



DELTA CITY COUNCIL REGULAR MEETING

Tuesday, June 18, 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

Howard Western
Dent Kirkland
Sherri Westbrook
Michelle Lovejoy
Todd Anderson
Sierra Dickens
Brooks Jackson
Lynn Harris

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 Western, Carter, Chase, Killpack, and Bogue were present.

OPENING REMARKS

Council Member Killpack offered the opening remarks.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD

Lynn Harris was concerned about speeding on 750 North. She noticed that the speed limit had recently decreased to 30mph, but it didn't help. She was almost run off the road by a county garbage truck. She asked if there could be lines painted on the road.

Brooks Jackson had similar concerns and asked if the road could be redone. The Council mentioned that axle weight limits for that road will be addressed later in the meeting. Jackson asked about covering the canal; the grant for that project was not received by the city. Council Member Killpack mentioned that help from Millard County might be needed because the road also leads to County roads, but they are unwilling to help. Council Member Western asked if there could be an impact fee.

CONSENT AGENDA

1. Minutes Approval: RCCM 2024-05-15

The Regular City Council Meeting minutes held on 5/15/24 were presented for approval. Council Member Chase MOVED to approve the Regular City Council Meeting minutes held on 5/15/24. Council Member Killpack 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 Killpack.

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: 2024-06-18 \$231,271.20

The Council reviewed the accounts payable, payroll, and electronic transactions for the period ending 6/18/24 for \$231,271.20. Council Member Carter MOVED to approve the disbursed payments dated 6/18/24 of \$231,271.20. 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 Carter, Seconded by Council Member Killpack.

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. Micklane Farmer; Jones & DeMille Engineering: Traffic Plan
Action: Discussion/Consideration for approval

Jones & DeMille Engineering talked with UDOT, who mentioned that they could help with getting funding for the traffic plan, with the possibility of help with repaying the financing. This is not guaranteed, but the Council would like to proceed. Council Member Killpack asked about the timeline for this funding. Applications would be due in January, but they wouldn't hear back until March. A road plan is needed to apply for some grants. The plan would prioritize roads based on rating; the road plan would be quick to complete.

Council Member Western MOVED to approve Jones & DeMille Engineering to help with the traffic plan. 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

4. Rob Droubay: Notch Peak View Estates Subdivision Phase 1 & Phase 2 Amendments
Action: Discussion/Consideration for approval

When the land was recently surveyed, a 13-foot lot line difference was found, which raised concerns with residents of the first phase. Council Member Killpack mentioned that survey work done in that area after 1961 was off 13 feet. All lot lines in the first phase of the Notch Peak subdivision are short, 13 feet to the east. The map needs to be amended to match what is in the ground. Howard Western does not want it approved until this is resolved.

County Recorder Sierra Dickens informed the Council that it would take more work than anticipated. A small strip of land between the Western's property and lot one or two is affected. Neither Dickens nor the surveyor have checked phase 6 yet.

The Cemetery District owns the 13 feet in question. They are discussing with Rob Droubay, and lot lines must be adjusted.

Council Member Western wondered if, because it is between the fence line, they could work it out between themselves but would like a resolution to avoid an issue like this in the future.

City Attorney Anderson remarked that they relied on trusting the engineering stamp, which Sunrise Engineering then double-checked. This item could move forward without the Cemetery District's signature because it does not affect it. City Attorney Anderson recommends making all changes at the same time. Phase five adds in the boundary line adjustments.

Council Member Bogue MOVED to table the amendments to Notch Peak View Estates Phase 1 and 2. Council Member Carter 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 Carter.

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

Abstained: Council Member Western

5. Rob Droubay; Notch Peak View Subdivision, Phase 5 Final
Action: Discussion/Consideration for approval

Council Member Killpack MOVED to table this item. Council Member Chase 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 Killpack, Seconded by Council Member Chase.

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

6. Dakota Pierce; UpAhead Gov presentation
Action: Discussion only

Dakota Pierce offered a presentation from UpAhead Gov and their mass text messaging services. City Attorney Anderson asked if they would be easy to pull for Grama requests, and Pierce confirmed they were.

7. Mayor John Niles: Bogue Annexation Acceptance
Action: Discussion/Consideration for approval

Council Member Bogue recused himself from voting or remarking on this item.

Council Member Killpack remarked that the Planning and Zoning Commission positively recommended the acceptance of the Bogue Annexation.

Council Member Carter MOVED to approve the Bogue annexation. Council Member Western 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 Carter, Seconded by Council Member Western.

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

Abstained: Council Member Bogue

8. Mayor John Niles: Purchase of water/Raise water rates
Action: Discussion/Consideration for approval

The Council discussed raising the water rates by \$1 and the sewer rates by \$3. Commercial rates would increase by the same percentage as residential rates.

The Council discussed purchasing water. Council Member Bogue recommended buying water for a reasonable price if they could find it. Council Members Killpack and Carter recommended setting money aside from water acquisition fees to purchase more water. Council Member Chase recommended giving Public Works Director Kirkland a range to buy water without Council approval. The Council recommended purchasing water for up to \$18,000 using acquisition fee funds.

A resolution for the increase of water and sewer rates will need to be made.

Council Member Carter MOVED to raise the water rates \$1 and the sewer rates \$3. 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 Carter, Seconded by Council Member Killpack.

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

Council Member Carter MOVED to approve the purchase of water for up to \$18,000. 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 Carter, Seconded by Council Member Bogue.

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

9. Mayor John Niles: Ordinance 24-308 Axle Limitation
Action: Discussion/Consideration for approval

City Attorney Anderson talked to Sherriff Jacobson, and they were okay with having an axle limitation on 750 North. Council Member Chase has concerns about the road's need for work. Council Member Chase would like the ordinance to say five axles instead of four so that fewer people who visit Bunker Hill will be affected by it.

Council Member Chase MOVED to approve an axle limitation for 750 North to five axles in Ordinance 24-308. 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 Chase, Seconded by Council Member Killpack.

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

10. Mayor John Niles: Resolution 24-477 FY 2023 - 2024 Amended Budget
Action: Discussion/Consideration for approval

Council Member Bogue MOVED to approve the fiscal year 2023-2024 amended budget in Resolution 24-477. Council Member Carter 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 Carter.

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

11. Mayor John Niles: Ordinance 24-307 FY 2024 - 2025 Salaries and Wages
Action: Discussion/Consideration for approval

Mayor Niles remarked that meeting minutes at the bottom of the pay scale should be \$70 for up to two hours and \$35 for each additional hour.

Council Member Bogue MOVED to approve salaries and wages for fiscal year 2024-2025 in Ordinance 24-307 with the recommended changes. 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

12. Mayor John Niles: Form PT-800 Adopting Tax Year 2024 Certified Tax Rate
Action: Discussion/Consideration for approval

Council Member Carter MOVED to approve form PT-800 and not change the certified tax rate for tax year 2024. 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 Carter, Seconded by Council Member Bogue.

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

13. Mayor John Niles: Resolution 24-478 FY 2024-2025 Budget Adoption
Action: Discussion/Consideration for approval

Council Member Chase MOVED to approve the budget adoption for fiscal year 2024-2025 in Resolution 24-478. 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 Chase, Seconded by Council Member Killpack.

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

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

Public Works Director Kirkland provided a Public Works update to the Council. Kirkland would like to purchase a backhoe. The lease will be up in October, and prices are going up, but they can buy the backhoe they are currently leasing or lease a new one for \$15,000 a year. Council Member Carter mentioned that the backhoe is worth around \$100,000, and leasing wouldn't be worth it based on the amount of use.

Council Member Bogue MOVED to approve the purchase of the backhoe that Delta City is currently leasing. Council Member Western 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 Western.

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

The Public Works department has been patching asphalt. They also recently worked on a storm drain project at Droubay's subdivision, which paid the bill.

Trucks are hauling material from the lime plant on 750 North, and Kirkland hopes that the county can help with their graders to build a shoulder on the road. The county impact board did not want to help. A bill was sent to IPP, but they haven't paid. Council Member Carter would like the road base added on 750 North, and it would need to be bid out if it costs more than \$3,000. City Attorney Anderson suggested building the road with dirt from Valley Ag and putting down road material.

The airport project they planned on doing this year was put on hold.

The bid opening for the sewer project will be held on June 26th.

ADDITIONAL ITEMS

Mayor Niles talked to Fire Chief Stanworth about the fireworks on the 4th of July. They would like to increase the budget to \$14,000.

The rodeo contacted Mayor Niles to see if they had extra fireworks to shoot before the bull riding. A 4x8-foot sign for Delta City is in the arena for the rodeo.

ADJOURNMENT

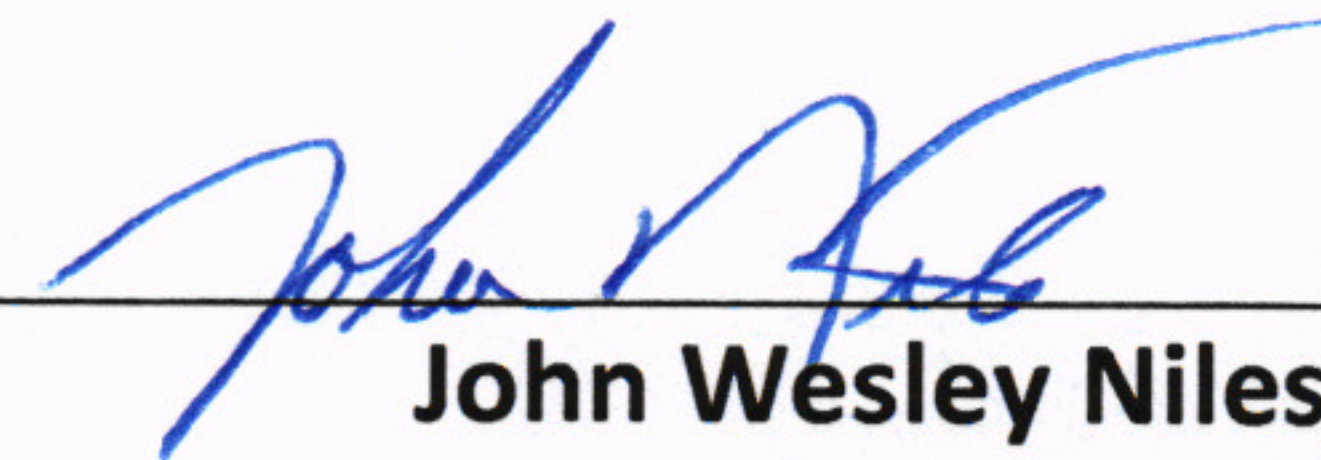
Council Member Western MOVED to adjourn the City Council Meeting. The motion was SECONDED by Council Member Killpack. Mayor Niles asked if there were any questions or comments regarding the motion. There being none, he called for a vote.

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

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

The meeting was adjourned at 9:19 p.m.




John Wesley Niles, Mayor


Sherri Westbrook, Recorder