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## DELTA CITY CITY COUNCIL REGULAR MEETING

Wednesday, March 16, 2022 at 7:00 PM

Delta City Municipal Complex Council Chambers\*

### MINUTES

2 PRESENT

3 Mayor John Niles  
4 Council Member Brett Bunker  
5 Council Member Betty Jo Western  
6 Council Member Kiley Chase  
7 Council Member Nick Killpack  
8 Council Member Robert Banks

9

10 ALSO PRESENT

11 Johanna Hansen  
12 Kyle Leavitt  
13 Jody Anderson  
14 Todd Anderson  
15 Michelle Lovejoy  
16 Sherri Westbrook  
17 Matt Ward  
18 Dent Kirkland  
19 Stetson Henrie  
20 Tom Tasker  
21 Dave Clark

22 CALL TO ORDER

23 Mayor Niles called the meeting to order at 7:01 p.m. He stated that notice of the time, place and the agenda of  
24 the meeting had been posted at the Delta City Complex, on the Delta City website, on the Utah Public Notice  
25 website, had been provided to the Millard County Chronicle-Progress, LLC and to each member of the City  
26 Council at least 24 hours prior to the meeting. Mayor Niles conducted roll call. Council Members Western,  
27 Banks, Bunker and Killpack were present. Council Member Chase was absent.

28 OPENING REMARKS

29 Council Member Bunker offered the opening remarks.

30 PLEDGE OF ALLEGIANCE

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

32 CONSENT AGENDA

33 1. Minutes Approval: RCCM 02-16-2022

34 The minutes of the Regular City Council Meeting held 2/16/22 were presented for approval. Council  
35 Member Banks MOVED to approve the minutes of the Regular City Council Meeting held 2/16/22. The  
36 motion was SECONDED by Council Member Bunker. Mayor Niles asked if there were any other  
37 questions or comments regarding the motion. There being none, he called for a vote.

38

Motion made by Council Member Banks, Seconded by Council Member Bunker.  
Voting Yea: Council Member Bunker, Council Member Western, Council Member Chase, Council  
Member Killpack, Council Member Banks

2. Accounts Payable, Payroll, and Electronic Disbursements Approval: 3/16/22 \$240,187.28

The Council reviewed the accounts payable, payroll and electronic transactions for the period ending 3/16/22 in the amount of \$240,187.28. Council Member Chase MOVED to approve the disbursed payments dated 3/16/22 in the amount of \$240,187.28. 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 Chase, Seconded by Council Member Killpack.  
Voting Yea: Council Member Bunker, Council Member Western, Council Member Chase, Council  
Member Killpack, Council Member Banks

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

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

3. Mayor Niles; Ordinance 22-293, Christensen Zone Change  
Action: Discussion/Consideration for approval

As discussed at the Planning and Zoning Public Hearing dated 3/9/2022, and positively recommended to the Council by the Planning and Zoning Commission, Council Member Western MOVED to approve Ordinance 22-293. 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 Western, Seconded by Council Member Bunker.  
Voting Yea: Council Member Bunker, Council Member Western, Council Member Chase, Council  
Member Killpack, Council Member Banks

4. Tom & Sarah Tasker; Request for Review  
Action: Discussion Only

Tom Tasker appeared before the Council to discuss narrow right-of-ways and not being able to build multi-family housing on them. Tasker had previously found a lot zoned R4, had a real estate agent talk to Delta City, and was told that the property would work for his future project. Tasker was under the impression that he would have to pay fees up front, so he proceeded with getting financing first. Since the ordinance change, his plans have had to change. Tasker has paid for blueprints and can't build the project he was planning on and wanted the Council to know how he felt about it. Tasker would like to see a leeway for those already in the development process.

The property is located on 300 N 450 W and is just under an acre. Tasker had planned on building a four-plex or two duplexes side by side. Tasker was unaware of Public Hearings that were held that discussed the ordinance change, and felt like he should have received a letter. Council Member Killpack told him that because it was not a zone change, they were not required to send notification. Council Member Bunker remarked that the Public Hearing was published.

Tasker asked what his options would be, and Mayor Niles replied that he could build a single family home. Tasker could possibly subdivide, but would have to verify measurements. Public Works Director

Kirkland mention that there may be enough frontage, but after discussion, the measurements appear to be short by 10 feet. There were suggestions of trying to buy the extra 10 feet from a neighbor.

5. Jody Anderson, Administrative Director/Treasurer; Resolution 22-460 Personnel Policy Changes  
Action: Discussion/Consideration for approval

The Personnel Policy Committee met and discussed some changes, which Administrative Director/Treasurer Jody Anderson presented to the Council. One item was listed, but was a mistake, and already covered in the personnel policy. The Committee changed the wording of provisional to probationary employees. The hours of the library need to be updated. The Committee would like to see accumulated leave pro-rated in the years that a benchmark year is reached and leave time increases. A change to sick leave was made previously but the policy was never changed. This will need to be updated with the pass of this resolution. The Committee would like to see the benefit for permanent part time employees change to better accommodate the part time employees. This change would eliminate leave time and allow employees to work more hours without triggering the retirement inclusion. The part time employees will receive recognition for benchmark years.

Council Member Western MOVED to approve the changes to the Personnel Policy in Resolution 22-460. 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 Chase, Council Member Killpack, Council Member Banks

6. Jody Anderson, Administrative Director/Treasurer; 4th of July Grand Marshal  
Action: Discussion/Consideration for approval

Administrative Director/Treasurer Jody Anderson presented to the Council the results of the nominations made by the public for the 4<sup>th</sup> of July Grand Marshal. Council Member Banks would like to see Gayle Bunker be the Grand Marshal. Council Member Western recommended Howard Clayton, or Roberta Dutson, Dot Atkinson, and Rayola Tolley for Grand Marshal.

Council Member Western MOVED to approve Roberta Dutson, Dot Atkinson, and Rayola Tolley as Grand Marshal for the 4<sup>th</sup> of July. 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 Chase, Council Member Killpack, Council Member Banks

7. Dent Kirkland, Public Works Director; Engineer for sewer project  
Action: Discussion/Consideration for approval

Public Works Director Dent Kirkland needs to turn the sewer project over to an engineer, and would like to hire Sunrise Engineering, who already knows the system. Council Member Western asked if an RFP needed to be done, but Kirkland said that since it is a professional service there is no need, and an RFP would take 2-3 months.

Council Member Killpack MOVED to approve Sunrise Engineering for the sewer project. 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.

126 Motion made by Council Member Killpack, Seconded by Council Member Western.  
127 Voting Yea: Mayor Niles, Council Member Bunker, Council Member Western, Council Member Chase,  
128 Council Member Killpack, Council Member Banks  
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130 8. Dent R. Kirkland, Public Works Director, Public Works Update  
131 Discussion Only

132 Public Works Director Kirkland provided the Council with a Public Works update. The Ridge Top well is  
133 repaired and running. The bearings were shot and not rebuildable the set of bowls only lasted a year  
134 for some reason. Kirkland ordered another set of bowls since it takes about 6 weeks to get them.  
135 Kirkland met with Rob Droubay about a possible solution on water pressure. The spray truck is  
136 working, and they are trying to get the bathrooms in the park ready to open.

137 **ADDITIONAL ITEMS**

138 Council Member Chase informed the Council that on April 23rd Topaz Museum will hold a stories day, and 75  
139 people will be coming to Delta to tour the museum and site.

140 **ADJOURNMENT**

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

144 Motion made by Council Member Kilpack, Seconded by Council Member Bunker.  
145 Voting Yea: Mayor Niles, Council Member Bunker, Council Member Western, Council Member Chase,  
146 Council Member Killpack, Council Member Banks

147 The meeting was adjourned at 8:20 p.m.  
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John Wesley Niles, Mayor

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Sherri Westbrook, Recorder

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