

CITY OF DELTA, UTAH
REGULAR CITY COUNCIL MEETING
JUNE 4, 2009

PRESENT

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

ABSENT

Gregory Jay Schafer	City Recorder
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ALSO PRESENT

Kaela Jackson	City Attorney
Alan Riding	Public Works Director
Zane Crafts	City Resident
Karen Johnson	Assistant City Recorder

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, on the Delta City web site, the Utah Public Notice web site, 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.

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 Public Hearing held May 21, 2009 were presented for consideration and approval. Following review, Council Member Kiley Chase MOVED to approve the minutes of the Public Hearing held May 21, 2009, 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.

The proposed minutes of a Regular City Council Meeting held May 21, 2009 were presented for consideration and approval. Council Member Betty Jo Western noted an error in the last paragraph of Other Business and requested that the word "approved" on Line 42, Page 7 be changed to "given" and that the words "and deemed to be an essential public utility" on Lines 1 and 2, Page 8 be stricken. Following review, Council Member Betty Jo Western MOVED to approve the minutes of the Regular City Council Meeting held May 21, 2009, as corrected. 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 given to them two days prior to the meeting. Following review, Council Member Betty Jo Western MOVED to approve the accounts payable dated June 4, 2009, in the amount of \$58,166.98. 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.

PUBLIC COMMENT PERIOD

There were no comments from the public.

UNFINISHED BUSINESS

There were no matters of unfinished business on the agenda.

NEW BUSINESS

ZANE CRAFTS: AIRPORT RUNWAY CONDITION

Zane Crafts advised Council Members of problems at the Delta Municipal Airport including asphalt needing to be replaced, vending machines which do not work, restrooms needing additional attention and a grounding line needing repairs. Mr. Crafts felt that many pilots stop at Delta Municipal Airport only one time because of lack of maintenance and services available. Mr. Crafts urged Council Members to keep the airport better maintained so they could have numerous pilots making return trips and purchasing fuel.

Mayor Bunker thanked Mr. Crafts for his comments.

MAYOR GAYLE BUNKER: PROPOSED PURCHASE OF SPEED DISPLAY TRAILER

Mayor Bunker reminded Council Members that during budget work session, they had discussed the possible purchase of a speed display trailer to be used in Delta City. Mayor Bunker referred to bids which had been obtained by Sheriff Dekker for speed display signs, both trailer mounted and pole mounted. Mayor Bunker discussed the bids which had been received. Council Member Western suggested that money would be better spent in placing additional speed limit signs on our city streets, coupled with increased educational efforts. Mayor Bunker noted that he passes signs around town and does not notice them but when he sees the Millard County Sheriff Dept. speed display trailer he immediately notices both the speed limit and his own speed. Council Member Western

asked City Attorney Jackson if there were any liabilities associated with Delta City owning a speed display trailer. City Attorney Jackson stated that, if our citizens are concerned, which they are, it is entirely appropriate for the City to purchase one of the speed display trailers and she sees no liability issues associated with owning the unit. City Attorney Jackson agreed that when she sees a speed display trailer, she is aware of what her speed is and what the speed limit is. Council Member Curtis felt that, if a speed display trailer saves one child from being hit by a vehicle, the purchase will be worth the price. Mayor Bunker stated that, when a resident complains about vehicles speeding in their neighborhood, it is difficult for law enforcement to catch those who are speeding, even if they spend more time patrolling the area. If we can remind people of what the speed limit is, perhaps we can make people more aware of the speed limits. Council Member John Niles stated that he notices the flashing signs and pays attention to how fast he is driving. Council Member Western suggested educational programs which could be used to make people more aware of their vehicle speed and asked if the funds were available for purchase of the speed display trailer. Mayor Bunker advised Council Member Western that Class C road funds are available for purchase of a speed display trailer.

Public Works Director Alan Riding added that Class C funds can be used for purchase of the speed display trailer but if educational programs were utilized, they would not qualify for use of Class C road funds. Any educational programs would require funding from the General Fund. Council Members Robert Banks, John Niles and Kiley Chase felt that purchase of the trailer is a good use of Class C road funds and would make more people aware of the fact that they are exceeding the speed limit on city streets. Council Member Banks felt that we need a variety of methods to solve the excess speed problem, including education, and this is one method of helping solve the problem.

Council Member Western asked if it would be more economical to purchase four of the pole mounted display signs, at a cost of \$1,975, rather than purchasing one display trailer at a cost of \$8,400. Public Works Director Riding answered that, even though the price is less for the pole mounted display, they would require an electric service connection, which could cost more than the cost of the speed display unit. Over the years, we have received complaints about speeding vehicles from various areas of town and the mobile unit would provide the flexibility to quickly locate the speed display unit where the problem is occurring. Council Member Western asked if solar power could be provided to the fixed site display units. Public Works Director Riding answered that solar power could be used but the solar units used to light the "Welcome to Delta" signs cost \$2,500 each.

Following discussion, Council Member Robert Banks MOVED to authorize expenditure of \$8,400 from Class C road funds for purchase of a Decatur OnSite 350 Speed Display Trailer. 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 with Council Members Robert Banks, Kiley Chase, Bruce Curtis and John Niles voting in favor and Council Member Betty Jo Western voting against. .

PUBLIC WORKS DIRECTOR ALAN RIDING: REQUEST TO WRITE OFF UTILITY ACCOUNTS DEEMED UNCOLLECTIBLE

Public Works Director Alan Riding requested approval to write off three utility accounts, which are considered uncollectible, in the total amount of \$434.25. These accounts continue to accrue late fees even though we have exhausted collection efforts. The first account is for an individual who owns a home in Delta that she rents out but she does not live in Delta so we are unable to transfer the charges. The renters have been paying utilities with the exception of the third individual on the list. This individual rented the home, signed up for water service and told someone at the front desk that the owner was going to pay the water bill. By the time we were able to unravel the problem, the bill had increased to about \$170 and the renter had left town. By writing off these amounts, the individuals cease to be charged the late fee and they are put on a "black list" so that, if they should return and request water service, they are required to pay all of the amount that was written off as well as provide a security deposit prior to obtaining water and sewer service.

Following discussion, Council Member John Niles MOVED to authorize the Public Works Department to write off the three utility accounts deemed uncollectible as of June 1, 2009, as requested, in the amount of \$434.25. 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.

PUBLIC WORKS DIRECTOR ALAN RIDING: REQUEST FOR PURCHASE OF STANDBY GENERATOR FOR DELTA CITY OFFICE

Public Works Director Riding advised Council Members that he was requesting authorization to purchase a standby generator for Delta City office. The funds have been budgeted for purchase of generator with the water department and sewer departments combining funds to provide \$30,000 toward purchase of the generator and the streets department will provide \$4,750. The actual cost of the unit is \$34,750, including training and an automatic transfer switch. Public Works Director Riding requested approval to purchase the generator at this time, before the price increases again. Council Member Banks asked if the generator would provide adequate electricity to power the entire city office. Public Works Director Riding answered that the specifications for the generator required that it provide adequate power for the entire city building complex. The generator will have flexibility so that it can be utilized in the event of a power outage at a sewer station or water pump house that does not have backup diesel power. The bid for the generator was obtained from the company designated as the state contractor for this type equipment; i.e. Wheeler Machinery.

Following discussion, Council Member Betty Jo Western MOVED to authorize purchase of a standby generator for the Delta City office at a price of \$34,750, plus incidental costs of hookups. 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 unanimously.

PUBLIC WORKS DIRECTOR ALAN RIDING: UPDATE ON PUBLIC WORKS PROJECTS

Public Works Director Riding stated, in response to the comments made earlier in the meeting, that the airport runway has been monitored by public works employees and repairs to the runway were completed as soon as asphalt was available for patching. Notice was posted in mid-April with flight service that runway 1230 was closed due to damage so that any pilot filing a flight plan including Delta Municipal Airport would be notified of the runway condition and be advised to avoid it. As soon as asphalt was available, repairs were completed immediately. In addition, there are no lights on runway 1230 so night landings are impossible. The runway gets somewhat neglected because the FAA does not recognize it. Runway 1735 has lights and an excellent surface. Attempt is being made to have the FAA classify runway 1230 as a taxiway to runway 1735 so that funding can be obtained for improvements. As of this time, FAA has not agreed to classify runway 1230 as a taxiway.

Public Works Director Riding indicated that the restrooms at the airport are cleaned at least once each week and the black mold in the restrooms has been sprayed and cleaned with Clorox. Public Works Director Riding is at the airport daily and looks around for any problems. He recognizes that the vending machine does not work and we should have something in the lounge to provide drinks. Attempt has been made with the owner of the vending machine to keep it in working order but the owner is not responding. Council Members suggested that the vending machine be removed from the lounge. Public Works Director Riding stated that there is seating available in the lounge and the floors are swept at least weekly. Paper dispensers are filled whenever it is noticed that they are low.

The Public Works Department has a young man working for them who is paid by Workforce Services from economic stimulus funds and we provide work and supervision. The contract is for a three month period and he appears to be working well on park projects.

Public Works Department employees have been continuing installation of radio read meters and boosters. As of today, they have installed over 1,100 and have approximately fifty additional meters to change out. The radio read meters appear to be working pretty well; we have had some problems with boosters but an additional shipment of replacement boosters was shipped today. A customer called this week expressing concern about his water billing. Rita was able to print out a day to day usage graph for the customer and he was able to find the problem was with his sprinkler clock. Once all the "bugs" are worked out, we will be able to provide a variety of valuable water use information to customers.

Council Member Niles asked Public Works Director Riding what can be done with people are using the airport and dumping their garbage. Public Works Director Riding indicated that he is not aware of any garbage dumping at the airport.

City Attorney Jackson asked Public Works Director Riding if he checks for debris on runways when he is making his daily checks. Public Works Director Riding indicated that he does not check runways every day but checks at least once each week and, with public works employees doing work at the airport frequently, the runways are probably checked two or three times each week. He has

seen tumbleweeds rolling across the runway but has not seen any chunks of asphalt loose on the runway.

Council Member Western asked if the grounding clamp can be repaired. Public Works Director Riding stated that the one that needs repair is one of three grounding clamps and he will see that it is repaired right away. When he noticed it, he did not have a bolt in his truck and was sidetracked by another matter before he got back to the shop to pick up the bolt.

OTHER BUSINESS

Mayor Bunker reminded Council Members that during the budget work session they had discussed the possibility of needing to replace the city office copy machine. Yesterday our sales person from Sevier Office Supply advised office personnel that they are having some really good deals on Canon copiers until June 30th. He quoted a price of about \$6,000 for a digital copier which will copy 50 pages per minute. The copy machine we are currently using was purchased several years ago and cost approximately \$14,000. Mayor Bunker indicated that he would have additional information for the next meeting.

Mayor Bunker advised Council Members that Senator Robert Bennett is tentatively scheduled to be in Delta for a conference on or about August 21st. More information will be available when the date is confirmed.

Mayor Bunker reported that the grant application has been completed and delivered to the Permanent Community Impact Fund Board requesting funding for the museum / community center project. We are now waiting for review by the PCIFB.

Mayor Bunker, Council Member Curtis and Public Works Director Riding met with Magnum Energy last week and learned that they are still working on water rental contracts. They are offering \$100 per acre foot and all water renters will be given the same price for water rental. Mayor Bunker indicated that water for commercial use is being rented in other areas for more than \$100 per acre foot but estimated that renting water to Magnum Energy would bring in approximately \$200,000 per year. Mayor Bunker would like to see the water rental funds used for the museum / community center project. When renting water, Magnum Energy would pay Delta City twelve and one-half percent up front as earnest money. The water will not be used for a year or two but they would begin paying rental from the time a contract is signed.

Mayor Bunker stated that he continues to have some concerns with the building inspector currently employed by Millard County and does building inspections under contract for Delta City. Mayor Bunker will be having discussions with County Commissioners about the issues causing problems.

Mayor Bunker asked Council Members what they wanted for a parade float. Council Members had no suggestions for a float. Mayor Bunker noted that the Miss Liberty Pageant had been held last week with Kassidy Peterson being chosen as Miss Liberty, with Kayla Massa and Brooke Topham being first and second attendants, respectively. We have made a partial list of World War II Veterans to be honored as Grand Marshal on the Fourth of July. Council Members were asked to review the list and add any names that should be included.

Mayor Bunker advised Council Members that when discussion had been held with residents of the Notch Peak subdivision residents regarding the cellular telephone tower, City Attorney Kaela Jackson was not in attendance at the meeting and Mayor Bunker presumed everyone knew why she was absent. However, he realized that he should have stated at that time that City Attorney Jackson was not in attendance because Mayor Bunker had requested that she not attend the meeting due to a potential conflict of interest inasmuch as she is a resident of the Notch Peak View Estates subdivision.

Council Member Betty Jo Western asked if we had obtained a speaker for the Patriotic Program on the Fourth of July. Mayor Bunker stated that Dave Styler had agreed to be the speaker for the Patriotic Program. Mayor Bunker also asked that the children who sang at the Miss Liberty Pageant sing "I Like Delta" at the Patriotic Program.

Council Member Kiley Chase asked whether the computer network at the city office had ever been subject to a security audit. Mayor Bunker did not believe that the system had been audited for security. Council Member Chase advised Council Members that the computer system where he works had gone through a security audit and several security problems were found within minutes. It was found that one printer in the system could be used to shut down the entire system. Council Member Chase suggested that the city office computer system go through a security audit to avoid problems with computer hackers accessing information from our system.

Council Member Betty Jo Western noted there are both children and adults crossing Main Street at various places outside of cross walks. She asked if we only have two marked cross walks on Main Street. Public Works Director Riding indicated that there are only two cross walks painted on Main Street. Council Member Western asked if we could place small flags in containers along Main Street so people could use them to alert people of their intent to cross the street. Public Works Director Riding stated that he could put up some flags on wooden dowels and he would check with the State next week to see if they will allow us to place crosswalk flags along Main Street. Council Member Niles stated that he had asked if we could get additional cross walks painted on Main Street and was told that, inasmuch as our Main Street is a state highway, only the state can determine where crosswalks will be located and they have told us that we only need two crosswalks. Mayor Bunker advised Council Members that we are attempting to have the crosswalk located at Center Street moved one block east so it will be easier for school children to utilize in accessing homes on the south side of Main Street.

Council Member Western advised Council Members that she had received a letter from the Millard County Planning & Zoning Commission regarding approval of a home being constructed in the area near her home. The letter had been sent to all property owners within 300 feet of the proposed location. Council Member Western felt this may be a practice Delta City may want to adopt for planning & zoning applications.

Mayor Bunker asked if there were any comments, questions, or other matters to discuss. There being none, Council Member Kiley Chase MOVED to adjourn the meeting. 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 Bunker declared the meeting adjourned at 8:45 p.m.



GAYLE BUNKER, Mayor



GREGORY JAY SCHAFFER, MMC, City Recorder

MINUTES APPROVED: RCCM 06-19-09