

Mayor Mary Cooper called the meeting to order at 7:00 p.m. Also present were Councilmembers Robert Jurca, Guy Pfalzgraff, Bill Raley and Ed Sisson, along with City Manager Joe Kerby and City Attorney Mike Schottelkotte. A meeting notice was posted in the south window at City Hall at least twenty-four hours prior to the meeting.

Pledge of Allegiance

The Mayor led everyone present in the Pledge of Allegiance.

Changes to the Agenda

There were none.

Minutes

It was moved by Councilmember Jurca and seconded by Councilmember Sisson to approve the minutes of March 15 and 29, 2011, as submitted by the Clerk. All in favor, motion carried.

Citizen Comments

There were none.

Public Hearing: Tavern Liquor License Application: Cboydbusi, LLC DBA CB's Tavern

Mayor Cooper closed the regular meeting and opened the public hearing.

The Clerk reported that Cboydbusi, LLC has applied for a Tavern Liquor License for CB's Tavern, which will be located at 334 Main Street. Fingerprints of Carrie E. Boyd, the sole member of the LLC, have been submitted to CBI for a background investigation, which has turned up no criminal history. The Delta Police Department's investigation also revealed no criminal background for Ms. Boyd.

The Clerk stated that a notice of tonight's public hearing was printed in the local newspaper and was posted at 334 Main Street as required by law.

Carrie Boyd presented a petition signed by 239 people who purported to be residents, owners or managers of businesses located in the City of Delta and/or potential customers in the City of Delta, who supported the liquor license application for CB's Tavern.

Ms. Boyd went on to explain that the building at 334 Main is currently occupied by The Paperworks, Inc. The office supply store will move into the adjoining space (behind the financial services business next door) and a wall completely separating the two halves of the building will be constructed.

The Mayor called for public comment.

Rebecca Angel, owner of Hoolies at 220 Main Street, objected to approving another tavern license in Delta. She stated that given the current economy, a new tavern would only take business away from the two existing taverns.

Julie Cooper spoke in favor of approving the tavern license application.

The Mayor asked for additional public comment. When there was none, she closed the public hearing and reconvened the regular meeting.

It was moved by Councilmember Pfalzgraff and seconded by Councilmember Raley to approve the tavern liquor license application for Cboydbusi, LLC, DBA CB's Tavern. All in favor, motion carried.

Montrose Community Foundation Request for Waiver of Fee

Melanie Hall, Executive Director of the Montrose Community Foundation, explained that her foundation provides training sessions for nonprofit organizations. In the past, training sessions in Delta County have been held in Hotchkiss. Recently, the Foundation has decided to move the Delta County training sessions to Delta, since a Delta location is more convenient than

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Montrose Community Foundation (Cont.)

Hotchkiss for organizations located in Mesa, Delta and Montrose Counties. They have made arrangement to host the April session at the recreation center and are asking that the recreation center's \$45 use fee be waived. Ms. Hall went on to explain that a training session would be held quarterly at the recreation center and asked for a waiver of use fees for all sessions. In exchange, the Foundation offered free-of-charge training sessions for two City employees.

Councilmember Raley asked if the City has waived fees for other nonprofits using the facility. Recreation and Culture Director Wilma Erven explained that the only time use fees are waived at the rec center is for the Health Fair. Mayor Cooper noted that if Council chooses to waive the fees, the money would need to come from the Council's donation budget.

Ms. Hall stated that she has already paid for the April session, and would be satisfied with a waiver of fees for the remaining three quarterly sessions.

It was moved by Councilmember Jurca and seconded by Councilmember Sisson to approve the waiver of fees as requested, providing \$135 is available from the Council's donation budget. All in favor, motion carried.

City-Wide Recycling Program Presentation

Manager Kerby explained that he had been approached by Ms Eck, a teacher at Delta Middle School, who has a number of students who are involved in a recycling program at the school. The students are interested in expanding their recycling program to involve the community as a whole, and have prepared a presentation to that end.

Students Sara Jurca and Tylor Redden gave a Powerpoint presentation called "The Recyclers." The Middle School students proposed either 1) setting up a permanent recycling transfer station either at City Market or on the Delta Middle School Campus; or 2) setting up a curbside recycling program in which citizens could choose to participate. Businesses surveyed by the students indicated the majority would be willing to pay up to \$5 per month for this service.

At the conclusion of the student presentation, Mr. Vance, newly hired coordinator at the Adobe Buttes Landfill, expressed his willingness to work on a recycling program. Manager Kerby stated he would ask Utilities Director Steve Glammeyer, who is in charge of the City's refuse collection department, to contact Mr. Vance.

Hotel/Restaurant Liquor License Transfer of Ownership; Applegate Ventures LLC DBA Devil's Thumb Bar & Grill

The Clerk reported that Applegate Ventures, LLC, who recently signed a lease agreement with the City for the food and beverage service at Devil's Thumb Golf Club, has submitted a Hotel/Restaurant Liquor License application for the Devil's Thumb Bar & Grill. She explained that Joshua and Jenifer Applegate, the members of the LLC, have submitted fingerprints to the CBI.

It was moved by Councilmember Sisson and seconded by Councilmember Raley to approve the transfer of ownership for the Hotel/Restaurant Liquor License at Devil's Thumb Golf Club from the City of Delta to Applegate Ventures, LLC, contingent on receiving favorable fingerprint reports on the Applegates. All in favor, motion carried.

Hotel/Restaurant Liquor License Renewal: The Stockyards Restaurant

The Clerk reported that The Stockyards Restaurant has submitted a renewal application for their Hotel/Restaurant Liquor License. The application is complete and all required fees have been paid. The Police Department's report indicated no liquor code violations in the past twelve months. Staff recommended approval of the renewal.

It was moved by Councilmember Raley and seconded by Councilmember Sisson to approve the Hotel/Restaurant Liquor License Renewal for The Stockyards Restaurant. All in favor, motion carried.

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Chamber of Commerce Event Coordinator

Linda Sanchez and Kristine Attarian of the Delta Area Chamber of Commerce presented the Chamber's Business Promotional Coordinator Proposal. Ms. Sanchez explained that the Chamber's proposal has been amended to provide for a partnership with Adobe Marketing instead of hiring a part time employee as a coordinator. This change reduces the amount requested from the City from \$21,000 to \$15,000.

Ms. Sanchez introduced Wendy Thompson of Adobe Marketing, who presented information concerning her background and qualifications and answered questions from Council and staff.

In discussing the proposal, Council agreed that coming up with \$15,000 which has not been budgeted will be a problem. Manager Kerby noted that a Business Promotional/Event Coordinator is suggested in the recently completed downtown assessment. He agreed finding funding would be difficult, especially given the additional Police Department staffing needs recently discussed.

Council requested the City Manager to look into funding possibilities and to place the matter on the Agenda for the April 19th Council meeting.

Golf Course Turf Maintenance Equipment

Fleet Manager Rod Myers reported that in May, two leases of golf course turf maintenance equipment will come due. The first is for six John Deere mowers and the second is for four Club Car maintenance vehicles. The mowers can be purchased for a balloon payment of \$28,000, and the maintenance vehicles for a balloon payment of \$2,000.

Staff recommends that the golf course turf maintenance equipment be purchased, rather than continuing to lease it. If the equipment is purchased, Mr. Myers estimated that ownership can be extended two to five years, depending on the type of equipment and its use. In addition, the equipment will be put on a replacement schedule like the rest of the City's vehicles and equipment.

The purchase of the equipment as recommended has been allowed for in the 2011 budget.

It was moved by Councilmember Raley and seconded by Councilmember Sisson to purchase six John Deere mowers for \$28,000 and four Club Car maintenance vehicles for \$2,000. All in favor, motion carried.

North Delta Minor Subdivision Final Plat

Community Development Director Glen Black stated that the North Delta Minor Subdivision is located at 1325 Road and Highway 50. The property is zoned B-3 and contains approximately 32 acres. The property owner is Eric Lederer, who is represented by John Peters. Approval of the final plat will divide the parcel into three lots.

The Planning Commission reviewed the application on June 7, 2010 and recommended approval contingent on completion of the following improvements recommended by staff:

- Plat Redlines – make all corrections.
- As-builts – Record drawings of the waterline installed in 1325 Road must be accepted by the City.
- The house addressed 739 may not be occupied until all code requirements have been met, including but not limited to the purchase of a water tap, approval of a septic system, and building code compliance.
- Pursuant to City Code Section 16.04.070(G), a Payment in Lieu of Park fee of \$1,203 must be paid for each lot created.
- The development must comply with all applicable City of Delta requirements and applicable requirements of other regulatory/permitting agencies.
- Final Plat approval will expire if the requirements are not met within 90 days of approval.

Mr. Black explained that the rather long lapse between the Planning Commission recommendation for approval in June of 2010 and tonight's presentation to Council is due to the necessity to complete construction of the waterline in 1325 Road.

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North Delta Minor Subdivision (Cont.)

It was moved by Councilmember Pfalzgraff and seconded by Councilmember Raley to approve the North Delta Minor Subdivision Final Plat with all staff recommendations. All in favor, motion carried.

Planning Commission Appointment

Director Black reported that with the appointment of Mr. Raley to City Council and the expiration of the first term of Planning Commissioner Patrick Dearmin, the Planning Commission currently has two vacancies. He added that the vacancies have been advertised; however, only Mr. Dearmin submitted an application. Mr. Black asked Council to reappoint Patrick Dearmin to the Planning Commission.

It was moved by Councilmember Sisson and seconded by Councilmember Jurca to appoint Patrick Dearmin to a second term on the City of Delta Planning Commission. All in favor, motion carried.

Recognition of Councilmember Raley's Service on the Planning Commission

Planning Commission Chairman Gerald Roberts presented Councilmember Raley with a plaque honoring his years of service on the City of Delta Planning Commission.

CDOT Enhancement Funds

Manager Kerby noted that one of the topics of a work session earlier in the evening was the CDOT enhancement funds the City has the opportunity to receive. The grant would be \$328,000 with a cash match of \$82,000. Mr. Kerby asked Council for formal approval to accept the grant.

It was moved by Councilmember Pfalzgraff and seconded by Councilmember Sisson to approve the CDOT enhancement funds for the project discussed earlier, and to include the \$82,000 match from the Conservation Trust Fund, and to award a sole source negotiated engineering contract to Stantec Engineering. All in favor, motion carried.

Authorize City Attorney to Sign Closing Documents Related to Truck Route (Confluence Drive) Project

Public Works Director Jim Hatheway asked Council to authorize City Attorney Schottelkotte to sign closing documents for any upcoming property acquisitions related to the Truck Route (Confluence Drive) Project. This would expedite the closing process since Mr. Schottelkotte must review the documents anyway.

It was moved by Councilmember Raley and seconded by Councilmember Sisson to authorize City Attorney Schottelkotte to sign closing documents related to the Truck Route (Confluence Drive) Project. All in favor, motion carried.

Change June 21, 2011 Council Meeting Date

Manager Kerby noted that a number of Council and staff will be attending the Colorado Municipal League Conference in June. The conference conflicts with the regular Council meeting scheduled for Tuesday, June 21, 2011. He asked Council to reschedule that meeting to Monday, June 20, 2011.

It was moved by Councilmember Sisson and seconded by Councilmember Jurca to reschedule the June 21, 2011 meeting to June 20, 2011. All in favor, motion carried.

City Attorney Comments

The City Attorney thanked staff for working with his law partners during his recent vacation.

City Manager Comments

The City Manager reported on the following items:

- An accident reporting system is now online for the Police Department.

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City Manager Comments (Cont.)

- The pond liner project at the golf course continues to move forward and should be complete in two to three weeks.
- Third party utility billing is being explored.
- The Home and Garden Show is scheduled for April 8 & 9 at the rec center.
- Director Hatheway and Rod Myers are working on a radio system upgrade.
- The County Clerk has asked the City to let her know as soon as possible if the City wishes to participate in the Coordinated Election scheduled for November 1, 2011.

Councilmember Comments

Councilmember Pfalzgraff clarified a statement attributed to him in a recent ***Delta County Independent*** article regarding a public meeting about the newly constructed power line and issues raised by members of the airport board related to that line.

Mayor Cooper commented that the Delta County Board of Commissioners will hold a public hearing on the power line on Thursday, April 14, at 3:00 p.m. at the County Courthouse.

The meeting was adjourned at 8:32 p.m.

Mary Lynn Williams, Acting City Clerk