Brent Berkley	224
Wesley Bloomfield	361
Margaret Dutson	401

Council Member Gayle Bunker MOVED to accept the canvass of the Delta City 2001 Municipal General Election results as presented by Mayor Roper. The motion was SECONDED by Council Member Wesley Bloomfield. Mayor Roper asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

CITY ATTORNEY RICHARD WADDINGHAM: NOTICE OF REMOVAL OF CONDITIONAL USE PERMIT AND RESTRICTIONS ON FORMER JACK B KELLEY, INC. PROPERTY LOCATED AT APPROXIMATELY 407 SOUTH 100 WEST

City Attorney Richard Waddingham advised the Council that the new owners of the property formerly owned by Jack B. Kelley, Inc. have signed a Request to Release Conditional Use Permit. The conditional use permit was issued for construction of an above ground fuel storage tank. However, the storage tank was never constructed on the property so there is no reason to perpetuate the conditional use permit on the property. Council Member Wesley Bloomfield MOVED to authorize Mayor Roper to sign a Notice of Removal of Conditional Use Permit and Restrictions on property located at approximately 407 South 100 West, as prepared by City Attorney Waddingham. The motion was SECONDED by Council Member Gayle Bunker. Mayor Roper 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:

Wesley Bloomfield	Yes
Gayle Bunker	Yes
Bruce Curtis	Yes
Glen Swalberg	Yes

The motion passed unanimously.

CITY ATTORNEY RICHARD WADDINGHAM: ADOPTION OF THE GOVERNMENT RECORDS ACCESS AND MANAGEMENT ACT AND ADDITIONAL PROVISIONS AND CLASSIFICATION OF CERTAIN RECORDS.

City Attorney Richard Waddingham advised the Council that it is his belief that Delta City has adopted the Government Records Access and Management Act, however, he is unable to find verification of the fact. City Attorney Waddingham stated that the Act classifies information as public information, private information, protected information, and controlled information. In reviewing the provisions of the Act, he has noted that, if the City wants to classify certain

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information as "Private," the City Council must take action to classify those materials as "Private." City Attorney Waddingham advised the Council that there had recently been requests for information which is classified as "Public," which City Attorney Waddingham believes may infringe upon some individuals right to privacy.

City Attorney Waddingham's reason for having this item put on the agenda was to determine whether the Council would be interested in classifying certain information, such as personal information included in applications for building permits, business licenses, etc. as "Private" information.

Mayor Roper requested that City Attorney Waddingham & City Recorder Schafer research further to determine what action Delta City may have previously taken regarding the Government Records Access and Management Act and to come before the Council at a future date with action reclassifying some personal information as "Private" under the Act.

Mayor Roper asked if there were any comments, questions or other items to be discussed. City Recorder Gregory Jay Schafer requested that the record show appreciation for those individuals who were willing to serve as election judges in the recent election.

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

Mayor Roper declared the meeting adjourned at 7:23 p.m.


R. DALE ROPER, Mayor


GREGORY JAY SCHAFFER, C.M.C., City Recorder

MINUTES APPROVED: RCCM 12-10-01

