

CITY OF DELTA, UTAH
REGULAR CITY COUNCIL MEETING
FEBRUARY 2, 2006

PRESENT

| | |
|------------------|----------------|
| Gayle Bunker | Mayor |
| Robert Banks | Council Member |
| Kiley Chase | Council Member |
| Bruce Curtis | Council Member |
| Glen Swalberg | Council Member |
| Betty Jo Western | Council Member |

ABSENT

None

ALSO PRESENT

| | |
|---------------------|-----------------------------|
| Richard Waddingham | City Attorney |
| Alan Riding | Public Works Director |
| Ken Clark | Asst. Public Works Director |
| Gregory Jay Schafer | City Recorder |
| Lynn & Patty Ashby | Fire Chief |
| Troy Davis | Asst. Fire Chief |

Mayor Bunker called the meeting to order at 7:00 p.m. He stated that notice of the meeting time, place and agenda 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. City Recorder Gregory Schafer acted as secretary.

Council Member Bruce Curtis offered 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 January 5, 2006 were presented for consideration and approval. Following review, Council Member Glen Swalberg MOVED to approve the minutes of the Regular City Council Meeting held January 5, 2006, as presented. The motion was SECONDED by Council Member Bruce Curtis. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

ACCOUNTS PAYABLE

The Council reviewed the accounts payable, a copy of which had been given to them two days prior to the meeting. Following review, Council Member Bruce Curtis MOVED to approve the accounts payable dated February 2, 2006, in the amount of \$144,633.46. 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 unanimously.

UNFINISHED BUSINESS

There were no items of unfinished business on the agenda.

NEW BUSINESS

FIRE CHIEF LYNN ASHBY: FIRE DEPARTMENT ANNUAL REPORT AND RESULT OF OFFICER ELECTIONS

Fire Chief Lynn Ashby advised Council Members that elections had been held for the Fire Department with the following results:

| | |
|------------------|-----------------|
| Lynn Ashby | Chief |
| Troy Davis | Assistant Chief |
| Travis Stanworth | Captain |
| Doug Fisher | Lieutenant |
| J.D. Stanworth | Secretary |

The Fire Department will be working on adopting a written procedure manual during the coming year.

Fire Chief Ashby reported that the Fire Department currently consists of thirty members and expressed appreciation to those businesses which allow their employees to be volunteer firefighters and respond to fires as necessary. A list of firefighters and their employers was read to Council Members. Firefighters responded to a total of eighty-five calls last year; 27 injury accidents, 34 fire-type calls; 13 good intent calls, 4 hazardous material calls and the balance were false alarm calls.

During the coming year, the Fire Department will be attempting to train all members to the Firefighter I and Firefighter II status. They will also do hazardous materials operations level training.

In the past year, Fire Department members participated in 36 hours of building, equipment and vehicle maintenance and public education and 204 hours per person in Firefighter I and II training, for a total of 241 hours time, per person, donated by volunteer firefighters.

Council Member Bruce Curtis MOVED to accept the Fire Department officers, as presented. The motion was SECONDED by Council Member Glen Swalberg. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

Council Members expressed appreciation to all of the volunteer firefighters for the time and effort they put into service for the community.

MAYOR GAYLE BUNKER: AGREEMENT FOR HYDROLOGIST STUDY FOR NEW AIRPORT WELL

Mayor Bunker advised Council Members that \$5,000 had been appropriated for a hydrology study of the proposed new airport well. Since that time, it has been determined that Sunrise Engineering has much of the information necessary to make application to the State of Utah for a drilling permit for a well at the airport site. However, in order to have the information put into the form necessary to make application would cost approximately \$10,000. Mayor Bunker requested approval for expenditure of \$10,000 for the hydrology study in order to make application for a drilling permit from the State of Utah.

Council Member Glen Swalberg MOVED to approve expenditure of \$10,000 for the purpose of obtaining a hydrology study to be used to obtain approval for a drilling permit at the airport site. The motion was SECONDED by Council Member Kiley Chase. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

MAYOR GAYLE BUNKER: ARTICLES OF INCORPORATION FOR NEW CIVIC CENTER

Mayor Bunker stated that Council Members had received a draft copy of proposed Articles of Incorporation for a new civic center. The draft has several suggested changes already marked and asked Council Members for any other suggested changes. Mayor Bunker pointed out changes which he felt should be made and discussed those changes with Council Members.

Following discussion, Mayor Bunker stated that he would advise City Attorney Richard Waddingham about the changes to the Articles of Incorporation and the matter will be put on the agenda for adoption at the next meeting. Mayor Bunker asked Council Members to think about who they would like to call as members of the board for the civic center and whether they would like to serve on the board.

Council Member Robert Banks MOVED to table approval of this matter until the final draft of the Articles of Incorporation have been presented. The motion was SECONDED by Council Member Glen Swalberg. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

MAYOR GAYLE BUNKER: DISSOLUTION OF BOARD OF ADJUSTMENT AND TRANSFER OF POWERS TO CITY COUNCIL

Mayor Bunker noted that new land use regulations suggest that Boards of Adjustment be dissolved and their powers be transferred to the City Council. This would allow the City Council to act as the appeals board for any person desiring to appeal a decision by either the zoning officer or the planning & zoning commission. In order to make this transfer of power, it is necessary that the Board of Adjustment be dissolved. It has been a difficult assignment for members due to the fact that they meet on an "as needed" basis and this often results in not meeting for long periods of time. It is difficult for members to be involved in the process when so much time elapses between meetings.

Following discussion, Council Member Robert Banks MOVED to dissolve the Board of Adjustment and transfer their responsibilities to the City Council. 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 unanimously.

MAYOR GAYLE BUNKER: APPOINTMENT OF MEMBERS TO PLANNING & ZONING COMMISSION

Mayor Bunker noted that Council Member Robert Banks has been serving on the Planning & Zoning Commission as the representative of the City Council. With dissolution of the Board of Adjustment and transfer of their responsibility to the City Council, a conflict of interest could arise in the event of an appeal from a Planning & Zoning Commission decision. For this reason, it has been determined that Council Member Banks will be removed as a member of the Planning & Zoning Commission but will continue to attend the meetings, in an advisory capacity, as a liaison between the Planning & Zoning Commission and the City Council.

At this time, Mayor Bunker recommended that Vance Bishop and R. Dale Roper be reappointed as members of the Planning & Zoning Commission inasmuch as their terms have expired. Both individuals have agreed to reappointment. Mayor Bunker also recommended that Roger Zeeman be appointed to the Planning & Zoning Commission, for a three year term, to replace Council Member Banks.

Following discussion, Council Member Robert Banks MOVED to reappoint Vance Bishop and R. Dale Roper as members of the Planning & Zoning Commission for an additional four year term and that Roger Zeeman be appointed as a new member of the Planning & Zoning Commission, for a three year term. The motion was SECONDED by Council Member Glen Swalberg. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

MAYOR GAYLE BUNKER: COUNCIL MEMBER ASSIGNMENTS FOR COMING YEAR

Mayor Bunker outlined the following Council Member assignments for the coming year:

- Council Member Bruce Curtis: Fire Department
 Streets
 Economic Development

- Council Member Robert Banks: Library
 Planning & Zoning Liaison

- Council Member Kiley Chase: Youth Council
 Irrigation
 Economic Development

- Council Member Glen Swalberg: Airport
 City Beautification

- Council Member Betty Jo Western: Water & Sewer
 Economic Development
 Celebrations & Civic Events

- Mayor Gayle Bunker: Parks
 City Hall

Following discussion, Council Member Bruce Curtis MOVED to approve Council Member assignments for the coming year as outlined. 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 unanimously.

COUNCIL MEMBER ROBERT BANKS: APPOINTMENT OF MEMBER TO LIBRARY BOARD

Council Member Robert Banks reported that Bonnie Shamo had resigned as member of the Library Board and recommended that Sandra Topham be appointed to fill that position.

Council Member Robert Banks MOVED to appoint Sandra Topham as a member of the Library Board to replace the position vacated by Bonnie Shamo. 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 unanimously.

City of Delta, Utah Regular City Council Meeting Minutes 02-02-06
Page 6

ASST. PUBLIC WORKS DIRECTOR KEN CLARK: DELTA CITY EMERGENCY OPERATIONS PLAN

Assistant Public Works Director Ken Clark requested that Council Members review the Delta City Emergency Operations Plan which had been provided to them and be prepared to either adopt the plan at the next meeting or discuss changes which need to be made prior to adoption.

The plan has been reviewed by our representative from the Utah State Division of Emergency Services and Homeland Security and the suggested changes have been incorporated into the copy provided for Council Members.

Adoption of this plan will be on the agenda for the next meeting of the City Council.

PUBLIC WORKS DIRECTOR ALAN RIDING: IRRIGATION DITCH TAX AND USER FEE FOR UPCOMING IRRIGATION SEASON

Public Works Director Alan Riding noted that there are approximately sixty residents who use irrigation water during the summer watering season. He stated that the ditch last year covered a very small portion of the cost of distributing irrigation water. Public Works Director Riding and Mayor Bunker have discussed the possibility of initiating a user fee of \$65 to be added to the ditch tax of \$35.

In checking the cost of using the same amount of water through a sprinkling system rather than irrigation water through the ditch, 370,000 gallons of water (equal to 1 acre foot) through the culinary system would cost \$259.00 versus the \$100 (\$35 ditch tax plus \$65 user fee) cost of receiving irrigation water through the ditch system.

Public Works Director Alan Riding asked Council Members for their input on whether or not to initiate a user fee of \$65, to be added to the ditch tax of \$35, for use of the irrigation system during the upcoming irrigation season.

Mayor Bunker advised Council Members that, during the last irrigation season, it was time to turn the irrigation water to one resident, who was not at home at the time. This resulted in water running into the basement of the home. Every year, residents are reminded that it is their responsibility to take care of the water when it is turned to them and to contact the City office or the water master when they are finished so the water can be turned off at their residence. In the case mentioned, the parents were not at home and the children were not paying attention to the water. Mayor Bunker asked whether we should require those who use irrigation water to agree to hold the City harmless for any damage which may result from use of the irrigation water.

Mayor Bunker requested that Council Members think about the ideas discussed and be prepared to act on the matter at the next meeting of the City Council.

Council Member Betty Jo Western MOVED to table further discussion of this matter until the next

meeting of the City Council. The motion was SECONDED by Council Member Glen Swalberg. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

PUBLIC WORKS DIRECTOR ALAN RIDING: UPDATE ON PUBLIC WORKS PROJECTS

Public Works Director Alan Riding reported that work is nearly complete on rebuilding Lift Station "E". The work has been done by our own Public Works staff using equipment the City Council has approved for purchase in the past, resulting in estimated savings of approximately \$80,000 over the cost of hiring a contractor to perform the work.

The next project to be undertaken is the "Welcome to Delta City" signs. Drawings of the proposed signs were included in packets for Council Members consideration. The signs will be approximately ten feet high by ten feet wide with a three foot base. Council Members were asked to think about where the signs should be located so the bases can be prepared.

Public Works Director Riding advised Council Members that he has obtained signatures in favor of annexation from property owners representing approximately sixty percent of the value of property located in the proposed annexation area on the west side of Delta City municipal boundaries. We are currently waiting on signatures for a couple more property owners. The annexation will be designated "West Delta 2006 Annexation."

OTHER BUSINESS

Assistant Public Works Director Ken Clark asked Council Members how many of them were planning to attend the "Bradyville" emergency operations exercise to be held at the Millard County Sheriff's Department classroom on Saturday, February 4th. This training is being provided free of charge by the Sheriff's Department and is being presented by a member of the Logan Fire Department for training elected officials and those who would be first responders in an emergency situation. The exercise is a table top training tool wherein a mock disaster is presented in "Bradyville," a town which is set up on a table with buildings, vehicles, streets, etc. It is an excellent tool for learning about problems which may arise in a disaster situation and how to deal with them. No Council Members indicated that they would be attending. Asst. Public Works Director Clark encouraged and recommended that Council Members attend the training.

Council Member Betty Jo Western distributed copies of a proposed newspaper article for Council Members to review regarding the upcoming Delta City Centennial Celebration. Council Members discussed suggestions for changes and additions to the article, as well as pictures which could be included.

City of Delta, Utah Regular City Council Meeting Minutes 02-02-06

Page 8

Mayor Bunker reported that he had attended a business conference in Fillmore a couple weeks ago and attended a break out section regarding Main Streets. Bim Oliver, a representative of the State of Utah, discussed what had been done in some cities and is willing to come to Delta to discuss preparations which need to take place prior to the resurfacing of Main Street in 2007. Mayor Bunker will discuss possibilities for Main Street beautification with Council Member Swalberg prior to Mr. Oliver's visit.

Mayor Bunker advised Council Members that Delta City and Millard County Commissioners will be hosting an open house for Travis Jones on March 2, 2006 at 6:00 p.m. Mr. Jones has operated Mindscape Art & Frame in Delta for a number of years but has obtained a job with Bona Signs in Springville and is closing his business in Delta. Mr. Jones has been very active in promoting the community and has provided many hours of service to the area. The open house will be held prior to the next Council Meeting.

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

Mayor Bunker declared the meeting adjourned at 8:45 p.m.



GAYLE BUNKER, Mayor



GREGORY JAY SCHAFFER, City Recorder

MINUTES APPROVED: RCCM 02-16-06

