

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 Glen Black. 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 Raley to approve the minutes of the October 28, 2015 special meeting and the November 3, 2015 regular meeting as submitted by the Clerk. All in favor, motion carried.

Citizen Comments

There were none.

2015 Status of Fort Uncompaghre/Interpretive Association of Western Colorado

Chris Miller, Executive Director, and Jody Kliska, Board Member, with the Interpretive Association of Western Colorado (IAWC) presented the 1st Annual Report for Fort Uncompaghre.

Mayor Sisson thanked the IAWC for their efforts

Citizen Request for Approval to Block Storm Gutter

Pat Stroud, owner of 569 West Apple Drive, received a letter from Ellen Michelson, City Engineering, regarding blocking the gutter with debris at the residence. She explained that her tenant filled the area with gravel to help eliminate the bump up into his driveway. She also explained that the tenant is terminally ill with cancer and that it is painful for him to have the bump on the curb. She stated that she was going to request permission to allow the gravel in the gutter until such time there is a new tenant until the City removed the gravel with the street sweeper. She is now requesting permission to put in a pipe to allow the water to continue down the gutter.

Utilities Director Steve Glammeyer stated that this is a violation of the municipal code. He explained the code and presented various pictures showing the area of concern. Several individuals have received letters from the City regarding the violations. A few of the pictures he presented show how the blockage in the gutter caused the water to back up into the street. Mr. Glammeyer reported that the gravel that was removed today was not a directive that the supervisor gave the street sweeper. The street sweeper saw the gravel and removed it.

Regular Meeting, Delta City Council, November 17, 2015 (cont.)

Citizen Request for Approval to Block Storm Gutter (cont.)

Mr. Glammeyer stated that driveway cuts are legal and explained how a property owner can get approval to put one in.

Ms. Stroud stated that she has no problem with the bump curb; she is just trying to help the current tenant. She also stated that the city owns the right of way so it shouldn't be her responsibility to put in a driveway cut. She commented on the American with disabilities code and stated the city may not be in compliance with this situation.

Councilmember Penick commented that the driveway cut would be for the tenant not for the city.

Councilmember Jurca also commented that if a driveway cut were to be installed it could help with property value a small amount.

Councilmember Penick stated that he is concerned that if the request was approved then the other neighbors who received the same letter would be sending in similar requests. It is against the ordinance and he believes a variance cannot be approved.

There was additional discussion regarding the driveway cuts that are legal based on the municipal code.

Councilmember Raley questioned staff if they have any other suggestions.

Mr. Glammeyer stated that he did speak with the City Attorney regarding the ADA laws and the attorney stated there is no liability with the curb. There may be some temporary fix; however, he is not aware of any.

Mayor Sisson stated that he observed the area and although he is sympathetic to the tenant's situation he does not recommend approving the request.

There was consensus amongst Council not to grant the request.

Public Hearing: 2016 Budget

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

Gerald Roberts, 1962 Columbine Court, questioned how much money is being transferred from the utility funds.

City Manager Glen Black stated that the only transfer being budgeted is for \$380,000 for the golf course. Those monies are being split between the refuse and water/sewer funds. There is no transfer budgeted for any other departments.

There was discussion regarding the election approving the tax for the recreation center being allowed to use for the golf course.

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

Regular Meeting, Delta City Council, November 17, 2015 (cont.)

Resolution #4, 2015; Setting Mill Levy

Resolution #4, 2015

A RESOLUTION LEVYING GENERAL PROPERTY TAXES FOR THE YEAR OF 2015 TO HELP DEFRAY THE COSTS OF GOVERNMENT OF THE CITY OF DELTA, COLORADO, FOR THE 2016 BUDGET YEAR

was ready by the Clerk.

It was moved by Councilmember Penick and seconded by Councilmember Jurca to adopt Resolution #4, 2015. Roll call vote: Councilmembers Cooper, aye; Jurca, aye; Penick, aye; Raley, aye and Sisson, aye. Motion carried.

Resolution #5, 2015; Adopting the 2016 Budget

Resolution #5, 2015

A RESOLUTION ADOPTING A BUDGET FOR THE CITY OF DELTA, COLORADO, FOR THE CALENDAR YEAR BEGINNING THE FIRST DAY OF JANUARY, 2016, AND ENDING ON THE THIRTY-FIRST DAY OF DECEMBER, 2016

was read by the Clerk.

It was moved by Councilmember Cooper and seconded by Councilmember Raley to adopt Resolution #5, 2015. Roll call vote: Councilmembers Cooper, aye; Jurca, aye; Penick, aye; Raley, aye and Sisson, aye. Motion carried.

**Ordinance #8, 2015; First Reading
2016 Appropriations**

Ordinance #8, 2015

AN ORDINANCE APPROPRIATING SUMS OF MONEY TO THE VARIOUS FUNDS AND SPENDING AGENCIES IN THE AMOUNTS AND FOR THE PURPOSES SET FORTH BELOW FOR THE CITY OF DELTA, COLORADO, FOR THE 2016 BUDGET YEAR

was read by the Clerk.

It was moved by Councilmember Jurca and seconded by Councilmember Cooper to adopt Ordinance #8, 2015 on first reading. Roll call vote: Councilmembers Cooper, aye; Jurca, aye; Penick, aye; Raley, aye and Sisson, aye. Motion carried.

Regular Meeting, Delta City Council, November 17, 2015 (cont.)

Public Hearing: Special Events Permit Application; Delta County Memorial Hospital Foundation

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

The Clerk reported that the Delta County Memorial Hospital Foundation has submitted an application for a Special Events Permit for their event scheduled on December 12, 2015 from 7:00pm to 11:00pm. The application is complete and all fees have been paid. A sign was posted at the site required by law and no comments have been received.

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

It was moved by Councilmember Raley and seconded by Councilmember Penick to approve the special events permit application from the Delta County Memorial Hospital Foundation. All in favor, motion carried.

Retail Liquor Store License Renewal; Peterson Liquor

The Clerk stated that Peterson Liquor has submitted their retail liquor store license renewal. The application is complete and all fees have been paid. The police department is recommending renewal.

It was moved by Councilmember Jurca and seconded by Councilmember Raley to approve the retail liquor store license renewal for Peterson Liquor. All in favor, motion carried.

Purchase of Used Digger Truck

Director Glammeyer stated that staff budgeted to replace a digger/derrick truck in 2016 for \$180,000. Staff has located a 2007 F750 Terex Digger/Derrick truck from Altec-Nueco for the amount of \$76,900. Staff did go look at the truck and determined it would fit the city's needs. Due to some savings in various other equipment and vehicle purchases in 2015, the city can purchase this truck this year.

It was moved by Councilmember Cooper and seconded by Councilmember Penick to approve the purchase of a 2007 F750 Terex Digger/Derrick truck from Altec-Nueco in the amount of \$76,900. All in favor, motion carried.

Housing Demolition Project Award

Director Glammeyer recommended that Council award the housing demolition project to Wells Excavating and Farming, LLC. He explained that two houses will be demolished for future road extensions. The houses are located at 1390 E. 3rd Street and 602 W. 4th Street.

It was moved by Councilmember Penick and seconded by Councilmember Jurca to award the bid for housing demolition project to Wells Excavating and Farming, LLC in an amount not to exceed \$35,697.77. All in favor, motion carried.

Regular Meeting, Delta City Council, November 17, 2015 (cont.)

City Hall Renovation Project Award

Intern Matt Hirschinger stated that the city has been anticipating renovating the interior of City Hall for some time. The city was awarded a grant from the Department of Local Affairs to begin that process. Staff has received three bids and staff is recommending approval to proceed with the low bid submitted by Michael Oney Architect, LLC in the amount of \$55,920. He did explain that the cost may change should the scope of the project change.

Councilmember Penick questioned what factors may increase the bid.

Mr. Hirschinger stated that the bid does not include expansion into the pocket park to the north. The architect is going to determine whether the square footage will accommodate the space that is needed. If it does not meet the space needed, expansion into the pocket park will add additional cost.

There was discussion regarding the difference in the bid amounts.

Director Black stated that this award is for the design work only. Once the design is submitted then construction documents will be brought before Council. At that time, staff will continue to seek out grant money to help with the construction.

It was moved by Councilmember Raley and seconded by Councilmember Penick to award the City Hall Renovation Architect to Michael Oney Architect, LLC in an amount not to exceed \$55,920. All in favor, motion carried.

City Attorney Comments

There were none.

City Manager Comments

Manager Black stated that the golf course will be closed on Wednesdays. In December it will be closed on Wednesdays and Thursdays.

Councilmember Comments

Councilmember Cooper stated that she is looking forward to the City Manager interviews next week. She thanked staff for their work on the budget.

Councilmember Raley commented on Mr. Roberts question on the transfer of money to the golf course. He complimented Wilma Erven's work on getting the golf course organized and running more efficiently.

Councilmember Jurca commented on the schedule for the City Manager interviews.

Councilmember Penick stated that he was contacted by a citizen regarding trouble with a utility bill. The citizen wanted to compliment Wendy Montano on how she handled the complaint.

Regular Meeting, Delta City Council, November 17, 2015 (cont.)

Councilmember Comments

Mayor Sisson thanked the Police Department and the Fire Department for the send off for the volleyball team from the high school. He commented on the football team from the high school. He questioned why the trees were taken out of the boxes by Wells Fargo Bank.

The meeting was adjourned at 8:04 p.m.

Jolene E. Nelson, CMC, City Clerk