



# DELTA CITY COUNCIL REGULAR MEETING

Wednesday, March 06, 2024 at 7:00 PM

Delta City Municipal Complex Council Chambers\*

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## MINUTES

### PRESENT

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

### ABSENT

Council Member Kelly Carter

### ALSO PRESENT

Sherri Westbrook  
Todd Anderson  
Michelle Lovejoy  
Russ Anderson  
Whitney Anderson  
Megan Anderson  
Matt Rhodes  
Justin Ashby  
Patrick Smith  
Matt Ward  
Adam Pace  
Rod Moore  
Tyler Tolbert  
Kody Smith  
Chet Simper  
Miriam Waddingham  
Dent Kirkland  
Jody Anderson  
Luke 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 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 Western, Chase, Bogue, and Killpack were present. Council Member Carter was absent.

### OPENING REMARKS

Council Member Bogue offered the opening remarks.

### PLEDGE OF ALLEGIANCE

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

## CONSENT AGENDA

1. Minutes Approval: RCCM 2024-02-21

The minutes of the Regular City Council Meeting held on 2/21/24 were presented for approval. Council Member Western MOVED to approve the minutes of the Regular City Council Meeting held on 2/21/24. The motion was SECONDED by Council Member Bogue. 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 Bogue.

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

Council Member Carter was absent

2. Accounts Payable, Payroll, and Electronic Disbursements Approval: 2024-03-06 \$47,976.68

The Council reviewed the accounts payable, payroll, and electronic transactions for the period ending 3/6/24 in the amount of \$47,976.68. Council Member Killpack MOVED to approve the disbursed payments dated 3/6/24 of \$47,976.68. 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 Bogue

Council Member Carter was absent

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

Jake Smith and Cody Smith asked the council about annexation. They built a home on 1500 East and would like to know what the requirements are. Mayor Niles asked how much land they would like to annex. The Smiths would like to annex the ten acres that the house sits on, not their entire parcel. Mayor Niles replied that Delta City might not be interested in annexing a small piece of land. Public Works Director Kirkland remarked that the property is not continuous of what is annexed in, and there is a road in between. Council Member Bogue recommended annexing the land south of the highway. Council Member Chase recommended setting a meeting with Attorney Anderson and Public Works Director Kirkland.

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

3. Jody Anderson, Treasurer, Administrative Update  
Discussion Only

Treasurer Anderson provided an administrative update to the council. She distributed a money management report to the council. Treasurer Anderson recommended revisiting funding with the money set aside for the trail project.

Treasurer Anderson has worked on Human Resource changeovers and resolving insurance issues.

Treasurer Anderson explained that the IRS changed W2s. Things have returned to normal for Justin Anderson.

Treasurer Anderson presented upcoming city events. Easter, Girls' Day Out, Miss Delta, and the 4<sup>th</sup> of July are all upcoming events.

Treasurer Anderson has worked on trust policies and renewals. A sewer claim has been filed. Treasurer Anderson has been working with the juvenile court. The pickleball court grant should be coming soon.

Reservations for the community center have been switched so people can reserve and pay online.

Delta City's current wellness program is 10k steps per day. A QR code has been provided in the payroll if the Council would like to participate.

4. Tyler Tolbert, Days of the Old West Rodeo Committee; Contribution  
Action: Discussion/Consideration for approval

Tyler Tolbert and Rod Moore appeared before the Council to seek a monetary donation for the Days of the Old West Rodeo. They are asking for the same contribution as last year, which was \$1500. A full-page advertisement for Delta City would be in the program.

Attorney Anderson remarked that the Council will need to decide if the donation would be for a corporate purpose otherwise a public hearing will need to be held to appropriate the funds. The Council decided an advertisement in the program would be the purpose.

Council Member Killpack MOVED to contribute \$1500 to the Days of the Old West Rodeo and have a full-page advertisement in the rodeo program. 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 Bogue

Council Member Carter was absent

5. Dent R. Kirkland, Public Works Director; UDOT Discussion  
Discussion only

Public Works Director Kirkland opened a UDOT discussion about drainage issues on Highway 6. The city was given options in the form of making the developer do it, going in a cost share, or looking at waiving improvements. Matt Rhodes from UDOT distributed a handout to the council about drainage. UDOT is aware of a drainage issue at Antelope RV Park. They are afraid if they install a curb and gutter there it will just compound it. UDOT is willing to partner with Delta City to pay for half the cost. UDOT was asked if Delta Valley Trucking and Antelope RV each pay 25 percent, and UDOT would pay the other half. UDOT is not allowed to work with private companies, only local government.

Public Works Director Kirkland remarked that Antelope RV Park was experiencing drainage issues after they bought it. They have made some improvements to remedy the situation but it hasn't helped. Delta Valley Trucking will be building an RV park next to Antelope RV Park. Curb, gutter, and sidewalk are required improvements. Russ Anderson had concerns that the curb, gutter, and sidewalk on his property would flood other properties. The Council had a lengthy discussion with Delta Valley Trucking and UDOT.

6. Patrick Smith; Delta Ranch RV Park water  
Action: Discussion/Consideration for approval

Patrick Smith appeared before the council for a discussion on Delta Ranch RV Park water. The engineer moved the station to be located in the northeast. Smith is proposing building a pump house big enough for expansion and deeding it to Delta City to take over maintenance. Smith is interested in having a pioneer contract written. Attorney Anderson would like to codify a pioneering agreement. An easement to Delta City will need to be made.

Council Member Killpack MOVED to approve the proposal. 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 Bogue

Council Member Carter was absent

7. Resolution 24-475 (Employee Compensation)  
Action: Discussion/Consideration for approval

Public Works Director Kirkland requested a wage change due to promotions made in the Public Works Department.

Council Member Bogue MOVED to accept Resolution 24-475. 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 Bogue, Seconded by Council Member Western.

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

Council Member Carter was absent

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

Public Works Director Kirkland provided a Public Works update to the Council. Justin Ashby has been promoted to Assistant Public Works Director. There will be no Field Supervisor for the time being but this could be implemented in the future if needed. Stetson Henrie and Dent Kirkland attended the rural water conference. Kirkland spoke with Sunrise Engineering and they informed him the sewer project will be going out to bid. Lead and copper tests are requirements of the EPA on the city and customer side. Sunrise Engineering will be helping perform those tests and will be paid by the state. The office at the shop has been remodeled. They have been crack sealing and did some snow removal. Katie Rodriguez started working on March 1<sup>st</sup>. The park restrooms should be open next week.

#### **ADDITIONAL ITEMS**

Council Member Carter asked Mayor Niles to provide a Fire Department update on his behalf. There was a small structure fire on Lyman Row where the home suffered smoke damage. Fire Chief Stanworth asked the Council if they wanted anything different for the 4<sup>th</sup> of July fireworks. The Council was pleased with the fireworks last year.

Council Member Killpack informed the Council that a planning group has been hired to perform an audit of the subdivision code. They sent an email back with some questions. They felt the code was in pretty good shape but could use improvement. They would like some input on how the review process would change with this process which would apply to duplexes and triplexes. The Planning and Zoning Commission can still be involved, but the City Council will not be allowed. A plan can only be reviewed four times. Council Member Killpack will forward the email to the City Council. Attorney Anderson would like this item to be on the Planning and Zoning agenda.

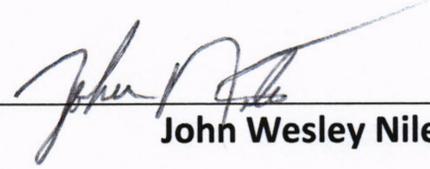
Council Member Western received the personnel policy back and would like the council to look at it. The personnel policy is only for Council Members right now, but they will discuss it at a future Council meeting.

Mayor Niles updated the Council that Rocky Mountain Power has been working on installing the street lights recommended by the Council.

#### **ADJOURNMENT**

Council Member Chase MOVED to adjourn the City Council Meeting. 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 Chase, Seconded by Council Member Western.  
Voting Yea: Council Member Western, Council Member Chase, Council Member Killpack, Council Member Bogue  
Council Member Carter was absent  
The meeting was adjourned at 8:18 p.m.



John Wesley Niles, Mayor



Sherri Westbrook, Recorder