



# DELTA CITY COUNCIL REGULAR MEETING

Wednesday, October 02, 2024 at 7:00 PM

Delta City Municipal Complex Council Chambers\*

---

## MINUTES

### PRESENT

Mayor John Niles  
Council Member Betty Jo Western  
Council Member Kiley Chase  
Council Member Nick Killpack  
Council Member Kelly Carter  
Council Member KC Bogue

### ALSO PRESENT

Sherri Westbrook  
Todd Anderson  
Michelle Lovejoy  
Justin Ashby  
Oscar Rodriguez  
Katie Grimshaw  
Margarita Phillipsen  
Rodney Phillipsen  
Shellie Dutson

### CALL TO ORDER

Mayor Niles called the meeting to order at 7:00 p.m. He stated that notice of the time, place, and agenda of the meeting had been posted at the Delta City Complex, on the Delta City website, and the Utah Public Notice website and had been provided to the Millard County Chronicle-Progress, LLC and each member of the City Council at least 24 hours before the meeting. Mayor Niles conducted a roll call. Council Members Carter, Killpack, Chase, Western, and Bogue were present.

### OPENING REMARKS

Council Member Western offered the opening remarks.

### PLEDGE OF ALLEGIANCE

Mayor Niles led those in attendance in the Pledge of Allegiance.

### CONSENT AGENDA

1. Minutes Approval: RCCM 2024-09-18

The Regular City Council Meeting minutes held on 9/18/24 were presented for approval. Council Member Chase MOVED to approve the Regular City Council Meeting minutes held on 9/18/24. Council Member Carter SECONDED the motion. Mayor Niles asked if there were any other questions or comments regarding the motion. There being none, he called for a vote.

Motion made by Council Member Chase, Seconded by Council Member Carter.

Voting Yea: Council Member Western, Council Member Chase, Council Member Killpack, Council Member Carter, Council Member Bogue

2. Accounts Payable, Payroll, and Electronic Disbursements Approval: 2024-10-02 \$235,966.91

The Council reviewed the accounts payable, payroll, and electronic transactions for the period ending 10/2/24 for \$235,966.91. Council Member Western MOVED to approve the disbursed payments dated 10/2/24 of \$235,966.91. Council Member Bogue SECONDED the motion. Mayor Niles asked if there were any questions or comments regarding the motion. There being none, he called for a vote.

Motion made by Council Member Western, Seconded by Council Member Bogue.

Voting Yea: Council Member Western, Council Member Chase, Council Member Killpack, Council Member Carter, Council Member Bogue

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

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

3. Dent R. Kirkland, Public Works Director; Employee Status Change  
Action: Discussion/Consideration for approval

Public Works Director Kirkland appeared before the Council seeking an employee status change for Katie Grimshaw. Utah Retirement Systems requires at least 20 hours a week year-round to receive benefits. Public Works Director Kirkland proposes that Grimshaw work 40 hours a week for 9 months and have fewer hours for the other three months. Council Member Killpack remarked that this could benefit other part-time employees. Director Kirkland remarked that the employee would need to work a minimum of 36 months before receiving benefits. The proposed benefits would be URS Retirement and paid time off.

Library Director Lovejoy remarked that some part-time employees meet that requirement and should also receive the benefits. Director Lovejoy mentioned that most of the part-time staff at the library have been employed for a minimum of 36 months but don't meet that 20-hour requirement and would like to offer long-term staff paid time off.

Council Member Bogue MOVED to assign attorney Anderson to prepare two resolutions to present at the next City Council meeting. Council Member Killpack SECONDED the motion. Mayor Niles asked if there were any questions or comments regarding the motion. There being none, he called for a vote.

Motion made by Council Member Bogue, Seconded by Council Member Killpack.

Voting Yea: Council Member Western, Council Member Chase, Council Member Killpack, Council Member Carter, Council Member Bogue

4. Mayor John Niles; Sherwood Shores Water Contract committee update  
Action: Discussion/Consideration for approval

Council Member Carter provided the Council with a Sherwood Shores water contract committee update. Discussions took place about requiring lots with multiple homes to have multiple water meters. Council Member Bogue inquired about the water rate that Sherwood Shores customers pay. Recorder Westbrook reported that they pay \$35 plus the water bill. \$35 is collected to pay the loan payment. Committee members Diaz and Morrison raised concerns about water line repairs in the future. The committee discussed that the \$35 could go into a repair fund once the loan is paid off. A meeting is scheduled for next Tuesday. The committee has invited Adam Richins from Millard County to attend. Council Member Carter remarked that they would like to comply with the Utah Water Board and will hopefully write a policy at the next meeting to present to the Council.

5. Mayor John Niles: Road Plan update  
Action: Discussion/Consideration for approval

Mayor Niles provided a road plan update to the Council. Council Member Killpack, Mayor Niles, and Attorney Anderson met with Jones and DeMille. Council Member Killpack remarked that they were 50% done with the report and hoped to have a draft to present to the Council next month. The rating of the roads was completed, and most of the roads were classified as orange. The number of cracks on the roads contributed to the rating. The green roads can be chip-sealed, orange roads can be milled, and red roads must be redone completely. The most traveled roads in Delta are in the worst shape. They will meet with Jones and DeMille in three or four weeks. There was a discussion about a roundabout near 350 East.

6. Dent R. Kirkland, Public Works Director, Public Works Update  
Discussion Only

Public Works Director Kirkland provided a public works update to the Council. The car show was held. A cost share on a part of the sidewalk on Main Street is being done, and the business owner will help with the cost. An 8-inch meter was installed at the new RV Park.

A preconstruction meeting for the sewer project will be held next week. The contractors want to start work on November 4<sup>th</sup>.

They have been laying millings on some roads. Dirt roads would turn green on the road classification map because they would be paved roads instead of dirt roads.

Council Member Bogue encouraged sending a letter to the person responsible for lowering the road section that was repaired near White Sage. Snow will not be able to be plowed if the section is not fixed. Director Kirkland wants to have another conversation with them before sending a letter.

7. Sherri Westbrook, City Recorder: Administrative Update  
Discussion Only

City Recorder Westbrook provided an administrative update to the Council. Westbrook sent out notices for upcoming Public Hearings. A public hearing for a zone change will be held before the Planning and Zoning Commission meeting, and a public hearing for annexation will be held before the next City Council meeting.

The audit is nearing completion.

Keiza Mauzy went to Richfield to attend a CDBG grant training.

The CIB funding for the sewer project will close on October 17<sup>th</sup>.

With the elections coming up, two employees will be transporting ballots to Fillmore twice a week.

There are new ADA laws for website accessibility, and Recorder Westbrook will research more information.

## **ADDITIONAL ITEMS**

Mayor Niles distributed a complaint letter to the Council and discussed how to remedy the situation. Rocky Mountain Power will clean up their area on October 8<sup>th</sup>. Delta City will clean up the weeds around the fire hydrant. They will need to fill out a GRAMA request if they would like to know who reported them to the city office. Council Member Carter would like to inform them of the process for the GRAMA request. Council Member Western recommends asking senior citizens what the city can do to help.

Council Member Western asked about the electronic sign on Main Street. RFPs have been gathered and information will be presented at and upcoming meeting.

## **ADJOURNMENT**

Council Member Killpack MOVED to move into closed session to discuss the character, professional competence, or physical or mental health of an individual at 8:12 p.m. The motion was SECONDED by Council Member Western. Mayor Niles asked if there were any questions or comments regarding the motion. There being none, he called for a vote.

Motion made by Council Member Killpack, Seconded by Council Member Western.

Voting Yea: Council Member Western, Council Member Chase, Council Member Killpack, Council Member Carter, Council Member Bogue

-----CLOSED SESSION-----

Council Member Western MOVED to return to open session at 9:44 p.m. The motion was SECONDED by Council Member Killpack. Mayor Niles asked if there were any questions or comments regarding the motion. There being none, he called for a vote.

Motion made by Council Member Western, Seconded by Council Member Killpack.

Voting Yea: Council Member Western, Council Member Chase, Council Member Killpack, Council Member Carter, Council Member Bogue

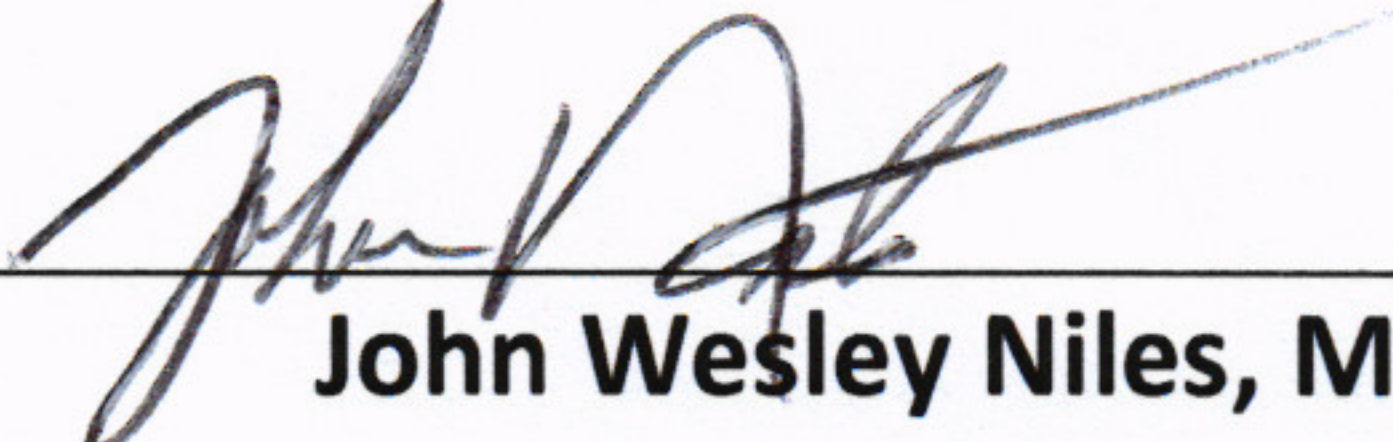
Council Member Killpack MOVED to adjourn the meeting. The motion was SECONDED by Council Member Chase. Mayor Niles asked if there were any questions or comments regarding the motion. There being none, he called for a vote.

Motion made by Council Member Killpack, Seconded by Council Member Chase.

Voting Yea: Council Member Western, Council Member Chase, Council Member Killpack, Council Member Carter, Council Member Bogue

The meeting was adjourned at 9:45 p.m.



  
John Wesley Niles, Mayor

  
Sherri Westbrook, Recorder