



DELTA CITY COUNCIL REGULAR MEETING

2022-11-16

Wednesday, November 16, 2022 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
Council Member Robert Banks

ABSENT

Council Member Kiley Chase

ALSO PRESENT

Bob Bunker
Tammy Bunker
Alecia Turner
Alan Riding
Michelle Lovejoy
Sherri Westbrook
Dent Kirkland
Todd Anderson

CALL TO ORDER

Mayor Niles called the meeting to order at 7:00 p.m. He stated that notice of the time, place and the 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 to each member of the City Council at least 24 hours prior to the meeting. Mayor Niles conducted roll call. Council Members Banks, Western, Killpack, and Bunker were present. Council Member Chase was absent.

OPENING REMARKS

Council Member Banks offered the opening remarks.

PLEDGE OF ALLEGIANCE

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

CONSENT AGENDA

1. Minutes Approval: RCCM 2022-11-02

The minutes of the Regular City Council Meeting held 11/2/22 were presented for approval. Council Member Western MOVED to approve the minutes of the Regular City Council Meeting held 11/2/22. 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 Banks

Council Member Chase was absent.

2. Accounts Payable, Payroll, and Electronic Disbursements Approval: 2022-11-16 \$347,390.65

The Council reviewed the accounts payable, payroll and electronic transactions for the period ending 11/16/22 in the amount of \$347,390.65. Council Member Bunker MOVED to approve the disbursed payments dated 11/16/22 in the amount of \$347,390.65. 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 Banks

Council Member Chase was absent.

PUBLIC COMMENT PERIOD – Ten (10) Minutes Total Limitation

Bob Bunker asked if there were any violations pertaining to the feed lot near the Droubay subdivision. He has heard rumor that it is a non-conforming use. The feed lot is zoned R1 and the corrals are in zone A5. He asked to receive documentation if things change. City Attorney Anderson informed him that a certain amount of animals are allowed per square feet, and if discontinued for 45 days, it would be considered as abandoned. Attorney Anderson believes that Delta City code supersedes state code.

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

3. Jose Alfredo Marquez; Zone Change Request from R2 to R4

Action: Discussion/Consideration for approval

The Council reviewed Jose Alfredo Marquez' zone change request from R2 to R4. The public had concerns about increased traffic, density, and parking. All the public present at the Planning and Zoning meeting were against it. It received a negative recommendation from the Planning and Zoning Commission.

Council Member Bunker MOVED to deny the zone change request from R2 to R4 for Jose Alfredo Marquez. 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 Banks

Council Member Chase was absent.

4. Attorney Todd Anderson; Ordinance 2022-299

Action: Discussion/Consideration for approval

City Attorney Todd Anderson presented Ordinance 2022-299 to the Council with proposed changes to the code.

The proposed changes included when splitting a parcel on a zoning boundary, the owner will decide which zone they would like to be in, which will not be able to change once defined. There were some discrepancies in the fencing section, and it was decided that the sight distance triangle would be the better option. Two alternate Planning and Zoning Commission Members will be appointed who will

attend meetings and fill seats as needed. The Planning and Zoning Chairman can now vote, but if there is a tie, it does not pass. A change was made to the tandem parking which will make it so tandem parking will not be counted as parking. Fencing on narrow rights-of-way was discussed, room must be left outside the fence for the sidewalk.

Council Member Killpack MOVED to approve Ordinance 2022-299. The motion was SECONDED by Council Member Banks. 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 Banks.

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

Council Member Chase was absent.

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

Public Works Director Kirkland provided a Public Works update to the Council. He explained that Friday was too muddy for the scheduled city cleanup, so they put a full day in on Saturday and hauled about 35 loads of green waste. Kirkland updated the council on the CDBG surveys. Delta City will not qualify due to the LMI being at 43%, and 51% is needed. This survey should be redone in a year to see if the LMI percentage can be met then.

ADDITIONAL ITEMS

ADJOURNMENT

Council Member Killpack MOVED to adjourn the meeting. 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 Banks

Council Member Chase was absent.

The meeting was adjourned at 7:53 p.m.





John Wesley Niles, Mayor



Sherri Westbrook, Recorder