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**DELTA CITY COUNCIL REGULAR MEETING**  
**Wednesday, June 21, 2023 at 7:00 PM**  
**Delta City Municipal Complex Council Chambers\***

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**MINUTES**

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3 **PRESENT**

- 4 Mayor Pro Tempore Betty Jo Western
- 5 Council Member Brett Bunker
- 6 Council Member Nick Killpack

7 **NOT PRESENT**

- 8 Mayor John Niles
- 9 Council Member Robert Banks
- 10 Council Member Kiley Chase

11 **ALSO PRESENT**

- 12 Sherri Westbrook
- 13 Matt Ward
- 14 Todd Anderson
- 15 Michelle Lovejoy

16 **CALL TO ORDER**

17 Mayor Pro Tempore Western called the meeting to order at 7:01 p.m. She stated that notice of the time, place,  
18 and agenda of the meeting had been posted at the Delta City Complex, on the Delta City website, on the Utah  
19 Public Notice website, had been provided to the Millard County Chronicle-Progress, LLC and each member of the  
20 City Council at least 24 hours before the meeting. Mayor Pro Tempore Western conducted a roll call. Council  
21 Members Killpack, Bunker, and Western were present. Council Member Banks, Chase, and Mayor Niles were  
22 absent.

23 **OPENING REMARKS**

24 Mayor Pro Tempore Western offered the opening remarks.

25 **PLEDGE OF ALLEGIANCE**

26 Mayor Pro Tempore Western led those in attendance in the Pledge of Allegiance.

27 **CONSENT AGENDA**

- 28 1. Minutes Approval: RCCM 2023-06-07

29 The minutes of the Regular City Council Meeting held on 6/7/23 were presented for approval. Council  
30 Member Bunker MOVED to approve the minutes of the Regular City Council Meeting held on 6/7/23.  
31 The motion was SECONDED by Council Member Killpack. Mayor Tempore Western asked if there were  
32 any other questions or comments regarding the motion. There being none, she called for a vote.

33 Motion made by Council Member Bunker, Seconded by Council Member Killpack  
34 Voting Yea: Council Member Bunker, Mayor Pro Tempore Western, Council Member Killpack  
35 Council Members Banks and Chase were absent

- 36 2. Accounts Payable, Payroll, and Electronic Disbursements Approval: 2023-06-21 \$311,293.21

37 The Council reviewed the accounts payable, payroll, and electronic transactions for the period ending  
38 6/21/23 of \$311,293.21. Council Member Bunker MOVED to approve the disbursed payments dated  
39 6/21/23 of \$311,293.21. The motion was SECONDED by Council Member Killpack. Mayor Pro Tempore  
40 Western asked if there were any questions or comments regarding the motion. There being none, she  
41 called for a vote.

42 Motion made by Council Member Bunker, Seconded by Council Member Killpack.  
43 Voting Yea: Council Member Bunker, Mayor Pro Tempore Western, Council Member Killpack  
44 Council Members Banks and Chase were absent

45 **PUBLIC COMMENT PERIOD – Ten (10) Minutes Total Limitation**

46 **BUSINESS – Any such business as may come before the Council.**

- 47 3. Lyndon Friant, Jones & DeMille Engineering; Road Plan proposal  
48 Action: Discussion/Consideration for approval

49 Lyndon Friant of Jones & DeMille Engineering presented a road plan proposal to the Council. Friant  
50 recommended applying for grants from UDOT. UDOT has a planning grant opening in October for  
51 master plans. Millard County received \$80,000 for the master road plan. Friant suggested that Delta  
52 City have a master road plan made at the same time as Millard County. Council Member Killpack would  
53 like a road plan in place by December 2024. Friant suggested starting traffic counts and identifying  
54 collector roads inside Delta City. Performing traffic counts at the same time as Millard County would  
55 save on travel costs.

56 Council Member Killpack MOVED to table the road plan proposal. The motion was SECONDED by  
57 Council Member Bunker. Mayor Pro Tempore Western asked if there were any questions or comments  
58 regarding the motion. There being none, she called for a vote.

59 Motion made by Council Member Killpack, Seconded by Council Member Bunker.  
60 Voting Yea: Council Member Bunker, Mayor Pro Tempore Western, Council Member Killpack  
61 Council Members Banks and Chase were absent

- 62 5. Mayor Tempore Betty Jo Western; Resolution 23-474 Employee Bonus  
63 Action: Discussion/Consideration for approval

64 Council Member Bunker MOVED to approve Resolution 23-474. The motion was SECONDED by Council  
65 Member Killpack. Mayor Pro Tempore Western asked if there were any questions or comments  
66 regarding the motion. There being none, she called for a vote.

67 Motion made by Council Member Bunker, Seconded by Council Member Killpack.  
68 Voting Yea: Council Member Bunker, Mayor Pro Tempore Western, Council Member Killpack  
69 Council Members Banks and Chase were absent

- 70 6. Mayor Tempore Betty Jo Western; Resolution 23-471 FY 2022 - 2023 Amended Budget  
71 Action: Discussion/Consideration for approval

72 Council Member Killpack noted that the revenue was more than expected, and Recorder Westbrook  
73 remarked that transient taxes are up.

74 Council Member Killpack MOVED to approve Resolution 23-471 with future adjustment and  
75 maintenance to keep compliant with state code. The motion was SECONDED by Council Member  
76 Bunker. Mayor Pro Tempore Western asked if there were any questions or comments regarding the  
77 motion. There being none, she called for a vote.

78 Motion made by Council Member Killpack, Seconded by Council Member Bunker.  
79 Voting Yea: Council Member Bunker, Mayor Pro Tempore Western, Council Member Killpack  
80 Council Members Banks and Chase were absent

81 7. Mayor Tempore Betty Jo Western; Resolution 23-472 FY 2023 - 2024 Salaries and Wages  
82 Action: Discussion/Consideration for approval

83 Council Member Bunker MOVED to approve Resolution 23-472. The motion was SECONDED by Council  
84 Member Killpack. Mayor Pro Tempore Western asked if there were any questions or comments  
85 regarding the motion. There being none, she called for a vote.

86 Motion made by Council Member Bunker, Seconded by Council Member Killpack.  
87 Voting Yea: Council Member Bunker, Mayor Pro Tempore Western, Council Member Killpack  
88 Council Members Banks and Chase were absent

89 8. Mayor Tempore Betty Jo Western; Form PT-800 Adopting Tax Year 2023 Certified Tax Rate  
90 Action: Discussion/Consideration for approval

91 Recorder Westbrook noted that the Council already accepted the tax rate in the budget, but it will  
92 need to be sent to the County.

93 Council Member Killpack MOVED to approve Form PT-800 and the 2023 certified tax rate. The motion  
94 was SECONDED by Council Member Bunker. Mayor Pro Tempore Western asked if there were any  
95 questions or comments regarding the motion. There being none, she called for a vote.

96 Motion made by Council Member Killpack, Seconded by Council Member Bunker.  
97 Voting Yea: Council Member Bunker, Mayor Pro Tempore Western, Council Member Killpack  
98 Council Members Banks and Chase were absent

99 9. Mayor Tempore Betty Jo Western; Resolution 23-473 FY 2023-2024 Budget Adoption  
100 Action: Discussion/Consideration for approval

101 Council Member Bunker MOVED to approve Resolution 23-473. The motion was SECONDED by Council  
102 Member Killpack. Mayor Pro Tempore Western asked if there were any questions or comments  
103 regarding the motion. There being none, she called for a vote.

104 Motion made by Council Member Bunker, Seconded by Council Member Killpack.  
105 Voting Yea: Council Member Bunker, Mayor Pro Tempore Western, Council Member Killpack  
106 Council Members Banks and Chase were absent

107 10. Mayor Tempore Betty Jo Western; Six County Regional Growth Summit - Information Share  
108 Action: Discussion Only

109 Delta City Council Members discussed the information they gathered at the Six County Regional  
110 Growth Summit.

111 Council Member Bunker attended a few break-out sessions where they urged making sure the code is  
112 in place.

113 Council Member Killpack suggested making a checklist for land use to meet compliance. Killpack  
114 learned that legislative authority will no longer have the authority to be administrators, so a checklist  
115 will be helpful. Killpack attended a session about annexation and the relationship between County and  
116 City. He also attended a session about exaction and how to recoup costs for the initial developer.

117 Mayor Pro Tempore Western attended sessions about taxes, budgeting, and grants for roads. She also  
118 attended a session on different ways to conduct meetings such as electronic-only public attendance.

119 City Attorney Anderson attended sessions on code enforcement and nuisance. Public Works Director  
120 Kirkland remarked that a lot of cities seem to have the same problems without solutions.

121 Council Member Killpack MOVED to move into closed session to discuss pending or reasonably imminent  
122 litigation at 7:47. The motion was SECONDED by Council Member Bunker.

123 -----Closed Session-----

124 Council Member Killpack MOVED to move into City Council Regular Meeting at 8:42 p.m. The motion was  
125 SECONDED by Council Member Bunker.

126 11. Dent R. Kirkland, Public Works Director, Public Works Update  
127 Discussion Only

128 Public Works Director Kirkland provided a public works update to the City Council. They have been  
129 sweeping the streets. Parts have been ordered for station 1.2. They are experiencing problems with  
130 Gardener Well; Kirkland thinks it might be a power issue. The water tank has been drained and filled,  
131 and samples will be taken. They will finish painting the outside of the water tower next week. Asphalt  
132 is not available to patch the roads.

133 Council Member Killpack MOVED to move into a closed session for a discussion of the character, professional  
134 competence, or physical or mental health of an individual at 8:46 p.m. The motion was SECONDED by Council  
135 Member Bunker. Mayor Pro Tempore excused all City staff from attendance.

136 -----Closed Session-----

137 Council Member Killpack MOVED to move into City Council Regular Meeting at 10:28 p.m. The motion was  
138 SECONDED by Council Member Bunker.

139 4. Attorney Todd Anderson; Request for Proposal for Public Defender  
140 Action: Discussion/Consideration for approval

141 Council Member Killpack presented the proposal for Public Defender to the City Council. Public  
142 Defender Larry Hunt, Gregory Stewart and Spencer Thomas, and Aaron Wise all submitted proposals.  
143 Council Member Bunker was pleased with the candidates but liked the idea of Gregory Stewart and  
144 Spencer Thomas being a team. Council Member Killpack would like Hunt to keep the cases that he has  
145 currently.

146 Council Member Killpack MOVED to approve the appointment of Gregory Stewart and Spencer  
147 Thomas as Public Defender for Delta City starting July 1<sup>st</sup> and allowing Larry Hunt to finish his open  
148 cases. The motion was SECONDED by Council Member Bunker. Mayor Pro Tempore Western asked if  
149 there were any questions or comments regarding the motion. There being none, she called for a vote.

150 Motion made by Council Member Killpack, Seconded by Council Member Bunker.

151 Voting Yea: Council Member Bunker, Mayor Pro Tempore Western, Council Member Killpack  
152 Council Members Banks and Chase were absent

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154 **ADDITIONAL ITEMS**

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159 **ADJOURNMENT**

160 Council Member Bunker MOVED to adjourn the meeting. The motion was SECONDED by Council Member  
161 Killpack. Mayor Pro Tempore Western asked if there were any questions or comments regarding the motion.  
162 There being none, she called for a vote.

163 Motion made by Council Member Bunker, Seconded by Council Member Killpack.  
164 Voting Yea: Council Member Bunker, Mayor Pro Tempore Western, Council Member Killpack  
165 Council Members Banks and Chase were absent

166 The meeting was adjourned at 10:35 p.m.  
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**John Wesley Niles, Mayor**

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**Sherri Westbrook, Recorder**

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