

CITY OF DELTA, UTAH  
REGULAR CITY COUNCIL MEETING  
**FEBRUARY 1, 2007**

PRESENT

Gayle Bunker	Mayor
Robert Banks	Council Member
Kiley Chase	Council Member
Bruce Curtis	Council Member
Glen Swalberg	Council Member

ABSENT

Betty Jo Western	Council Member
Alan Riding	Public Works Director

ALSO PRESENT

Kaela Jackson	City Attorney
Gregory Jay Schafer	City Recorder
Ken Clark	Asst. Public Works Director
Lynn & Patty Ashby	Fire Chief & Spouse
Travis Stanworth	Fire Captain
William Keel	City Resident
David Styler	City Resident

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 posted at the City Building and 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 18, 2007 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 18, 2007, 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 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 Robert Banks MOVED to approve the accounts payable dated February 1, 2007, in the amount of \$77,130.92. 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.

UNFINISHED BUSINESS

There were no items of unfinished business on the agenda.

NEW BUSINESS

MAYOR GAYLE BUNKER: PRESENTATION OF APPRECIATION PLAQUE TO WILLIAM KEEL AND DAVID STYLER

Mayor Bunker asked Bill Keel and Dave Styler to come forward. Mayor Bunker expressed appreciation to both men for their four year service on the Planning & Zoning Commission and presented each of them with a plaque commemorating their service.

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

Mayor Bunker requested Council approval to appoint Otto Dale Riding and Micah Chase as members of the Planning & Zoning Commission for four year terms replacing William Keel and David Styler.

Council Member Glen Swalberg MOVED to appoint Otto Dale Riding and Micah Chase as members of the Planning & Zoning Commission for four year terms replacing William Keel and David Styler. 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: APPOINTMENT OF MEMBER TO LIBRARY BOARD

Mayor Bunker requested Council approval to appoint Matt Williams as a member of the Library Board for a two and one-half year term ending June 30, 2009 replacing Brent Berkley who has left the area. Mayor Bunker also requested that Council Members ratify approval of the current Library Board members and their terms of service for the record.

Council Member Robert Banks MOVED to approve Matt Williams as a member of the Library Board for a two and one-half year term ending June 30, 2009 replacing Brent Berkley and that the

current members and terms of service of Library Board members be ratified; i.e., Brett Draper expiring June 30, 2009, Marsha Lovell expiring June 30, 2008, Sandra Topham expiring June 30, 2007, Lynn Jeffery expiring June 30, 2008 and Lamar Stephensen expiring June 30, 2007. 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.

FIRE CHIEF LYNN ASHBY: FIRE DEPARTMENT ANNUAL REPORT

Fire Chief Lynn Ashby reported that the Fire Department held elections in January with the following officers being elected:

Fire Chief	Lynn Ashby
Assistant Chief	Troy Davis
Captain	Travis Stanworth
Lieutenant	Doug Fisher
Secretary/Treasurer	J.D. Stanworth

Fire Chief Ashby noted that these are the same officers which served the department last year.

During the past year there were 106 fire calls of which 32 were grass fires, 6 BLM assist fires, 33 rescues, 3 assist calls with other departments, 5 trash / rubbish fires, 6 structure fires, 4 vehicle fires, 1 false alarm, 7 outbuilding fires and two hazardous materials incidents. There are currently twenty-six members of the fire department with two applications which will be voted on in the near future. Several individuals have made application but were not voted in as members of the fire department.

There are twenty-six members who are trained to the national hazardous materials awareness level; twenty members certified in wildland fire fighting and three other members are in training at this time. Those members will be certified by the end of February. Sixteen members are trained to the national hazardous materials operations level and one is trained to the technician level. Thirteen members are trained to Fire Fighter I level and ten are trained to Fire Fighter II level. In all, the Delta Volunteer Fire Department has ninety two certifications among their members. This represents a great accomplishment for a volunteer fire department in a city of this size.

During the past year the department received a \$26,000 grant; \$20,000 of this money was used, along with \$20,000 from the Millard County Fire District, to purchase a new command vehicle. An \$11,500 grant was received from Utah State Lands. These funds were used to purchase a new repeater for the radio system which greatly enhances radio communications in the valley. Pagers and radios were purchased with remaining funds. It is hoped that a new pumper truck can be obtained during the next year to replace the 1985 FMC currently in use. Any grants obtained require matching contributions which are provided through in-kind service at a rate of \$18.10 per hour. These hours can be accumulated through training, building maintenance and fireworks display. During the past year 1,567 hours were contributed which, at a rate of \$18.10 per hour provides a

total of \$28,362.70 as matching grant funds.

Mayor Bunker and Council Members expressed appreciation for the fire fighters' service to the community and the area through both training and fighting fires.

Council Member Bruce Curtis MOVED to accept the Fire Department officers as presented for the coming year. 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: CHARGES FOR LAW ENFORCEMENT SERVICE

Mayor Bunker explained that, in late 2005, he had negotiated a new law enforcement contract with Millard County. One of the changes negotiated at that time was the fact that Delta City was paying the same amount for Law Enforcement as Fillmore City but Delta was providing a one-half time secretary and office facilities for the Sheriff's Department. It was agreed that the cost of secretarial service and office space, a total of \$37,368, should be deducted from the contract amount charged to Delta City. The agreement was that the change should become effective immediately but, for various reasons, it took until December, 2006 to get the final contract written and executed. During that period of time, Delta City deducted half of the cost of secretarial service and office space from the contract payment amount requested, resulting in a reduction of \$18,230 for the year. A bill has been received from Millard County requesting an additional payment of \$18,230 for law enforcement for calendar year 2006. Mayor Bunker feels that, according to the agreement negotiated in 2005 but not prepared for signature until December 2006, and because Delta City has already paid \$19,138 (½ the cost of secretarial service and office space for the year) to Millard County for law enforcement last year, the balance of \$18,230 should not be paid. Mayor Bunker requested comment from Council Members as to their feelings on the matter. Council Members felt that County Commissioners had been notified up front that the amount for secretarial service and office space would be deducted from the contract amount and Delta City would budget accordingly, therefore, the additional amount should not be paid. Council Members reviewed the proposed letter to be sent to Millard County Commissioners in response to the request for payment.

Council Member Glen Swalberg MOVED to authorize Mayor Bunker, along with Council Members, to sign and mail the proposed letter to Millard County Commissioners stating the City Council position regarding the request for additional payment on the law enforcement contract for calendar year 2006. 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: AGREEMENT FOR CONSTRUCTION OF AIRPORT JET FUEL FACILITY

Mayor Bunker called attention to the proposed Agreement for Construction of Airport Jet Fuel

Facility to be forwarded to Intermountain Power Agency for signature prior to entering into a contract to construct the facility. The agreement requires Intermountain Power Agency to pay \$50,000 to Delta City in advance for completion of the project. This represents approximately 50% of the project cost. Delta City will pay the balance of the project. At the time of completion, if there are unexpended funds remaining from the \$50,000, those remaining funds would be returned to Intermountain Power Agency.

Following review, Council Member Bruce Curtis MOVED to approve the Agreement for Construction of Airport Jet Fuel Facility and to forward the agreement to Intermountain Power Agency for execution. 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: CENTENNIAL WINTER CELEBRATION SCHEDULED FOR FEBRUARY 23, 2007

Mayor Bunker advised Council Members that plans for the Centennial Winter Celebration are on schedule for February 23<sup>rd</sup>. Attempt has been made to find a group to serve the chili and hot chocolate but many members of the community will be out of town for the state high school basketball tournament that day. Mayor Bunker and Bruce Taylor have been working on purchasing and finding someone to serve the food. Mr. Taylor has received a bid from Kyle Barnson, Chef's Palace Too Catering, in the amount of \$1,250 to provide and serve the chili and hot chocolate for 500 people. Mayor Bunker and Mr. Taylor felt that this would be the best solution for handling food for the event. Mayor Bunker asked if Council Members had any objection to paying Mr. Barnson to handle food service for the Centennial Winter Celebration. Council Members agreed with the proposal.

Council Member Glen Swalberg MOVED to approve paying Kyle Barnson, Chef's Palace Too Catering, \$1,250 to provide and serve chili and hot chocolate for five hundred people at the Centennial Winter Celebration to be held on Friday evening, February 23, 2007 at the City Park. 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.

Mayor Bunker advised Council Members that Delta South Elementary School is selling centennial tee shirts for \$10.00 and \$15.00 to raise funds for their centennial sculpture for the City Park. They have requested an opportunity to sell the tee shirts at the Winter Celebration and asked whether Council Members had any problem with allowing the children to sell the shirts at that time. Council Members did not object to the elementary school children selling centennial tee shirts at the Winter Celebration.

ASSISTANT PUBLIC WORKS DIRECTOR KEN CLARK: PROPOSED PURCHASE OF TRENCH SHORING

Assistant Public Works Director Ken Clark noted that in preparing the public works budget for this year, funds were set aside for purchase of safety equipment. Trench shoring is a critical safety item. He has obtained quotes from two different companies for two different styles of aluminum trench shoring, which is light weight and easy to use and can be easily placed in a trench by two people. Assistant Public Works Director Clark indicated that they currently have a small trench box which weighs approximately 2,000 pounds and is rarely used because it is extremely difficult to move. The soil in Delta is classified by the State of Utah as dangerous and, at present, nothing is available to shore up trench walls to keep our employees safe.

The quotes received are as follows:

Ultra Shore	\$7,936 (2 boxes 4' x 4' x 7' w/spreader bars and two 4' x 3' impounds)
United Rentals	\$9,202 (2 boxes 4' x 4' x 7')

Because of the price difference, Assistant Public Works Director Clark requested approval to purchase the trench shoring from Ultra Shore at a price of \$7,936, along with expending \$5,000 to add 2' x 7' extension panels to make the system ten feet deep. This would be a total of \$13,000, which would come from the trench shoring now in the budget and an additional \$5,000 moved from the telephone system upgrade which is being postponed until next year.

Following review, Council Member Kiley Chase MOVED to approve purchase of a trench shoring system from Ultra Shore in the amount of \$13,000. 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.

ASSISTANT PUBIC WORKS DIRECTOR KEN CLARK: UPDATE ON PUBLIC WORKS PROJECTS

Assistant Public Works Director Ken Clark reported that the dead trees along Shepherd Lane are being removed. On Sunday, January 28<sup>th</sup>, a water leak occurred near Delta High School. It was initially thought to be a frozen water meter but turned out to be a broken water service that had sheared off at the main line. There is about eighteen inches of frost in the ground, which slowed excavation, and the repair required working the entire crew for more than six hours.

Public works employees are also working on maintenance projects and preparing for upcoming spring projects. Mayor Bunker thanked public works employees for the great job they have been doing with snow removal and reported that he had received many positive comments regarding their work.

OTHER BUSINESS

Mayor Bunker advised Council Members that he and Public Works Director Alan Riding had met with individuals from a company surveying for a gas pipeline between Salt Lake and Las Vegas. It was proposed that the line be installed near the location where the new Ridgetop well is planned. In discussing the proximity to the proposed well, the company has agreed to run the gas line along the bypass road and away from the new well site.

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Mayor Bunker reported that City Recorder Gregory Schafer has been working on the Delta City website and has updated and made some improvements to the site. Mayor Bunker suggested that Council Members look at the site and see what has been done. The web address is [deltautah.gov](http://deltautah.gov).

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Mayor Bunker stated that he had met with representatives of the Great Basin Museum, Topaz Museum and four individuals who have been contracted to do the planning for the museum / civic center facility. The planning process and work to be completed was explained. The group will want to meet with the City Council some time during the month of February to discuss needs for the civic center. Mayor Bunker would like to erect a sign on the property indicating that the new facility will be constructed on the site. He had obtained bids for signs as follows:

4' x 8' one color	\$242.00
4' x 8' two color	\$322.00
4' x 8' full color	\$464.00

Mayor Bunker requested input from Council Members as to whether or not to erect a sign and, if so, which type they would like to purchase. Following discussion, Council Members agreed to purchase a full color sign.

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Mayor Bunker advised Council Members he had received some complaints about noise at the fair building. He felt that the current noise ordinance needs to be reviewed and amended inasmuch as the language is vague and needs to be more enforceable. Mayor Bunker requested that City Attorney Kaela Jackson review and update our noise ordinance.

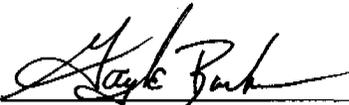
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Mayor Bunker told Council Members that Charlotte Morrison, who has been Chairman of the Great Basin Museum Board for many years, has resigned from the Board due to health problems. She has provided a great service to the community and to the museum for a number of years.

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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 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.

Mayor Bunker declared the meeting adjourned at 8:18 p.m.

  
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GAYLE BUNKER, Mayor

  
GREGORY JAY SCHAFFER, City Recorder

MINUTES APPROVED: RCCM 03-01-07

