



**DELTA CITY COUNCIL
REGULAR CITY COUNCIL MEETING**

Thursday, May 01, 2014
Delta City Building Council Chambers
76 North 200 West
Delta, Utah

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PRESENT

- 4 Mayor Gayle Bunker
- 5 Council Member Steven Pratt
- 6 Council Member John Niles
- 7 Council Member Kiley Chase
- 8 Council Member Betty Jo Western

9

ABSENT

- 11 Council Member Robert Banks

12

ALSO PRESENT

- 14 City Recorder Greg Schafer
- 15 City Employee Scott Ross
- 16 City Employee Travis Stanworth
- 17 City Attorney Todd Anderson
- 18 Ass. Public Works Director Dent Kirkland
- 22 Area Resident Kevin Morris
- 19 Public Works Director Alan K. Riding
- 23 Area Resident Jerry Shurtz
- 20 Area Resident Craig Stumph
- 24 Area Resident Mark Kunz
- 21 Area Resident Keith Shurtz

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27 Mayor Bunker called the meeting to order at 7:00 p.m. He stated that notice of the time, place
28 and the agenda of the meeting had been posted at the City Building, on the Utah Public Notice
29 website, the Delta City website, and had been provided to the Millard County Chronicle-
30 Progress and to each member of the City Council at least two days prior to the meeting.

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32 Opening remarks were provided by Council Member John Niles, following which Mayor Bunker
33 led those in attendance in the Pledge of Allegiance.

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MINUTES

36 The proposed minutes of the Regular City Council Meeting held April 17, 2014 were presented
37 for approval. Following a discussion Council Member John Niles MOTIONED to adopt the
38 minutes of the Regular City Council Meeting held April 17, 2014 as presented. The motion was
39 SECONDED by Council Member Kiley Chase. The motion passed with Council Member Kiley
40 Chase, Council Member Betty Jo Western and Council Member John Niles voting in favor and
41 Council Members Steven Pratt and Robert Banks absent for this vote.

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43 **ACCOUNTS PAYABLE**

44 The Council reviewed the accounts payables of May 1, 2014 in the amount of \$104,455.79;
45 copies of which had been provided to them at least two days prior to the meeting. Following a
46 discussion Council Member Kiley Chase MOVED to approve the accounts payables for May 01,
47 2014 in the amount of \$104,455.79 as presented. The motion was SECONDED by Council
48 Member Betty Jo Western. Mayor Bunker asked if there were any questions or comments
49 regarding the motion. There being none, he called for a vote. The motion passed with Council
50 Member Kiley Chase, Council Member Betty Jo Western and Council Member John Niles voting
51 in favor and Council Members Steven Pratt and Robert Banks absent for this vote.

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53 **PUBLIC COMMENT PERIOD**

54 There were no comments from the public.

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56 **Business**

57 Ordinance 14-259 Adopting ATV Trails in Delta City

58 City Attorney Todd Anderson reported that he had made a study of many other cities to see
59 what they had adopted for ATV city approved routes. City Attorney Todd Anderson stated that
60 most of the smaller cities had adopted an inclusive rather than exclusive ordinance that allowed
61 "all streets except specified". City Attorney Todd Anderson had concerns considering the age
62 that ATV operators should be. Mr. Anderson discussed State law allowing age and the proposed
63 age of 12 years old and determined that the Council should decide on an appropriate age with a
64 few suggestions. City Attorney Anderson highlighted some of the language in the Ordinance
65 and clarified a few points that were discussed. Mr. Anderson determined he would like to see
66 proposed Ordinance 14-259 adopting the routes in Delta City tonight and then bring back a
67 resolution for adoption the following meeting. Council Member Kiley Chase MOVED to approve
68 Ordinance 14-259 with the revision that the age to operate OHV would be raised to 14 years
69 and up with licensed driver or OHV certification. Council Member John Niles SECONDED the
70 motion. Mayor Bunker asked if there were any questions or comments regarding the motion.
71 There being none, he called for a vote. The motion passed with Council Member Kiley Chase,
72 Council Member Betty Jo Western and Council Member John Niles voting in favor and Council
73 Members Steven Pratt and Robert Banks absent for this vote.

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75 Resolution 14-370 Adopting Community Center Policies

76 There was a discussion by Mayor Bunker and the Council regarding the sign policy and charging
77 for profit based organization or not charging based on the event bringing revenue into Delta or
78 promoted by Millard County Tourism. It was decided to adhere to the policy in the future.
79 There was a discussion regarding other policy items. Council Member Kiley Chase MOVED

80 approve Resolution 14-370 adopting Community Center Policies and Rules. Council Member
81 John Niles SECONDED the motion. Mayor Bunker asked if there were any questions or
82 comments regarding the motion. There being none, he called for a vote. The motion passed
83 with Council Member Kiley Chase, Council Member Betty Jo Western, Council Member Steven
84 Pratt, now present and Council Member John Niles voting in favor and Council Member Robert
85 Banks being absent.

86
87 Resolution 14-371 Adopting Revised Consolidated Fee Schedule
88 City Recorder Gregory Schafer provided each member with proposed Fee Schedule. There was
89 a discussion clarifying the Delta room and the Rabbit room rates. City Attorney Todd Anderson
90 answered legal questions regarding the collection of fees covering damages and the importance
91 of receipting the deposit for this purpose. There was a discussion regarding the rate of labor
92 incurred to repair damages sustained during use. There was a proposal to up the labor rate to
93 \$30.00 an hour on the fee schedule to more realistically cover labor to repair damages. There
94 were concerns that even at \$30.00 an hour, this would not cover most labor expenses. It was
95 decided that \$40.00 an hour was more realistic. The Council briefly covered other minor
96 changes and typos on the proposed revised fee schedule. Council Member Betty Jo Western
97 MOVED to approve the proposed Consolidated Fee Schedule with the revisions recommended
98 on the fee schedule dated 05/01/2014. Council Member Steven Pratt SECONDED the motion.
99 Mayor Bunker asked if there were any questions or comments regarding the motion. There
100 being none, he called for a vote. The motion passed with Council Member Kiley Chase, Council
101 Member Betty Jo Western, Council Member Steven Pratt and Council Member John Niles voting
102 in favor and Council Member Robert Banks being absent.

103
104 Tentative Budget Adoption for New Fiscal Year 2014-2015

105 A tentative budget was brought before the Council for adoption of \$4,492,387.00. Council
106 Member Kiley Chase MOVED to adopt the tentative budget for the 2014-15 Fiscal Year in the
107 amount of \$4,492,387.00 subject to ratification at the next Council meeting. Council Member
108 John Niles SECONDED the motion. Mayor Bunker asked if there were any questions or
109 comments regarding the motion. There being none, he called for a vote. The motion passed
110 with Council Member Kiley Chase, Council Member Betty Jo Western, Council Member Steven
111 Pratt and Council Member John Niles voting in favor and Council Member Robert Banks being
112 absent.

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114 Contribution for Former City Employee to URS

115 Mayor Gayle Bunker explained that before any of the current City Employees were employed, a
116 previous employee in 1984 had inadequate pay contributed to her retirement. Utah State

117 Retirement has determined an amount that could be paid to her to recompense her shortage
118 by the City with interest. There was a discussion regarding the shortage of retirement benefits
119 paid for the employee during this time. Council Member Betty Jo Western MOVED to approve
120 the payment of \$545.74 shortage to Utah Retirement Systems for Virginia Loader and have City
121 Recorder Greg Schafer try to negotiate with Utah Retirement Systems regarding lowering the
122 interest owed at least 50%. Council Member John Niles SECONDED the motion. Mayor Bunker
123 asked if there were any questions or comments regarding the motion. There being none, he
124 called for a vote. The motion passed with Council Member Kiley Chase, Council Member Betty
125 Jo Western, Council Member Steven Pratt and Council Member John Niles voting in favor and
126 Council Member Robert Banks being absent.

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128 July 4th Celebration

129 Mayor Bunker asked the Council if they had suggestions for the July 4th celebration speakers. It
130 was determined to bring this item back after some thought, to the next Council meeting.

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132 Public Works Update

133 Public Works Director Alan Riding informed the Council that the City crew had been preparing
134 for the upcoming CentraCom community service/ landscaping event, and reported on the
135 success of this event. Mr. Riding also updated the Council on the problem with the cows at the
136 dump. City Attorney Anderson informed the Council that he would send out letters to the cattle
137 owners in reference to the problem.

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139 **OTHER BUSINESS**

140 Mayor Bunker gave an update on the job study. Mayor Bunker indicated that they had a
141 meeting with Mike Swallow and would be hearing from him again in the next week.

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143 Mayor Bunker asked if there were any comment, questions, or other items to be discussed.
144 There being none, Council Member Kiley Chase MOVED to adjourn the meeting. The motion
145 was SECONDED by Council Member Betty Jo Western. Mayor Bunker asked if there were any
146 comments or questions regarding the motion. There being none, he called for a vote. The
147 motion passed with Council Member Kiley Chase, Council Member Betty Jo Western, Council
148 Member Steven Pratt and Council Member John Niles voting in favor, and Council Member
149 Robert Banks being absent. Mayor Bunker declared the meeting adjourned at 8:38 p.m.

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GAYLE K. BUNKER, Mayor

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GREGORY JAY SCHAFFER, MMC City Recorder

159 **Minutes Approved:**

UNAPPROVED