



**DELTA CITY COUNCIL  
REGULAR CITY COUNCIL MEETING**

Thursday, October 15, 2015  
Delta City Building Council Chambers  
76 North 200 West  
Delta, Utah

**PRESENT**

Mayor Gayle Bunker  
Council Member Robert Banks  
Council Member Kiley Chase  
Council Member John Niles  
Council Member Betty Jo Western

**ABSENT**

Gregory Schafer, Recorder  
Council Member Steven Pratt

**ALSO PRESENT**

Todd Anderson, Delta City Attorney  
Dent Kirkland, Public Works Director  
Travis Stanworth, Public Works Asst. Director  
David Kirkland, Delta Citizen  
Shauna Nelson, Delta Citizen  
Bill Nelson, Delta Citizen

Mayor Bunker called the meeting to order at 7:00 p.m. He stated that notice of the time, place, and the 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. Mayor Bunker conducted roll call and noted who was present and who was absent. Council Member Banks gave the opening remarks following which, Mayor Bunker led those in attendance in the Pledge of Allegiance.

**MINUTES**

The minutes of the regular city council meeting held October 1, 2015 were presented for approval. Council Member Banks MOVED to adopt the minutes of the regular city council meeting held October 1, 2015. The motion was SECONDED by Council Member Chase. Mayor Bunker asked if there were any questions or comments regarding the motion. There being

none, he called for a vote. The motion passed with Council Member Banks, Council Member Chase, Council Member Niles, and Council Member Western in favor and Council Member Pratt not being present.

#### **ACCOUNTS PAYABLE**

The Council reviewed the accounts payables for the period ending October 15, 2015 in the amount of \$101,845.25. There was a discussion regarding accounts payable. Council Member Chase MOVED to approve the accounts payables for October 15, 2015 in the amount of \$101,845.25. The motion was SECONDED by Council Member Western. Mayor Bunker asked if there were any questions or comments regarding the motion. There being none, he called for a vote. The motion passed with Council Member Banks, Council Member Chase, Council Member Niles, and Council Member Western in favor and Council Member Pratt not being present.

#### **PUBLIC COMMENT PERIOD**

There were no public comments.

#### **BUSINESS**

##### Request of Bill and Shauna Nelson to have Delta City pave road on 450 N between 350 E and 600 E

Mayor Bunker stated that the Nelson family were subdividers and that the City ordinances stated that the subdividers were responsible for financing all of the services in their subdivision including sidewalks, curb and gutter, pavement, storm drain main and laterals, sewer and water main and laterals, and all other required services. He stated that the Nelsons have requested that the City cost-share paving the road and installing the sidewalk. Mayor Bunker stated that thus far the City has limited cost-sharing to replacing sidewalk, curb, and gutter rather than applying it to new installations. In the past, cases of the City cost-sharing the replacement of sidewalks, curbs, and gutters, the City had taken care of the removal of old concrete and prepared the site for the pouring of new and the property owner has had the responsibility of putting in the new concrete. The cost-sharing has usually evened out to a 50/50 divide of costs between the City and the Property Owners. Mayor Bunker noted that the subject of the chip sealing of the Harris subdivision property has been brought up multiple times and gave a history of the road in question then stated that Delta City does not intend to keep making the same mistakes. Mayor Bunker stated that the City did install a storm drain from 400 North to 450 North which allowed the Nelsons to have access to storm drains, the cost to the city was about \$10,000.00. He stated that the City is asking the Nelsons to provide approximately 20 feet of street, curb and gutter, side walk, storm drain extension, and dedicate the necessary property involved in the street and sidewalk. There was a discussion about the Nelson's property lines and the roads and the safety and history of the roads in question.

##### Deeding portion of road and Sidewalk Cost sharing eligibility on road on 450 N between 350 E and 600 E

Shauna Nelson presented some papers and explained why the Nelsons thought that they were eligible for cost-share and what they thought that they should be responsible for. Shauna Nelson informed the Council of what circumstances her family had been facing in their attempts to get their land subdivided and to build their house. There was a discussion of the timeline of when the Nelsons were notified of violations. There was a discussion of who owns the land where the curb would be getting installed. Public Works Director Kirkland stated that he had been in contact with the surveyor that the Nelsons had been using and he stated that the Nelsons did own a portion of the street, but how much needs to be investigated further. Council Member Western MOVED to table items 1, 2, and 3 on the agenda until ownership of the property is established. Council Member Niles SECONDED the motion. Mayor Bunker asked if there were any questions or comments regarding the motion. There being none, he called for a vote. The motion passed with Council Member Banks, Council Member Chase, Council Member Niles, and Council Member Western in favor and Council Member Pratt not being present.

#### Public Works Update

Public Works Director Kirkland stated that the last couple weeks had been dedicated to changing out radio heads on meters with the aid of Master Meter and demolishing some buildings on Main Street in the location of the New Fire Station. Public Works Director Kirkland stated that the last Council Meeting that he had missed had been because he had been attending a UAOA conference and that he had met with our engineer, ADG, FAA, and UDOT in order to attempt to secure some funding to remove the hump from the airport runway. The FAA has Delta City on their schedule, but out a couple of years and Public Works Director Kirkland asked if they could find any way to move the City up in their scheduling. Public Works Director Kirkland stated that the annexation has been processed and the county is sending out notices about it. Council Member Niles stated that he had been asked if a stop sign could be installed on the north south road at the intersection of 450 South and 800 East. Public Works Director Kirkland stated that the issue has been discussed in Planning and Zoning. The council discussed placing a stop sign at the intersection. Council Member Banks stated that someone had asked him if in the snow could be moved to the middle of Center Street rather than the curbs as it is more difficult for some of the elderly to handle the snow and Center Street is a wide street. Public Works Director Kirkland stated that freeze-thaw is very damaging on roads and having the snow in the middle can cause a lot of damage to it.

#### **OTHER BUSINESS**

Public Works Asst. Director Stanworth stated that he had met with the engineer and architect for the fire station and that the building plans are in the works and if any changes were going to be made, now was the time to make them. Mayor Bunker stated that he had received the official notice from the Community Impact Board that the money was available and it had been approved. Mayor Bunker stated that when the contract had been made with Robert Law for the

purchase of the property for the Community Center. It included a requirement that the words "R J Law Building" be on the building. Robert Law would like it above the front door on the Community Center. Attorney Anderson would like to have the Laws sign a release once the contract is satisfied. Council Member Western asked if the Council would approve the Charley Jenkins Band and the Dyers to play for the New Year's Eve Party, as the Party Crashers didn't work, for \$3500.00. The Council Members approved of it.

Mayor Bunker asked if there were any comments, questions, or other items to be discussed, there were none. Council Member Niles MOVED to adjourn the regular City meeting. Council Member Banks SECONDED the motion. Mayor Bunker asked if there were any questions or comments regarding the motion. There being none, he called for a vote. The motion passed with Council Member Banks, Council Member Chase, Council Member Niles, and Council Member Western in favor and Council Member Pratt not being present. The Meeting was adjourned at 10:01 p.m.

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GAYLE K. BUNKER, Mayor

Minutes Approved:

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GREGORY JAY SCHAFFER, MMC City Recorder