

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 David Smith. 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 Penick and seconded by Councilmember Raley to approve the minutes of the April 15, 2014 regular meeting as submitted by the Clerk. All in favor, motion carried.

Citizen Comments

Mayor Sisson reminded the citizens that the comment period is for comments only and is limited to three minutes..

Don Hamrich, 1280 Sunrise Drive, commented on Devil's Thumb Golf Course and their support of Outdoors of Live. He explained that Outdoors of Live help veterans, wounded warriors and military families.

Garnet Mesa 3rd Grade Class Dog Park Ordinance Proposal

Mayor Sisson stated that this is Mrs. Keiffer's 3rd grade class from Garnet Mesa Elementary. He explained that they have a civic project where they have elected a Mayor and City Council. The class went through the Delta Municipal Code and has a recommendation on the dog park ordinance.

Jordan Johnson, Mayor of Mrs. Keiffer's class, stated that they voted as a class to address the dog park ordinance. They feel it should allow 9-17 year olds to be unaccompanied by an adult and 0-8 year olds should be accompanied by an adult.

Mayor Sisson presented the current ordinance regarding the dog park.

Mr. Johnson stated that they thought the ordinance is poorly written because as it reads now 0-8 year olds would be unaccompanied by an adult.

Mayor Sisson thanked Mr. Johnson for his presentation and stated Council will take his suggestions under advisement.

Regular Meeting, Delta City Council, May 6, 2014 (cont.)

Public Hearing: Special Events Permit Application; HopeWest

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

The Clerk explained that HopeWest has submitted a special event permit application for their fundraising event at Bill Heddles Recreation Center on August 23, 2014. The application stated that HopeWest plans to sell malt, vinous and spirituous liquor from 4:00pm to 12:00am. The application is complete and all fees have been paid. A sign was posted at the site notifying the public of this hearing and no comments have been received.

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

It was moved by Councilmember Jurca and seconded by Councilmember Raley to approve the special events permit application for HopeWest for their event scheduled on August 23, 2014. All in favor, motion carried.

Appropriation for Ballot Campaign

City Manger Justin Clifton explained that at the work session earlier it was discussed to possibly dedicate funds that are not otherwise appropriated in the budget. The funds would be used to educate citizens on a couple of potential ballot questions. He stated the impression at the work session was that Council would like to see this item come back when there are more details presented regarding costs and estimates.

There was a consensus to bring this item back at the next meeting.

Upper White Ranch Lease

Manager Clifton reported that this is an annual lease of the Upper White Ranch for grazing purposes. The City Attorney as reviewed the lease and his recommendations have been incorporated in the lease that is being presented tonight for approval.

Councilmember Penick questioned if the property is inspected by staff.

Utilities Director Steve Glammeyer stated that when staff is in the area they do look at the property to ensure it is in proper condition. He explained that this is a very remote area.

It was moved by Councilmember Cooper and seconded by Councilmember Penick to approve the Upper White Ranch lease agreement with Mr. Ralph Sanburg and Mr. Dan and Roy Long for 2014 with the lease amount of \$750. All in favor, motion carried.

City Attorney Comments

City Attorney David Smith stated that the legislature is concluding their session. He will keep the Council apprised of any regulatory concerns that may affect the City of Delta.

Regular Meeting, Delta City Council, May 6, 2014 (cont.)

City Manager Comments

Manager Clifton stated that the CML Conference will conflict with the June 17th meeting. He suggested moving the meeting to a different date possible Monday the 16th before the conference. He can present something at the next meeting for formal action.

Councilmember Comments

Councilmember Cooper commented on the recent CML Executive Board meeting. She stated that Delta County Economic Development is very busy.

Councilmember Raley stated that he provided copies of the Region 10 agenda and minutes for Council's review.

Councilmember Jurca reported that he will not be at the meetings on May 20th and June 3rd.

Mayor Sisson commented on the water concerns that are being discussed at the State. He stated that a bald eagle is making its home at Confluence Park.

The Council all stated that changing the June 17th meeting to June 16th would work for them.

Executive Session

It was moved by Councilmember Jurca and seconded by Councilmember Cooper to convene an Executive Session for the purpose of determining positions relative to matters that may be subject to negotiations, developing strategy for negotiations, and/or instructing negotiators, under CRS Section 24-6-402(4)(e); and more specifically for discussion concerning the Hamon and UPRR Contracts. All in favor, motion carried.

At 7:16 p.m., Mayor Sisson recessed the Regular Meeting and convened the Executive Session.

At 7:52 p.m., the Mayor reconvened the Regular Meeting and announced that the Executive Session had been concluded. He stated that in addition to himself, the participants in the Executive Session were Councilmembers Mary Cooper, Bill Raley, Ray Penick and Robert Jurca, as well as City Manager Justin Clifton, City Attorney David Smith and Public Works Director Jim Hatheway. For the record, the Mayor asked any person participating in the Executive Session who believed that any substantial discussion of any matters not included in the motion to go into Executive Session occurred during the Executive Session in violation of the Open Meetings Law, to state his or her concerns for the record. No concerns were stated.

Discussion and Possible Approval of the First Amendment to Property Exchange Agreement with UPRR

It was moved by Councilmember Penick and seconded by Councilmember Cooper to approve the first amendment to the property exchange agreement with UPRR and authorize the City Manager to sign said agreement. All in favor, motion carried.

Regular Meeting, Delta City Council, May 6, 2014 (cont.)

Executive Session

It was moved by Councilmember Cooper and seconded by Councilmember Jurca to convene an Executive Session for the purpose of determining positions relative to matters that may be subject to negotiations, developing strategy for negotiations, and/or instructing negotiators, under CRS Section 24-6-402(4)(e) and for the purposes of receiving legal advice on specific legal questions under CRS Section 24-6-402(4)(b) and more specifically for discussion regarding the Senteney property. All in favor, motion carried.

At 7:55 p.m., Mayor Sisson recessed the Regular Meeting and convened the Executive Session.

At 8:26 p.m., the Mayor reconvened the Regular Meeting and announced that the Executive Session had been concluded. He stated that in addition to himself, the participants in the Executive Session were Councilmembers Mary Cooper, Bill Raley, Ray Penick and Robert Jurca, as well as City Manager Justin Clifton, City Attorney David Smith and Public Works Director Jim Hatheway. For the record, the Mayor asked any person participating in the Executive Session who believed that any substantial discussion of any matters not included in the motion to go into Executive Session occurred during the Executive Session in violation of the Open Meetings Law, to state his or her concerns for the record. No concerns were stated.

The meeting was immediately adjourned.

/s/ Jolene E. Nelson
Jolene E. Nelson, CMC, City Clerk