

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 Penick and seconded by Councilmember Jurca to approve the minutes of the November 17, 2015 regular meeting and the November 24, 2015 special meeting as submitted by the Clerk. All in favor, motion carried.

Citizen Comments

There were none.

Announcement of City Manager

Mayor Sisson stated that Council will be going into executive session.

Executive Session

It was moved by Councilmember Jurca and seconded by Councilmember Cooper to convene an Executive Session for discussion of a personnel matter under CRS Section 24-6-402(4)(f) and not involving: any specific employees who have requested discussion of the matter in open session; any member of this body or any elected official; the appointment of any person to fill an office of this body or of an elected official; or personnel policies that do not require the discussion of matters personal to particular employees. All in favor, motion carried.

At 7:02 p.m., Mayor Sisson recessed the Regular Meeting and convened the Executive Session.

At 7:13 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, Robert Jurca, Ray Penick and Bill Raley, as well as City Manager Glen Black. 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.

Regular Meeting, Delta City Council, December 1, 2015 (cont.)

Announcement of City Manager (cont.)

It was moved by Councilmember Cooper and seconded by Councilmember Raley to begin negotiations with David Torgler for the City Manager position and authorize the Mayor to sign the employment agreement. All in favor motion carried.

Public Hearing: Hotel/Restaurant Liquor License; Wild Flower Bistro

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

The Clerk reported that Gretchen Morfogen dba Wild Flower Bistro has submitted an application for a hotel and restaurant liquor license. She stated that the following are the findings after review of the application:

- Gretchen Morfogen is applying as an individual.
- Ms. Morfogen has been subject to a criminal records check through the Colorado Bureau of Investigation and the results showed:
 - Arrest for Theft in 1985 with no disposition available.
- The location of the business is 305 Main Street in Delta.
- There has not been a denial of an application for a Retail Liquor Store License at the location for which the application is made.
- The applicant has provided proof of possession of the premises that is proposed to be licensed.
- Selling Spirituous liquors in the manner proposed in the application is not in violation of the zoning, fire, and other applicable laws of the City of Delta, or any laws, rules or regulations of the City/County Health Department or the laws of the State of Colorado. The applicant has been in contact with the City's Community Development Department.
- The property does not appear to be within 500 feet from any public or parochial school or the principal campus of any college, university or seminary.
- A sign was posted at the site as required by law.
- A public notice was in the Delta County Independent as required by law.

The Mayor closed the public hearing and reconvened the regular meeting.

Councilmember Jurca stated that he is not concerned with the background investigation for an event that occurred several years ago.

It was moved by Councilmember Raley and seconded by Councilmember Penick to approve the hotel and restaurant liquor license for Gretchen Morfogen dba Wild Flower Bistro. All in favor, motion carried.

3.2% Beer Off Premises License Renewal; Safeway

The Clerk stated that Safeway has submitted their 3.2% Beer Off Premises Liquor License. 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 Penick to approve the 3.2% Beer Off Premises Liquor License for Safeway. All in favor, motion carried.

Regular Meeting, Delta City Council, December 1, 2015 (cont.)

**Ordinance #8, 2015; Second and Final 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 Cooper and seconded by Councilmember Raley to adopt Ordinance #8, 2015 on second and final reading. Roll call vote: Councilmembers Cooper, aye; Jurca, aye; Penick, aye; Raley, aye and Sisson, aye. Motion carried.

**Ordinance #9, 2015; First Reading
Election Code**

Ordinance #9, 2015

AN ORDINANCE OF THE DELTA CITY COUNCIL AMENDING CHAPTER 2.68 OF THE DELTA MUNICIPAL CODE CONCERNING ELECTIONS

was read by the Clerk.

The Clerk stated that with the election law changes at the State level the Delta Municipal Code is not in compliance. She also stated that following ordinance will allow the City to follow the Colorado Revised Statutes when conducting an election.

The Clerk reported that due to the changes in the laws, petitions for nomination to City Council will be circulated earlier than in years past. The petitions will be available to circulate January 5, 2016 and due back by January 25, 2016. She will be putting a notice in the DCI to notify those that may be interested in running for City Council.

It was moved by Councilmember Penick and seconded by Councilmember Raley to adopt Ordinance #9, 2015 on first reading. Roll call vote: Councilmembers Cooper, aye; Jurca, aye; Penick, aye; Raley, aye and Sisson, aye. Motion carried.

**Ordinance #10, 2015; First Reading
2015 Supplemental Appropriations**

Ordinance #10, 2015

AN ORDINANCE APPROPRIATING SUMS OF MONEY TO THE VARIOUS FUNDS AND SPENDING AGENCIES IN THE AMOUNTS AND FOR THE PURPOSES SET FORTH BELOW

Regular Meeting, Delta City Council, December 1, 2015 (cont.)

Ordinance #10, 2015; First Reading

FOR THE CITY OF DELTA, COLORADO, FOR THE 2015
BUDGET YEAR

was read by the Clerk.

It was moved by Councilmember Cooper and seconded by Councilmember Jurca to adopt Ordinance #10, 2015 on first reading. Roll call vote: Councilmembers Cooper, aye; Jurca, aye; Penick, aye; Raley, aye and Sisson, aye. Motion carried.

Arbor Day Proclamation

Mayor Sisson read the Arbor Day Proclamation.

City Attorney Comments

There were none.

City Manager Comments

Manager Black stated that there will be a Better Cities meeting on December 3, 2015 at 10am here at City Hall.

Councilmember Comments

Councilmember Cooper commented on the upcoming election. She also stated that Delta Montrose Technical College has some great programs that some may be interested in taking a look at.

There were several comments regarding the city manager search.

The meeting was adjourned at 7:28 p.m.

Jolene E. Nelson, CMC, City Clerk