

Mayor Ed Sisson called the meeting to order at 7:00 p.m. Also present were Councilmembers Bill Raley, Robert Jurca, Mary Cooper, and Ray Penick along with City Manager Justin Clifton 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

Councilmember Penick stated there are corrections for the June 4, 2013 under the public hearings. The last sentence states "... closed a public hearing and opened the public hearing", it should read ".... closed the public hearing and reconvened the regular meeting".

It was moved by Councilmember Penick and seconded by Councilmember Cooper to approve the minutes of the May 21, 2013 regular meeting and the June 4, 2013 regular meeting with the corrections as noted. All in favor, motion carried.

Citizen Comments

There were none.

Approval of 2012 Financial Audit

City Manager Justin Clifton explained that the work session tonight the draft audit was presented. At this time, approval of the audit is being requested.

Councilmember Jurca stated he believes it's premature to approval the draft.

It was moved by Councilmember Cooper and seconded by Councilmember Penick to table the approval of the 2012 Financial Audit until the next meeting. All in favor, motion carried.

Public Hearing: Hotel/Restaurant Liquor License Application; Delta Fireside Inn, Inc./DBA Gerhard's

The Mayor recessed the regular meeting and convened a public hearing.

The Clerk explained that an application for a Hotel and Restaurant Liquor License has been submitted by Delta Fireside Inn, Inc. /DBA Gerhard's. This license is for their location at 820 Hwy 92 in Delta. The application is complete and all fees have been paid. The owner, Ernst Schopp has submitted is fingerprints for the background check and staff is waiting for the response from the Colorado Bureau of Investigations. Fingerprints have also been submitted by Jeri Schopp who will be the registered manager of the establishment. A sign notifying the public

Regular Meeting, Delta City Council, June 17, 2013 (cont.)

Public Hearing: Hotel/Restaurant Liquor License Application; Delta Fireside Inn, Inc./DBA Gerhard's (cont.)

of this hearing was posted at the site as required by law as well as notice in the Delta County Independent. Staff recommends approval of the license contingent upon receiving favorable fingerprints on Mr. Schopp.

The Mayor called for public comment and when there was none he closed the public hearing and reconvened the regular meeting.

Councilmember Jurca questioned if the Clerk had received any comments regarding the license.

The Clerk stated she had not received any comments.

It was moved by Councilmember Raley and seconded by Councilmember Penick to approve the Hotel/Restaurant Liquor License Application for Delta Fireside Inn, Inc./DBA Gerhard's contingent upon receiving favorable fingerprints. All in favor, motion carried.

Fireworks Permit; Delta Volunteer Fire Department

The Clerk stated that the Delta Volunteer Fire Department has submitted a fireworks permit application for their annual fireworks show that will be held at Confluence Park on July 4, 2013. The application is complete and all requirements have been met.

It was moved by Councilmember Jurca and seconded by Councilmember Penick to approve the fireworks permit for the Delta Volunteer Fire Department. All in favor, motion carried.

Retail Liquor Store Renewal; Moonshine Liquors

The Clerk reported that Moonshine Liquors has submitted their annual Retail Liquor License renewal. The application is complete and all fees have been paid. The police department is recommending renewal.

It was moved by Councilmember Cooper and seconded by Councilmember Raley to approve the Retail Liquor Store License renewal for Moonshine Liquors. All in favor, motion carried.

Hotel/Restaurant Liquor Renewal and Report of Changes; El Tapatio

The Clerk stated that Delta El Tapatio has submitted their annual Hotel and Restaurant Liquor License renewal as well as a Report of Changes. The Report of Changes states that they have changed their manager. The new manager, Jorge Velazquez Becerra, has submitted his fingerprints and we are waiting for the results from the Colorado Bureau of Investigations. All fees have been paid for both submittals. The police department is recommending approval of the renewal application. Staff would also recommend approval of the Report of Changes contingent upon receiving favorable in fingerprints of Jorge Velazquez Becerra.

Regular Meeting, Delta City Council, June 17, 2013 (cont.)

Hotel/Restaurant Liquor Renewal and Report of Changes; El Tapatio (cont.)

It was moved by Councilmember Penick and seconded by Councilmember Jurca to approve the renewal and report of changes for Delta El Tapatio contingent upon receiving favorable fingerprints. All in favor, motion carried.

Ordinance #2, 2013; Second and Final Reading
Revision of Chapter 6.04 of the Delta Municipal Code

Ordinance #2, 2013

AN ORDINANCE OF THE CITY OF DELTA, COLORADO,
AMENDING TITLE 6 CHAPTER 6.04 OF THE DELTA
MUNICIPAL CODE

was introduced as Council Bill #2, 2013 and read by the Clerk.

City Manager Justin Clifton stated that there are a few changes in the numbering to be consistent throughout the code.

It was moved by Councilmember Cooper and seconded by Councilmember Jurca to adopt Council Bill #2, 2013 on second and final reading as amended Roll call vote; Councilmembers Cooper, aye; Penick, aye; Jurca, aye; Raley, aye and Sisson, aye. Council Bill #2, 2013 was adopted on second and final reading as Ordinance #2, 2013.

Lease of Howard Reservoir Water

Manager Clifton reported that this is an opportunity to help a property owner with their water situation as well as generate some revenue. This lease will allow a 20-acre feed of water from the Howard Reservoir to Elmer Ferganchick. Staff has suggested current rates and terms within the memo that is before Council tonight.

Councilmember Penick questioned how it will be monitored.

Utilities Director Steve Glammeyer stated that the water commissioners take care of that for the City.

Councilmember Cooper questioned if these are the shares that were purchased from him.

Director Glammeyer stated they are not. The Ferganchick family owned water shares in the Battlement Reservoir and Ditch Company.

It was moved by Councilmember Penick and seconded by Councilmember Jurca to approve the lease of Howard Reservoir Water to Elmer Ferganchick. All in favor, motion carried.

City Attorney Comments

There were none.

Regular Meeting, Delta City Council, June 17, 2013 (cont.)

City Manager Comments

Manager Clifton stated that David Smith was not here because of a conflict with another meeting. He will be at the next meeting. He also stated that while he is out of the office attending the CML Conference Steve Glammeyer will be Acting City Manager.

Councilmember Comments

Councilmember Cooper commented on the upcoming CML conference.

The meeting was adjourned at 7:15 p.m.

Jolene E. Nelson, City Clerk