



DELTA CITY COUNCIL REGULAR MEETING

Wednesday, September 6, 2023 at 7:00 PM

Delta City Municipal Complex Council Chambers*

MINUTES

PRESENT

Mayor John Niles
Council Member Brett Bunker
Council Member Betty Jo Western
Council Member Nick Killpack

NOT PRESENT

Council Member Robert Banks
Council Member Kiley Chase

ALSO PRESENT

Sam Jacobsen
Dent Kirkland
Sherri Westbrook
Todd Anderson
Freddy Marquez
Shane Church

CALL TO ORDER

Mayor Niles called the meeting to order at 7:07 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, on the Utah Public Notice website, 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 Killpack, Chase, Banks, Western, and Bunker were present.

OPENING REMARKS

Mayor Niles offered the opening remarks.

PLEDGE OF ALLEGIANCE

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

CONSENT AGENDA

1. Minutes Approval: RCCM 2023-08-07

The minutes of the Regular City Council Meeting held on 8/2/23 were presented for approval. Council Member Bunker MOVED to approve the minutes of the Regular City Council Meeting held on 8/2/23. The motion was SECONDED by Council Member Western. 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 Bunker, Seconded by Council Member Western.

Voting Yea: Council Member Bunker, Council Member Western, Council Member Killpack

Council Member Chase, Council Member Banks were absent

2. Minutes Approval: SCCM 2023-08-07

The minutes of the Special City Council Meeting held on 8/7/23 were presented for approval. Council Member Western MOVED to approve the minutes of the Special City Council Meeting held on 8/7/23. The motion was SECONDED by Council Member Bunker. 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 Western, Seconded by Council Member Bunker.

Voting Yea: Council Member Bunker, Council Member Western, Council Member Killpack
Council Member Chase, Council Member Banks were absent

3. Minutes Approval: Council & Full Time Staff Meeting 2023-08-22

The minutes of the Council & Full Time Staff Meeting held on 8/22/23 were presented for approval. Council Member Killpack MOVED to approve the minutes of the Council & Full Time Staff Meeting held on 8/22/23. The motion was SECONDED by Council Member Bunker. 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 Killpack, Seconded by Council Member Bunker.

Voting Yea: Council Member Bunker, Council Member Western, Council Member Killpack
Council Member Chase, Council Member Banks were absent

4. Accounts Payable, Payroll, and Electronic Disbursements Approval: 2023-09-06 \$492,973.34

The Council reviewed the accounts payable, payroll, and electronic transactions for the period ending 9/6/23 of \$492,973.34. Council Member Bunker MOVED to approve the disbursed payments dated 9/6/23 of \$492,973.34. 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 Bunker, Seconded by Council Member Killpack.

Voting Yea: Council Member Bunker, Council Member Western, Council Member Killpack
Council Member Chase, Council Member Banks were absent

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

BUSINESS— Any such business as may come before the Council.

5. Jose A Marquez, Marquez Minor Subdivision Preliminary Approval

Action: Discussion/Consideration of approval

Freddy Marquez was present to receive Preliminary Approval for Marquez Minor Subdivision. Because lot 1 has been modified, this is an amended preliminary plat. Council Member Killpack advised Marquez that the preliminary plat approval is good for one year. Before that year lapses, he will need to appear to have it renewed so it doesn't expire. Council Member Killpack MOVED to approve the Marquez Minor Subdivision Preliminary Plat and Amendment as presented with the condition that the road be vacated. The motion was SECONDED by Council Member Bunker. 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 Bunker.

Voting Yea: Council Member Bunker, Council Member Western, Council Member Killpack
Council Member Chase, Council Member Banks were absent.

6. Nick Killpack, Janitorial Duties/Community Center

Action: Discussion/Consideration for approval

Mayor Niles explained that the Chamber of Commerce Secretary would like to manage the reservations and janitorial of the Community Center. The reservations will be set up using a Skedda system. This will be an online reservation program that will aid in the reservation of the building. The customer will have to come to the city office to pay the fee and get the key. Compensation was discussed and it was decided to pay the Chamber of Commerce and they can include it in her wages from the chamber. They would be responsible for taxes and workers' compensation. Council Member Killpack explained that the custodian for the city building was cleaning the library before Covid. The library is still being cleaned by the library staff. Council Member Killpack believes that the library needs to be included in the custodial duties. Council Members and Mayor expressed that they were not aware that the library wasn't being cleaned by the custodian. Council Member Killpack MOVED to approve the transfer of administration of the scheduling and janitorial for the community center as well as the custodial obligations in the city offices as described in the discussion. The motion was SECONDED by Council Member Bunker. 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 Bunker.

Voting Yea: Council Member Bunker, Council Member Western, Council Member Killpack
Council Member Chase, Council Member Banks were absent.

7. Dent R. Kirkland, Property discussion 4500 E
Action: Discussion only

Shane Church addressed the council by stating that he is in the process of getting a building on his property at 2500 E. He discussed that we would like to extend the water to the property. Church would like to see a light industrial zone. If a new zone description cannot be agreed upon, he would at least like some consideration on the curb construction. He believes that a rolled curb would work best for the location as there are many big trucks that would just break the traditional curb and gutter. He would like to move forward on the annexation as he cannot get an occupancy permit without agreement on the zoning and annexation. The best placement for the new water line was discussed. Church explained that he is not a developer, he is only an owner of one parcel of many that could be developed in that area. Public Works Director, Dent Kirkland, and City Attorney, Todd Anderson, will begin drafting new light industrial code to present to the Planning Commission.

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

Public Works Director Kirkland provided a public works update to the Council. The public works department has done some cleaning of the drain by E station. They would like to do some more, they just haven't had enough time to get back out there. They did get another day of asphaltting done. He would like to get something done with 750 before the end of the season. There may be some assistance from the county on this. If so, the focus will probably be to get some sort of shoulder on the road. They have been trimming trees in the park in preparation for the car show. Kirkland expressed the need to take action on the nuisances in town. Notices are being ignored and no progress is being made. One large concern was that of a landowner installing trailer connections and renting trailer spaces without any permits. The discussion was to have legal notice delivered by the Sheriff's office to the nuisance offenders.

Mayor Niles mentioned that the city received a letter from Millard County concerning the garbage transfer station. Attorney Anderson will draft a letter to Commissioner Trevor Johnson.

Council Member Western MOVED to move into closed session to discuss the character, professional competence, or physical or mental health of an individual at 9:06 pm. 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 Bunker, Council Member Western, Council Member Killpack
Council Member Chase, Council Member Banks were absent.

-----Closed Session-----

Council Member Western MOVED to move into City Council Regular Meeting at 10:26 pm. 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 Bunker, Council Member Western, Council Member Killpack
Council Member Chase, Council Member Banks were absent.

ADJOURNMENT

Council Member Bunker MOVED to adjourn the 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 Bunker, Seconded by Council Member Killpack
Voting Yea: Council Member Bunker, Council Member Western, Council Member Killpack
Council Member Chase, Council Member Banks were absent.

The meeting was adjourned at 10:27 p.m.

John Wesley Niles, Mayor

Sherri Westbrook, Recorder