

CITY OF DELTA, UTAH
REGULAR CITY COUNCIL MEETING
MARCH 5, 2009

PRESENT

Gayle Bunker	Mayor
Kiley Chase	Council Member
Bruce Curtis	Council Member
John Niles	Council Member
Betty Jo Western	Council Member

ABSENT

Robert Banks	Council Member
Alan Riding	Public Works Director

ALSO PRESENT

Kaela Jackson	City Attorney
Gregory Jay Schafer	City Recorder
Kim & Dakota Ashby	Boy Scout & Parent
Jerry Blanch	City Resident
David & Russell Styler	Boy Scout & Parent
Garth White	Millard County Sheriff's Department
Steven & Rhett Shamo	Boy Scout & Parent
Ronald T. Draper	City Resident
Nathan & McKay Sanders	Boy Scout & Parent
Howard Western	City Resident
Steven & Daniel Gale	Boy Scout & Parent
Reid Ludwig	Area Resident
Trevor Poulsen	Boy Scout
Mick Topham	Boy Scout
Jason Hailes	Boy Scout
Kyle Smith	Boy Scout

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

Council Member Bruce Curtis provided 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 February 19, 2009 were presented for consideration and approval. Following review, Council Member Bruce Curtis MOVED to approve the minutes of the Regular City Council Meeting held February, 19, 2009, as presented. 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.

ACCOUNTS PAYABLE

The Council reviewed the accounts payable, a copy of which had been provided to them two days prior to the meeting. Following review, Council Member John Niles MOVED to approve the accounts payable dated March 5, 2009, in the amount of \$34,532.20. 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.

PUBLIC COMMENT PERIOD

There were no comments from the public.

UNFINISHED BUSINESS

MAYOR GAYLE BUNKER: RESOLUTION NO. 09-324 ESTABLISHING A RATE SCHEDULE FOR DITCH TAX USER FEES AND IRRIGATION WATER RENTAL FEES

Mayor Bunker introduced the following resolution:

RESOLUTION 09-324

A RESOLUTION OF THE CITY OF DELTA, UTAH REPEALING RESOLUTION NO. 08-320 AND ADOPTING A NEW RESOLUTION ESTABLISHING A RATE SCHEDULE FOR DITCH TAX USER FEES AND IRRIGATION WATER RENTAL FEES

Mayor Bunker stated that this matter had been discussed at the previous Council Meeting with no decision made on what to charge for user fees and water rental rates. There will be further discussion on rates at this time. Council Member Kiley Chase felt that the rates need to be raised given the current economic situation and the amount of irrigation system costs that are being subsidized by other tax payers. He felt that raising the ditch tax user fee from the current \$70 to the \$330 required to make the system pay for itself would be too big a jump at this time and suggested the fee be raised

to somewhere between \$70 and \$330. Council Member Chase stated that he had talked with Council Member Bruce Curtis and they felt a ditch tax user fee should be set around \$200. Council Member Betty Jo Western felt that the system could achieve a break-even point at approximately \$150 ditch

tax user fee. Mayor Bunker reported receiving some comments from residents who are not able to irrigate their yards that it is costing them \$50 and more every month during the growing season to use culinary water on their yards and gardens.

There were some questions asked by irrigation system users who were in attendance. Those questions were answered by Mayor Bunker and Council Members.

Following discussion, Council Member Bruce Curtis MOVED to raise the irrigation water ditch tax user fee from \$70 to \$200. The motion was SECONDED by Council Member John Niles. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed with Council Members Kiley Chase, Bruce Curtis and John Niles voting in favor and Council Member Betty Jo Western voting against.

Mayor Bunker noted that it was necessary that the water rental rate be set for those who rent irrigation water from Delta City. The irrigation water rental rate for last season was \$45 per foot. Mayor Bunker stated that approximately one-half of the irrigation water users own their own water shares but about 20-25 water users will need to rent water from the City.

Following discussion, Council Member John Niles MOVED to set the irrigation water rental fee at \$45 per acre foot for the 2009 irrigation season. 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.

Council Member Kiley Chase MOVED to adopt Resolution No. 09-324, a resolution of the City of Delta, Utah repealing Resolution No. 08-320 and adopting a new resolution establishing a rate schedule for ditch tax user fees at \$200.00 and irrigation water rental fees at \$45 per acre foot. 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 roll call vote. The vote was as follows:

Robert Banks	Absent
Kiley Chase	Yes
Bruce Curtis	Yes
John Niles	Yes
Betty Jo Western	No

The motion passed with three (3) in favor and one (1) opposed.

NEW BUSINESS

GARTH WHITE, MILLARD COUNTY SHERIFF'S OFFICE: INCIDENT COMMAND SYSTEM TRAINING FOR MAYORS AND COUNCIL MEMBERS

Garth White, Millard County Sheriff's Department, advised Council Members that there will be an

all day training on Incident Command System. This training is sponsored by the Millard County Sheriff's Office and is being presented by the Utah Division of Homeland Security. This training is for all Mayors, City Council Members, Fire Chief, EMTs, CERT members, and all people who would be involved in time of disaster. This training will teach how the incident command system works so that everyone will be able to communicate with each other during a disaster. This training is required in order to receive any type of federal involvement in a disaster situation.

The training will involve about two hours of class room training, followed by "hands on" training on different types of disaster / emergency situations. The training will be held April 4, 2009 at the Millard High School Gymnasium beginning at 9:00 a.m.

PUBLIC WORKS DIRECTOR ALAN RIDING: UPDATE ON PUBLIC WORKS PROJECTS

Mayor Bunker reported that Public Works Director Alan Riding is out of town attending a Rural Water Association conference. Four members of the public works department are attending the conference to obtain continuing education credits to maintain their certifications.

Mayor advised Council Members that the water fall in the park has been repaired and turned on. There has also been mowing and clean up work done around the parks and some repairs have been made at the skate park. The young men at White River Academy came to the park on Wednesday and spent time putting rocks back in place at the water fall stream.

OTHER BUSINESS

Mayor Bunker told Council Members that the sales tax revenue for December had decreased by \$10,000. We will continue to keep a close watch on that revenue source. We are currently watching expenditures very closely and cutting expenses where possible.

Mayor Bunker reported that the architect on the museum / community center project will be in Delta in two weeks to present some final drawings. When final drawings are received we can begin some serious fund raising efforts. Appropriation requests have been sent to our federal representatives requesting \$500,000 in funds from the federal government.

Mayor Bunker advised Council Members that the City will be providing the Easter Egg hunt for children on Saturday, April 11th at the City Park. Council Member Banks will be organizing the Easter Egg hunt.

Mayor Bunker reminded Council Members that they need to decide on a theme for the Fourth of

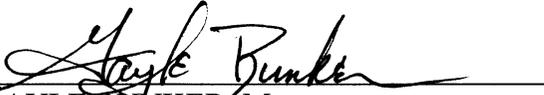
July celebration in the near future. He asked Council Members to be thinking of possible themes to use and also consider using the 200th anniversary of Abraham Lincoln's birth as part of the theme. A request for a flyover has been submitted but we will not know until May or June whether our request has been approved. We have issued an invitation to Congressman Chaffetz to attend our celebration and to be our patriotic speaker. In addition, Angie Finlinson has agreed to act as chairperson for the Fourth of July celebration.

Mayor Bunker reported that Alex Cabrero from KSL Channel 5 news was in Delta a few months ago and Mayor Bunker was discussing some of the activities in Delta. Mayor Bunker mentioned the award that Delta City was going to receive from the Valley Forge Freedom Foundation for the centennial celebration events. Mr Cabrero stated that he wanted to come to Delta to do a story on the centennial events. He has advised that he is coming to Delta on Monday, March 9th to do the story.

Mayor Bunker reminded Council Members that approximately four years ago, when the West Millard Water Agency was formed by Delta, Hinckley and Deseret-Oasis for the purpose of studying the problem of reducing arsenic in drinking water, the state Drinking Water Board provided a \$60,000 planning loan to explore the best way to solve the arsenic problem. A couple of months ago, the board requested repayment of that loan and a letter was sent to them requesting forgiveness of the \$60,000 loan. A meeting was held today at which they approved forgiveness of the loan.

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 Betty Jo Western.

Mayor Bunker declared the meeting adjourned at 7:48 p.m.



GAYLE BUNKER, Mayor



GREGORY JAY SCHAFER, MMC, City Recorder

MINUTES APPROVED: RCCM 04-02-09