



360 Main St. • Delta, Colorado 81416 • Phone (970) 874-7566 • Fax (970) 874-8776

Council may take formal action on any item appearing on this Agenda. However, formal action WILL NOT be taken at this meeting on any item of business first identified during the course of the meeting as a change to the Agenda, other business, or Citizen, Councilmember and Staff Comments.

A G E N D A
Amended

**Delta City Council
Regular Meeting**

**April 3, 2012
7:00 p.m.**

- A. Pledge of Allegiance**
- B. Changes to the Agenda**
- C. Minutes**
- D. Citizen Comments**
- E. Recognition of Guy Pfalzgraff**
- F. Appointment to the Golf Course Advisory Board (Sanders)**
- G. Public Hearing: Special Events Permit Application (Neubauer)
NRA Foundation, Inc.**
- H. Council Bill #8, 2012; First Reading (Black)
Parking and Paving**
- I. Council Bill #9, 2012; First Reading (Black)
Storage Sheds and Travel Homes**
- J. Beer and Wine Liquor License Renewal; Daveto's Italian Restaurant (Neubauer)**
- K. Pramukh Hospitality, LLC Trade Name Change (Neubauer)**
- L. City Attorney Comments**
- M. City Manager Comments**
- N. Councilmember Comments**

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); or more specifically for discussions regarding Confluence Drive and 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.

Mayor Mary Cooper called the meeting to order at 7:00 p.m. Also present were Councilmembers Bill Raley, Robert Jurca, Guy Pfalzgraff, 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

Council member Jurca requested his name be removed in the first section and also in the executive session paragraphs.

It was moved by Councilmember Sisson and seconded by Councilmember Raley to approve the minutes of March 6, 2012 as amended. All in favor, motion carried.

Citizen Comments

The following individuals commented on a complaint that was filed with the Delta Police Department regarding an individual trapping cats:

- Fran Goetz, 1053 Grand Avenue.
- Melissa Heinzen, 411 Howard Street.

Recognition of Volunteer of the Year Paul Suppes

City Manager Joe Kerby recognized Paul Suppes as being selected as the Delta Area Chamber of Commerce's Volunteer of the Year.

Mayor Cooper presented Mr. Suppes with a plaque that was received by the Chamber.

Mr. Suppes thanked everyone for the opportunity to serve the community.

Recognition of Planning Commission Board Members

Community Development Director Glen Black stated that there are two Planning Commission Board Members that are term limited and will not be serving on the board. Gerald Roberts and Tish Oelke both have served two terms. He thanked them for their hard work and dedication while serving on the board.

Mayor Cooper presented Gerald Roberts and Tish Oelke both with plaques recognizing their service on the Planning Commission.

Both stated it was a pleasure to serve and thanked Council for the opportunity.

**Public Hearing: Special Events Permit Application
Delta Area Chamber of Commerce**

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

The Clerk explained that the Delta Area Chamber of Commerce has submitted a special events permit application for the Home and Garden Show. They plan to do a wine tasting on March 30, 2012 from 5:30pm to 7:00pm at Bill Heddles Recreation Center in the gym. The application is complete and all fees have been paid. She also explained that a sign posting the premises was conducted as per law and no comments have been received.

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

Regular Meeting, Delta City Council, March 20, 2011 (Cont.)

Public Hearing: Special Events Permit Application (cont.)

It was moved by Councilmember Jurca and seconded by Councilmember Sisson to approve the Delta Area Chamber of Commerce's application for a special events liquor permit for March 30, 2012. All in favor, motion carried.

Three Mile Plan

Director Black reported that this is the annual review of the Three Mile Plan required by statute. He explained that with the disconnection of Jennings Landing it pulled back the boundary from last year. He presented Council with maps showing the boundaries.

It was moved by Councilmember Pfalzgraff and seconded by Councilmember Sisson to approve the Three Mile Plan as presented. All in favor, motion carried.

Shed and Travel Home Regulations

Director Black stated that this was previously discussed at the December 6, 2012 work session. Staff then took this to the Planning Commission where they had two meetings to review the regulations.

Mr. Black explained the current regulations for sheds within setbacks. He presented several slides showing sheds that are legal and illegal within the current regulations. The suggested code language change as recommended by the Planning Commission is as follows:

c. Those storage sheds accessory to a single family residence which are exempted from building permit requirements may be located in those setback areas not adjacent to a street as long as the structure is located entirely to the rear of the front setback. The shed must be located so that it does not shed rain or snow onto the property of another. Sheds located on lots with streets on opposite sides of the lot, may have a shed located along the street to the rear of the residence if it does not create a sight barrier for traffic on adjacent streets, and is not located within the overlap area of two setbacks along streets.

Frank Tranchina, 763 1630 Road, questioned the requirement of a building permit and if the existing sheds would be grandfathered in.

Mr. Black stated that for any shed that less than 200 sq ft in size there is no permit required. Planning Commission is proposing loosening the regulations; therefore, no grandfathering would be needed.

Mr. Black presented the following recommendations regarding travel home regulation from Planning Commission:

B. 1. No part of any building, except for the outer 18 inches of the eaves, may be located any closer to a property line than the setback specified in the following table with the following exceptions:

a. Travel homes and trailers may be parked anywhere upon private property as long as the trailer is licensed and operable, does not interfere with the adjacent property owner and does not create a safety hazard.

Councilmember Jurca stated that he feels this is a good idea.

It was moved by Councilmember Raley and seconded by Councilmember Jurca to direct staff to prepare an ordinance to amend the Delta Municipal code sections 17.04.220(B)(1)(a) and 17.04.220(B)(1)(c) as recommended by Planning Commission. All in favor, motion carried.

Applegate Ventures, LLC Lease of Food and Beverage of Golf Course

Golf Pro Rob Sanders reported that Applegate Ventures, LLC is interested in renewing their lease for the food and beverage at Devil's Thumb Golf Course. He presented the following changes:

- The liquor license has been obtained so that requirement was taken out.
- A provision requiring the road to be snow plowed to the premises.
- Adding a membership for Mr. Applegate's wife.
- Days that the golf course is closed there will be a prorated amount on the lease.
- The lease would be for three years versus one year.

Councilmember Pfalzgraff questioned the additional annual pass.

Regular Meeting, Delta City Council, March 20, 2011 (Cont.)

Applegate Ventures, LLC Lease of Food and Beverage of Golf Course (cont.)

Mr. Sanders stated that employees and board members do receive golf at no charge as part of the wellness program.

Manager Kerby explained the wellness program which does not include the spouse.

Mr. Sanders stated that one of the benefits of having his wife receive a membership would be to better serve his clientele.

Councilmember Pfalzgraff stated that he does not have any problems with any of the other changes, this is the only one that he questions.

Josh Applegate, 637 Howard Street, explained that last year his wife did not play one single day. He feels it is critical in not only building their business but also to hear feedback from the customers that they are trying to serve. He would like to invite his wife to participate in the lady's club to help with open communication with that group.

Councilmember Pfalzgraff stated that this is a benefit that is not available to city staff and he feels that there is a level of inequity to the spouses of city employees.

Mr. Applegate commented on the amount that was increased on the lease last year to cover the membership fee.

There was discussion amongst Council regarding the additional membership.

Councilmember Jurca questioned the cost to the City to plow the road.

Mr. Kerby explained that Jim Hatheway would be able to address that question. He stated that the road to the golf course would not be one of the City's priority routes.

Councilmember Sisson commented on the food and the service.

Mr. Kerby explained the prorated rent for the days the golf course is closed.

Mr. Sanders also explained that surveys have been conducted and the results show customers are happy with the level of service the Applegates have provided.

City Attorney Michael Schottelkotte stated that as he reads paragraph 8, the section regarding plowing the road, he feels it suggests the road shall be plowed. There is nothing regarding the priority routes.

Public Works Director Jim Hatheway stated that they have A and B routes that are priorities and explained those areas. He then continued to explain then they move on to the C and D routes. He would consider the road to the golf course to be on the D route. He also commented on the type of road and the difficulty of plowing the road without tearing it up.

Mayor Cooper questioned if it is being plowed now.

Mr. Hatheway stated that it is not. They plow up to the airport.

There was additional discussion regarding plowing the road.

Mr. Kerby questioned Mr. Schottelkotte as to the language that should be inserted into the lease agreement.

Mr. Schottelkotte suggested that if Council feels that they have a good working relationship with the Applegates to not put the language in the agreement.

There was discussion regarding what type of language should be inserted.

Mayor Cooper questioned if Council could make a motion approving the contract with language approved by the City Attorney regarding the snow plowing.

Mr. Schottelkotte stated that would be fine.

Regular Meeting, Delta City Council, March 20, 2011 (Cont.)

Applegate Ventures, LLC Lease of Food and Beverage of Golf Course (cont.)

It was moved by Councilmember Sisson and seconded by Councilmember Raley to approve the lease agreement with Applegate Ventures, LLC for the lease of food and beverage services at Devil's Thumb Golf Club and authorize the City Manager to sign said agreement upon completion of the snow plow language between the City Attorney and the City Manager. Councilmembers voting aye: Jurca, Raley, Sisson and Cooper. Councilmember Pfalzgraff voting nay. Motion carried.

Upper White Ranch Grazing Lease

Utilities Director Steve Glammeyer reported that this is an annual lease with the same individuals for grazing on the Upper White Ranch property. The amount of the lease is \$750 which he feels is appropriate at this time.

It was moved by Councilmember Jurca and Councilmember Pfalzgraff to enter into the lease agreement with Mr. Dan and Roy Long and Mr. Rolf Sandburg for the use of the Upper White Ranch for the purposes of grazing livestock and authorize the City Manager to sign said lease. All in favor, motion carried.

**Ordinance #6, 2012; Second and Final Reading
Municipal Energy Agency of Nebraska Participation**

Ordinance #6, 2012

AN ORDINANCE DETERMINING THE NEED FOR PARTICIPATION, AND AUTHORIZING AND DIRECTING SUCH PARTICIPATION BY THE CITY OF DELTA, COLORADO, IN THE OPERATION OF MUNICIPAL ENERGY AGENCY OF NEBRASKA AND TO PRESCRIBE THE TIME WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT

was introduced as Council Bill #6, 2012 and read by the Clerk.

It was moved by Councilmember Sisson and seconded by Councilmember Pfalzgraff to adopt Council Bill #6, 2012 on second and final reading. Roll call vote: Councilmembers Jurca, aye; Pfalzgraff, aye; Raley, aye; Sisson, aye and Cooper, aye. Motion carried. Council Bill #6, 2012 was adopted on second and final reading as Ordinance #6, 2012.

**Ordinance #7, 2012; Second and Final Reading
Preference for Local Business Bidding**

Council Bill #7, 2012

AN ORDINANCE OF THE CITY OF DELTA, COLORADO ADDING CHAPTER 2.75 TO THE DELTA MUNICIPAL CODE FOR THE PURPOSE OF AUTHORIZING CERTAIN PREFERENCES FOR LOCAL BUSINESSES BIDDING ON CITY CONTRACTS

was introduced as Council Bill #7, 2012 and read by the Clerk.

It was moved by Councilmember Pfalzgraff and seconded by Councilmember Sisson to adopt Council Bill #7, 2012 on second and final reading. Roll call vote: Councilmembers Jurca, aye; Pfalzgraff, aye; Raley, aye; Sisson, aye and Cooper, aye. Motion carried. Council Bill #7, 2012 was adopted on second and final reading as Ordinance #7, 2012.

Construction and Maintenance Agreement with Union Pacific Railroad

Public Works Director Jim Hatheway stated that this construction and maintenance agreement with Union Pacific Railroad which outlines responsibilities of both parties as it relates to the overpass. The cost of this agreement is \$23,516. The document that Council has in their packets is the version that the City has sent back to UPRR with some minor changes.

Manager Kerby questioned if what's in Council's packets will be the final version with no other changes.

Regular Meeting, Delta City Council, March 20, 2011 (Cont.)

Construction and Maintenance Agreement with Union Pacific Railroad

Mr. Hatheway stated that assuming UPRR does not make any additional changes. If there are any changes from UPRR staff will bring it back to Council.

It was moved by Councilmember Raley and seconded by Councilmember Sisson to authorize City Staff to execute the Construction and Maintenance Agreement with UPRR and pay the amount of \$23,516 as required in the agreement. All in favor, motion carried.

Kerby thanked Mr. Hatheway on all his hard work in getting the agreement completed.

City Attorney Comments

There were none.

City Manager Comments

Manager Kerby commented on the citizen's financial task force. The first meeting is scheduled for an organization meeting on March 28th at 5:30pm.

Councilmember Raley questioned if Council should be present.

Mr. Kerby stated that Council is welcome to attend; however, there is no need for all Councilmembers to attend at this point.

Councilmember Comments

There were none.

Executive Session

It was moved by Councilmember Sisson and seconded by Councilmember Raley 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); or more specifically for discussions regarding Confluence Drive.

At 7:52 p.m., Mayor Cooper recessed the Regular Meeting and convened the Executive Session.

At 9:50 p.m., the Mayor reconvened the Regular Meeting and announced that the Executive Session had been concluded. She stated that in addition to herself, the participants in the Executive Session were Councilmembers Robert Jurca, Bill Raley, Guy Pfalzgraff and Ed Sisson; along with City Manager Joe Kerby, City Attorney Michael Schottelkotte, Public Works Director Jim Hatheway and Rob Pratt and Brad Rodenburg. 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, City Clerk



**CITY COUNCIL
MEETING AGENDA
ITEM**

MEETING DATE: 4/8/12

Name: Rob Sanders, PGA Date Memo/Packet Submitted to City Clerk: _____
 (Due no later than Thursday @ 12:00pm)
 Dept: Golf Course Description: Advisory Board Phone: (970) 874-6262

...ALL QUESTIONS must be answered...

Discussed with City Manager? <input checked="" type="radio"/> Yes / <input type="radio"/> No	Reviewed by City Attorney? Yes / <input checked="" type="radio"/> No
Included in Current Year Budget? Yes / <input checked="" type="radio"/> No Budgeted Amount \$ _____ <u>N/A</u> If not budgeted explain:	Program is... NEW <input checked="" type="radio"/> ONGOING TEMPORARY
Is this a Bid Award? Yes / <input checked="" type="radio"/> No Bidders and Bid Amounts – Attach a Summary of Bids Received	Subject to Annual Renewal? <input checked="" type="radio"/> Yes / <input checked="" type="radio"/> No Renewal Date: <u>April, 2013</u>
What process was used? _____ Informal Bid _____ RFP _____ Bid _____ RFQ <input checked="" type="checkbox"/> Other (explain) <u>Resume requests</u>	Is this a Grant? Yes / <input checked="" type="radio"/> No
Is this to be communicated to the Public? <input checked="" type="radio"/> Yes / <input type="radio"/> No _____ Press Release <input checked="" type="checkbox"/> Newsletter Article _____ Other _____ Channel 10 _____ City website	What is the City's Match? <u>N/A</u>
Purchase Amount: <u>N/A</u>	Is an Ordinance Required? Yes / <input checked="" type="radio"/> No Is Resolution Required? Yes / <input checked="" type="radio"/> No Are there any publishing requirement? <input checked="" type="radio"/> Yes / <input checked="" type="radio"/> No

SUMMARY: See memo

MEMO



Devils Thumb Golf Club
www.devilsthumbgolfclub.com

9900 Devils Thumb Rd • Delta, Colorado 81416
Phone (970) 874-6262 • Fax (970) 874-9975

Date: March 30, 2012
To: City Council
Cc: Joe Kerby, City Manager
From: Rob Sanders, PGA, General Manager
Re: **Advisory Board Appointment**

Recommendation:

Staff recommends Dennis Phillips to serve a two or three year term on the Golf Advisory Board.

Background:

City Council the following information in the present packet is an Appointment to the Golf Advisory Board. We currently have four members serving on the Advisory Board: Frank Marshall, Vicki Ripp, Cody Carlson, and Barb Thurman. Dennis Phillips has served his one year term and has requested to serve an additional two to three years. With Dennis's strong business background his suggestions and support have made him a critical member to our board and I am excited he has expressed a desire to continue to serve the golf course and the City of Delta. The Advisory Board Bylaws state: Four voting members of the Advisory Board shall constitute a quorum for the purpose of conducting business of the Board.

Staff will continue to advertise and encourage citizens to submit resumes to the city council for consideration in the following months until we have a board of seven members.

Suggested Motion:

I move to approve that Dennis Phillips be appointed to serve a two or three year term on the Golf Advisory Board.

March 15, 2012

Joe Kerby
City Manager
Delta City Hall

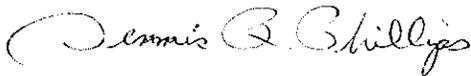
Dear Mr. Kerby:

I am currently completing a one-year term on the Golf Advisory Board and would like to be considered for another term on the board. I am willing to serve either a two-year or three-year term.

I have been actively involved in working with the golf consulting firm of THK Associates on their review of Devil's Thumb operations, a project that is ongoing. I feel my continued involvement in this process would be advantageous to the City of Delta. I am extremely interested in pursuing all avenues to improve the operation and funding of the golf course.

Thank you for your consideration.

Sincerely,

A handwritten signature in cursive script that reads "Dennis R. Phillips".

Dennis R. Phillips
1906 1600 Road
Delta, CO 81416

HM: 970-874-0700
CELL: 214-693-4025



CITY COUNCIL MEETING AGENDA ITEM

MEETING DATE: March 6, 2012

Name: Jolene E. Nelson **Date Memo/Packet Submitted to City Clerk:** March 30, 2012

(Due no later than Thursday @ 12:00pm)

Dept: City Clerk **Description:** Special Events Permit Application NRA Foundation, Inc.

...ALL QUESTIONS must be answered...

Discussed with City Manager? Yes	Reviewed by City Attorney? No
Included in Current Year Budget? N/A Budgeted Amount \$ _____ If not budgeted explain: Purchase Amount \$ _____	Program is... TEMPORARY
Is this a Bid Award? No Bidders and Bid Amounts – Attach a Summary of Bids Received	Subject to Annual Renewal? No Renewal Date: _____
What process was used? N/A _____ Informal Bid _____ RFP _____ Bid _____ RFQ _____ Other (explain)	Is this a Grant? No What is the City's Match?
Is this to be communicated to the Public? No _____ Press Release _____ Newsletter Article _____ Channel 10 _____ City website _____ Other	Is an Ordinance Required? No Is Resolution Required? No Are there any publishing requirements? No

SUMMARY: See attached memo



360 Main St. • Delta, Colorado 81416 • Phone (970) 874-7566 • Fax (970) 874-8776

MEMO

To: City Council, City Manager
From: Jolene E. Nelson, City Clerk
Date: March 30, 2012
Subject: NRA Foundation, Inc.

Recommendation

Staff sees no problem in approving this application for a Special Events Liquor Permit to NRA Foundation, Inc. for an event scheduled for May 11, 2012 at Bill Heddles Recreation Center.

Background

NRA Foundation, Inc. has submitted an application for a Special Events Liquor Permit for their fundraising event to be held on May 11, 2012. The application specifies that they plan to serve malt, vinous and spirituous liquor from 9:00 am to 10:00 pm. The application is complete and the fees, \$35 to the City, and \$25.00 to the State, have been paid. A sign notifying the public of this hearing has been posted at the site for at least ten days as required by law. As of the writing of this memo, no comments either for or against the approval of the application have been received by the City Clerk.

Cost

There is no cost to the City.

Action to be Taken if Approved

The Mayor and Clerk will sign the application, and the Clerk will mail it to the State, who will review it and issue the permit.

Suggested Motion

I move to approve NRA Foundation, Inc.'s application for a special events liquor permit for May 11, 2012.

APPLICATION FOR A SPECIAL EVENTS PERMIT

Department Use Only

IN ORDER TO QUALIFY FOR A SPECIAL EVENTS PERMIT, YOU MUST BE NONPROFIT AND ONE OF THE FOLLOWING (See back for details.)

- | | | |
|------------------------------------|--|--|
| <input type="checkbox"/> SOCIAL | <input type="checkbox"/> ATHLETIC | <input type="checkbox"/> PHILANTHROPIC INSTITUTION |
| <input type="checkbox"/> FRATERNAL | <input checked="" type="checkbox"/> CHARTERED BRANCH, LODGE OR CHAPTER | <input type="checkbox"/> POLITICAL CANDIDATE |
| <input type="checkbox"/> PATRIOTIC | <input type="checkbox"/> OF A NATIONAL ORGANIZATION OR SOCIETY | <input type="checkbox"/> MUNICIPALITY OWNING ARTS FACILITIES |
| <input type="checkbox"/> POLITICAL | <input type="checkbox"/> RELIGIOUS INSTITUTION | |

LIAB	TYPE OF SPECIAL EVENT APPLICANT IS APPLYING FOR:	
2110	<input checked="" type="checkbox"/> MALT, VINOUS AND SPIRITUOUS LIQUOR	\$25.00 PER DAY
2170	<input type="checkbox"/> FERMENTED MALT BEVERAGE (3.2 Beer)	\$10.00 PER DAY

DO NOT WRITE IN THIS SPACE
 LIQUOR PERMIT NUMBER

1. NAME OF APPLICANT ORGANIZATION OR POLITICAL CANDIDATE
NRA FUNDATION, INC. State Sales Tax Number (Required)
27-23032-0000

2. MAILING ADDRESS OF ORGANIZATION OR POLITICAL CANDIDATE
 (include street, city/town and ZIP)
*P.O. BOX 1106
 DELTA, CO 81416*

3. ADDRESS OF PLACE TO HAVE SPECIAL EVENT
 (include street, city/town and ZIP)
*BILL HEDDLES RECREATION CENTER
 530 GUNNISON RIVER DRIVE
 DELTA, CO 81416*

NAME	DATE OF BIRTH	HOME ADDRESS (Street, City, State, ZIP)	PHONE NUMBER
4. PRES./SEC'Y OF ORG. or POLITICAL CANDIDATE <i>RADY FISHER</i>		<i>2556 ELK RD, LAKE CITY, CO 81625</i>	<i>970-424-2495</i>

5. EVENT MANAGER <i>PATRICIA CATTER</i>		<i>1589 P.O. BOX 1106 I-20 LANE, DELTA, CO</i>	<i>970-210-0423</i>
--	--	--	---------------------

6. HAS APPLICANT ORGANIZATION OR POLITICAL CANDIDATE BEEN ISSUED A SPECIAL EVENT PERMIT THIS CALENDAR YEAR?
 NO YES HOW MANY DAYS? _____

7. IS PREMISES NOW LICENSED UNDER STATE LIQUOR OR BEER CODE?
 NO YES TO WHOM? _____

8. DOES THE APPLICANT HAVE POSSESSION OR WRITTEN PERMISSION FOR THE USE OF THE PREMISES TO BE LICENSED? Yes No

LIST BELOW THE EXACT DATE(S) FOR WHICH APPLICATION IS BEING MADE FOR PERMIT

Date	Date	Date	Date	Date
Hours From	Hours From	Hours From	Hours From	Hours From
To	To	To	To	To
<i>May 11 2012</i>				
<i>From 4:00 PM</i>				
<i>To 10:00 PM</i>				

OATH OF APPLICANT
 I declare under penalty of perjury in the second degree that I have read the foregoing application and all attachments thereto, and that all information therein is true, correct, and complete to the best of my knowledge.

SIGNATURE <i>Patricia R. Catter</i>	TITLE <i>Sec/Treas</i>	DATE <i>3/16/2012</i>
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REPORT AND APPROVAL OF LOCAL LICENSING AUTHORITY (CITY OR COUNTY)
 The foregoing application has been examined and the premises, business conducted and character of the applicant is satisfactory, and we do report that such permit, if granted, will comply with the provisions of Title 12, Article 48, C.R.S., as amended.
THEREFORE, THIS APPLICATION IS APPROVED.

LOCAL LICENSING AUTHORITY (CITY OR COUNTY)	<input type="checkbox"/> CITY <input type="checkbox"/> COUNTY	TELEPHONE NUMBER OF CITY/COUNTY CLERK
SIGNATURE	TITLE	DATE

DO NOT WRITE IN THIS SPACE - FOR DEPARTMENT OF REVENUE USE ONLY

LIABILITY INFORMATION

License Account Number	Liability Date	State	TOTAL
		-750 (999)	\$

APPLICATION INFORMATION AND CHECKLIST

THE FOLLOWING SUPPORTING DOCUMENTS MUST BE ATTACHED TO THIS APPLICATION FOR A PERMIT TO BE ISSUED:

- Appropriate fee.
- Diagram of the area to be licensed (not larger than 8 1/2" X 11" reflecting bars, walls, partitions, ingress, egress and dimensions.
Note: If the event is to be held outside, please submit evidence of intended control, i.e., fencing, ropes, barriers, etc.
- Copy of deed, lease, or written permission of owner for use of the premises.
- Certificate of good corporate standing (NONPROFIT) issued by Secretary of State within last two years; or
- If not incorporated, a NONPROFIT charter; or
- If a political Candidate, attach copies of reports and statements that were filed with the Secretary of State.

- APPLICATION MUST FIRST BE SUBMITTED TO THE LOCAL LICENSING AUTHORITY (CITY OR COUNTY) AT LEAST THIRTY (30) DAYS PRIOR TO THE EVENT.
- THE PREMISES TO BE LICENSED MUST BE POSTED AT LEAST TEN (10) DAYS BEFORE A HEARING CAN BE HELD. (12-48-106 C.R.S.)
- AN APPROVED APPLICATION MUST BE RECEIVED BY THE LIQUOR ENFORCEMENT DIVISION AT LEAST TEN (10) DAYS PRIOR TO THE EVENT.
- CHECK PAYABLE TO THE COLORADO DEPARTMENT OF REVENUE

(12-48-102 C.R.S.)

A Special Event Permit issued under this article may be issued to an organization, whether or not presently licensed under Articles 46 and 47 of this title, which has been incorporated under the laws of this state for the purpose of a social, fraternal, patriotic, political or athletic nature, and not for pecuniary gain or which is a regularly chartered branch, lodge or chapter of a national organization or society organized for such purposes and being non profit in nature, or which is a regularly established religious or philanthropic institution, and to any political candidate who has filed the necessary reports and statements with the Secretary of State pursuant to Article 45 of Title 1, C.R.S. A Special Event permit may be issued to any municipality owning arts facilities at which productions or performances of an artistic or cultural nature are presented for use at such facilities.

If an event is cancelled, the application fees and the day(s) are forfeited.

OFFICE OF THE SECRETARY OF STATE
OF THE STATE OF COLORADO

CERTIFICATE

I, Scott Gessler, as the Secretary of State of the State of Colorado, hereby certify that, according to the records of this office,

THE NRA FOUNDATION, INC.

is an entity formed or registered under the law of **District Of Columbia** has complied with all applicable requirements of this office, and is in good standing with this office. This entity has been assigned entity identification number 19931088182.

This certificate reflects facts established or disclosed by documents delivered to this office on paper through 02/25/2011 that have been posted, and by documents delivered to this office electronically through 03/02/2011 @ 16:38:22.

I have affixed hereto the Great Seal of the State of Colorado and duly generated, executed, authenticated, issued, delivered and communicated this official certificate at Denver, Colorado on 03/02/2011 @ 16:38:22 pursuant to and in accordance with applicable law. This certificate is assigned Confirmation Number 7881231.



A handwritten signature in black ink, appearing to read "Scott Gessler". The signature is written in a cursive style and is positioned above a horizontal line.

Secretary of State of the State of Colorado

*****End of Certificate*****

Notice: A certificate issued electronically from the Colorado Secretary of State's Web site is fully and immediately valid and effective. However, as an option, the issuance and validity of a certificate obtained electronically may be established by visiting the Certificate Confirmation Page of the Secretary of State's Web site, <http://www.sos.state.co.us/biz/CertificateSearchCriteria.do> entering the certificate's confirmation number displayed on the certificate, and following the instructions displayed. Confirming the issuance of a certificate is merely optional and is not necessary to the valid and effective issuance of a certificate. For more information, visit our Web site, <http://www.sos.state.co.us> click Business Center and select "Frequently Asked Questions."

Bill Heddles Recreation Center RENTAL AGREEMENT



The below named User, in consideration of being permitted to use the areas specified below, hereby agrees to comply with all the terms and conditions of this agreement, as well as the rules and regulations of the Bill Heddles Recreation Center.

ALL CHARGES & DAMAGE DEPOSIT MUST BE PAID AT LEAST 10 DAYS PRIOR TO THE SCHEDULED RENTAL!

GROUP NAME: Black Canyon Friends of NRA

RESPONSIBLE PARTY: Paddy Cattoon

ADDRESS: P.O. Box 1104
Delta CO 81416

PHONE: (Work) 210-0423 (Home) _____

TYPE OF USER (Please Circle): CORPORATION NON-PROFIT INDIVIDUAL CITY OF DELTA OTHER

SIZE OF GROUP: _____ CATERER NAME: Fruita Feed

DATE(S) OF USE	TIME OF USE
<u>Fri May 11</u>	<u>4:00 am 10:00 pm</u>
<u>Fri May 11</u>	<u>3:00 pm 10:00 pm</u>

Full Gym
Full Conf

ITEMS REQUIRED (\$5 FEE FOR EACH)	
TV/VCR	
MICROPHONE	
SLIDE PROJECTOR/SCREEN	
DRY ERASE BOARD	
COFFEE MAKER	
OTHER:	
OTHER:	

ROOM SET-UP OPTIONS (Please check one)

THEATER STYLE – Chairs set-up in a row as in a movie theater _____

CLASSROOM STYLE – Chairs set-up along tables _____

SQUARE – Tables set-up in a square with chairs along tables _____

Banquet Style - TABLES ALONG WALL (LONG)

ROOM RENTAL POLICIES

CANCELLATIONS

Full Gym, Kitchen Full Conf.

Refunds of rental fees for cancellation by the User will occur as follows:

1. Event cancelled within 30 days of scheduled event = 100% refund and damage deposit
2. Event cancelled within 7-29 days of scheduled event = 50% refund and damage deposit
3. Event cancelled less than 7 days of scheduled event = **NO REFUND** and damage deposit

SET-UP

Formal set-up arrangements performed by Recreation Center Staff will include:

1. Tables, chairs, and rented audio/visual equipment
2. Set-ups are performed from the information provided on the Rental Agreement Form. To ensure correct set-ups, please submit any changes at least 7 days in advance.
3. All other set-up arrangements are the responsibility of the User

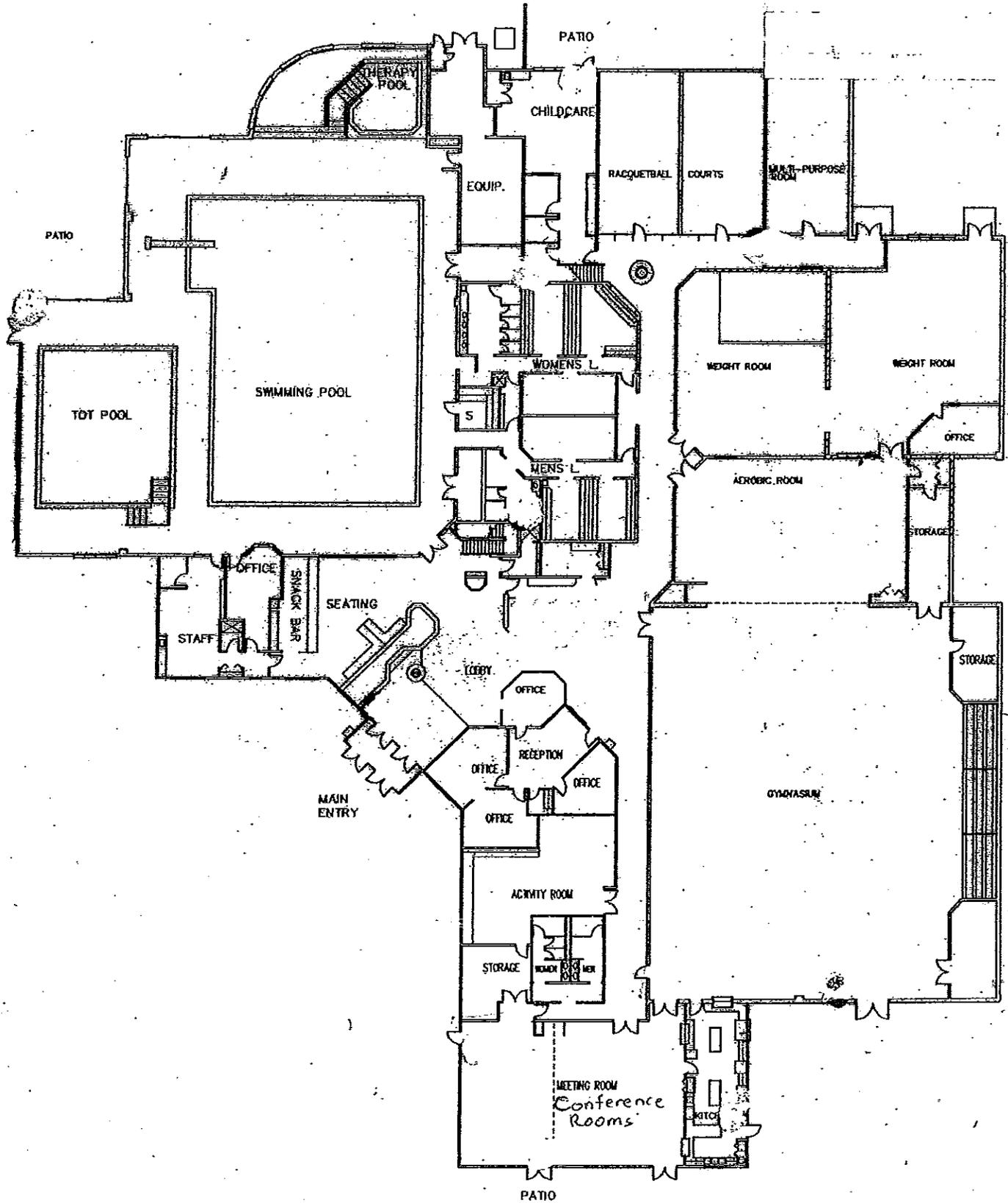
CLEAN-UP

Rooms must be cleaned by the User immediately after use. Cleaning must include:

1. Removal of all decorations/items, trash from floor, fixtures, tables, chairs, walls, etc.
2. Removal of all food and beverages. Clean up of all spills.
3. Trash must be deposited in provided receptacles.
4. Cleaning of kitchen area, tables, chairs, and counters

Please show proof of insurance
All licenses are needed through City Hall - City of Delta, Insur. etc.

DELTA COLORADO





CITY COUNCIL MEETING AGENDA ITEM

MEETING DATE: April 3, 2012 **Date Memo/Packet Submitted to City Clerk:** March 29, 2012
(Due no later than Thursday @ 12:00pm)

Name: Glen L. Black **Dept:** Community Development **Phone:** 874-7903

Description: Ordinance First Reading - Off Street Parking Paving

...ALL QUESTIONS must be answered...

Discussed with City Manager? <input type="checkbox"/> Yes	Reviewed by City Attorney? <input type="checkbox"/> Yes
Included in Current Year Budget? <input type="checkbox"/> No Budgeted Amount \$ _____ If not budgeted explain:	Program is... Code Change
Is this a Bid Award? <input type="checkbox"/> No Bidders and Bid Amounts – Attach a Summary of Bids Received	Subject to Annual Renewal? <input type="checkbox"/> No Renewal Date: _____
What process was used? _____ Informal Bid _____ RFP _____ Bid _____ RFQ _____ X _____ Other (explain) Planning Commission Rcmd and City Council review	Is this a Grant? <input type="checkbox"/> No
Is this to be communicated to the Public? <input type="checkbox"/> No _____ Press Release _____ Newsletter Article _____ Other _____ Channel 10 _____ City website	What is the City's Match? N/A
Purchase Amount: N/A	Is an Ordinance Required? <input type="checkbox"/> YES Is Resolution Required? <input type="checkbox"/> NO Are there any publishing requirement? <input type="checkbox"/> Yes, Normal

SUMMARY: City Council reviewed this request on March 6, 2012 and directed the City Attorney to draft an Ordinance for review. City Council consideration of Council Bill _____, 2012 on first reading amending the Delta Municipal Code sections 17.04.230.G and 15.04.080.B.1.b Off-Street Parking.

MEMO

Community Development

www.cityofdelta.net



360 Main St. • Delta, Colorado 81416
Phone (970) 874-7903 • Fax (970) 874-6931

Date: April 3, 2012
To: Mayor, City Council and City Manager
From: Glen L. Black, Director of Community Development
Re: Off-Street Parking Paving Requirements

GLB

RECOMMENDATION

City Council consider changing the Off-Street Parking Paving requirements by passing the proposed Ordinance on first reading.

BACKGROUND

The City Council requested that the Planning Commission make a recommendation regarding Off-Street Parking Paving at the City Council Work Session held on December 6, 2011.

The Planning Commission reviewed this item at the Planning Commission meetings held on January 9, 2012 and February 6, 2012. The City Council reviewed the recommendation from Planning Commission at the City Council meeting held on March 6, 2012, and directed staff to prepare an ordinance to make the changes.

ACTION TO BE TAKEN IF APPROVED

City Council consideration of Council Bill _____, 2012 on first reading.

SUGGESTED MOTION

I would move to adopt Council Bill _____, 2012 on first reading. (Disapproval would be indicated by a "nay" vote)

Thank you for your attention.

COUNCIL BILL NO. _____, 2012

ORDINANCE NO. _____, 2012

**AN ORDINANCE OF THE CITY OF DELTA, COLORADO,
AMENDING SECTIONS 15.04.080.B.1.b, 17.04.230.E.4 AND
17.04.230.G OF THE DELTA MUNICIPAL CODE FOR THE
PURPOSE OF REVISING CERTAIN PARKING AND
PAVING REGULATIONS APPLICABLE TO PROPERTY
DEVELOPMENT WITHIN THE CITY LIMITS.**

WHEREAS, at the request of the Delta City Council, the City Planning Commission has reviewed certain regulations in the Delta Municipal Code pertaining to the construction and surfacing of parking areas for properties being developed within the City limits; and

WHEREAS, following its process of review, the Planning Commission has made recommendations to the Council for revising some of the pertinent regulations; and

WHEREAS, the City Council finds the recommendations of the Planning Commission to be reasonable and necessary for the promotion of public safety and welfare.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DELTA, COLORADO, AS FOLLOWS:

Section 1. Section 15.04.080.B.1.b of the Delta Municipal Code is hereby amended to hereafter provide as follows:

“b. Required off-street parking spaces, including landscaped areas, and maneuvering areas adequate to avoid any need for vehicles to back onto sidewalks and other developed parts of adjoining streets, and adequate to meet all applicable requirements. The required parking and maneuvering areas shall be constructed and surfaced according to Section 17.04.230.G.”

Section 2. Section 17.04.230.E.4 of the Delta Municipal Code is hereby amended to hereafter provide as follows:

“4. Shared parking lots shall be allowed in all zoning districts where shared parking can be provided among a mix of land uses located in the same structure, or within the same property or use, or in adjoining structures, or on adjacent property not more than two hundred feet (200') from the property it is intended to serve; provided, however, that peak parking usage either reasonably projected or actually resulting from such multiple land uses and/or

activities will not exceed the number of parking spaces developed for the shared lot, and provided further that there be a recorded covenant or plat restriction to such effect on forms approved by the City as support for enforcement of compliance.”

Section 3. Section 17.04.230.G of the Delta Municipal Code is hereby amended to hereafter provide as follows:

“G. When twenty or more parking spaces are required under provisions of Section 17.04.230.C, the parking and maneuvering areas shall be paved in accordance with City specifications, unless exempted below:

1. When a street or other public access to a required parking lot/space is not paved at the time of construction of such lot/space, it may be temporarily surfaced with gravel; provided, however, that the lot/space must be subsequently paved in accord with City Standards and Specifications within no more than twelve months following the time that any part of adjoining public access has been paved.

2. When public access to a required parking lot/space is paved, but the parking lot or space is not required to be paved, a paved or concrete apron must nevertheless be installed according to City Standards and Specifications at all access points.

3. In the I, IR and B-3 zoning districts, parking and maneuvering areas for truck loading, employee parking and outside manufacturing may be surfaced with gravel. If a business includes retail sales, the customer parking area must always be paved according to City Standards and Specifications..

In all cases in which paving of a parking lot or space is not required under this article or under other development regulations of the City, the owner(s) of the pertinent property shall, at all times, be liable for proper maintenance of all graveled parking and maneuvering areas including, but not limited to, keeping accumulated gravel cleared from paved areas and/or concrete aprons, repairing potholes, controlling dust, and maintaining adequate gravel coverage to enable maneuvering of vehicles in all weather conditions. In the event that such maintenance is not properly performed, the City may, at any time after giving ten (10) days prior written notice of deficiencies to such owner(s), cause the maintenance work to be done, assess the costs thereof to the property owner(s), and certify the costs as delinquent charges to the Delta County Treasurer to be collected as, and along with, ordinary real property taxes. Alternatively, the City may record a lien for the costs incurred on the pertinent property of the delinquent owner(s), which lien may be foreclosed in any lawful manner, or may pursue any other legal and/or equitable remedy available for collection of costs incurred by the City in the course of performing or hiring the required parking area maintenance work.”

ADOPTED ON FIRST READING AND ORDERED PUBLISHED THIS _____ DAY
OF _____, 2012.

Mayor

ATTEST:

City Clerk

ADOPTED ON SECOND AND FINAL READING AND ORDERED PUBLISHED
THIS ____ DAY OF _____, 2012.

Mayor

ATTEST:

City Clerk



CITY COUNCIL MEETING AGENDA ITEM

MEETING DATE: April 3, 2012 **Date Memo/Packet Submitted to City Clerk:** March 29, 2012
(Due no later than Thursday @ 12:00pm)

Name: Glen L. Black **Dept:** Community Development **Phone:** 970-874-7903
Description: Ordinance First Reading - Travel Home and Storage Shed setbacks

...ALL QUESTIONS must be answered...

Discussed with City Manager? Yes	Discussed with City Attorney? Yes
Included in Current Year Budget? No Budgeted Amount \$ _____ If not budgeted explain:	Program is... Code Change
Is this a Bid Award? No Bidders and Bid Amounts – Attach a Summary of Bids Received	Subject to Annual Renewal? No Renewal Date: _____
What process was used? _____ Informal Bid _____ RFP _____ Bid _____ RFQ _XX_ Other (explain) Recommendation from Planning Commission	Is this a Grant? No
Is this to be communicated to the Public? No _____ Press Release _____ Newsletter Article _____ Other _____ Channel 10 _____ City website	What is the City's Match?
Purchase Amount:	Is an Ordinance Required? Yes Is Resolution Required? No Are there any publishing requirement? Yes, Normal

SUMMARY: Council reviewed this item at the City Council meeting held on March 20, 2012 and directed staff to prepare an Ordinance for consideration. Consider Council Bill _____, 2012 on first reading amending the Delta Municipal Code sections 17.04.220.B.1.a and 17.04.220.B.1.c Tabulated Regulations – Travel Home and Storage Shed setbacks.

MEMO

Community Development

www.cityofdelta.net



360 Main St. • Delta, Colorado 81416
Phone (970) 874-7903 • Fax (970) 874-6931

Date: April 3, 2012
To: Mayor, City Council and City Manager
From: Glen L. Black, Director of Community Development
Re: Sheds and Travel Homes

GLB

RECOMMENDATION

City Council consideration of the recommendation from Planning Commission regarding Delta Municipal Code sections 17.04.220.B.1.a and 17.04.220.B.1.c Tabulated Regulations – Travel Home and Storage Shed setbacks

BACKGROUND

City Council requested that the Planning Commission make a recommendation regarding Sheds and Travel Homes at the City Council Work Session held on December 6, 2011.

The Planning Commission reviewed this item at the Planning Commission meetings held on February 6, 2012 and March 5, 2012. The City Council reviewed the recommendation from the Planning Commission on March 20, 2012 and directed staff to prepare an Ordinance.

ACTION TO BE TAKEN IF APPROVED

City Council consideration of Council Bill _____, 2012 on first reading.

SUGGESTED MOTION

I would move to adopt Council Bill _____, 2012 on first reading. (Disapproval would be indicated by a “nay” vote)

Thank you for your attention.

COUNCIL BILL NO. _____, 2012

ORDINANCE NO. _____, 2012

**AN ORDINANCE OF THE CITY OF DELTA, COLORADO,
AMENDING PARTS OF SECTION 17.04.220.B.1. OF THE
DELTA MUNICIPAL CODE FOR THE PURPOSE OF
REVISING TABULATED REGULATIONS LIMITING
PLACEMENT AND MAINTENANCE OF TRAVEL HOMES
AND STORAGE STRUCTURES ON PROPERTY WITHIN
THE CITY LIMITS.**

WHEREAS, upon request of the Delta City Council, the City Planning Commission has reviewed certain tabulated regulations of the Delta Municipal Code pertaining to the placement and maintenance of travel homes, storage structures and similar facilities on lots or parcels located within the City limits; and

WHEREAS, following its process of review, the Planning Commission has made recommendations to the Council for certain revisions of the pertinent regulations; and

WHEREAS, the City Council finds the recommendations of the Planning Commission to be reasonable and necessary for promotion of the public welfare.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DELTA, COLORADO, AS FOLLOWS:

Section 1. Section 17.04.220.B.1. of the Delta Municipal Code (including specifically subsections a. through c. thereof) are hereby amended to hereafter provide as follows:

- B. 1. No part of any building, except for the outer eighteen inches (18") of the eaves, may be located any closer to a property line than the setback specified in the table appearing on the following page, subject to the following exceptions:
- a. Travel homes and trailers may be parked anywhere upon property as long as such items are kept properly licensed, and maintained in a condition of neat appearance and good function for their intended purposes.
 - b. Awnings supported by only the building to which they are attached may extend into the rear setback of the related property in the B-1 zoning district to a point no closer than eighteen inches (18") from the property line.
 - c. Any storage structure (shed) accessory to a single family residence which is exempted from building permit requirements may be located within setback areas

of property which are not adjacent to a street, provided as follows:

- i. Any such structure must be located entirely behind the front setback line of the pertinent lot or parcel of property.
- ii. Any such structure must be set back a sufficient distance within the property boundary lines so that rain or snow falling upon the structure's roof will not be diverted onto the property of any neighboring owner.

A lot or parcel of property abutted by two or more parallel or intersecting streets may contain a storage structure located within the setback area abutting any street behind the pertinent single family residence, but not within any setback areas that overlap at rear corners of the property abutted by intersecting streets. It is further provided that no such structure shall be located at any place where it will constitute an unsafe impediment to the visibility of vehicle operators using streets abutting the pertinent lot or parcel, all as determined under applicable sight line provisions of Section 6.17.00 of the City of Delta's Standards and Specifications for Design and Construction of Public Improvements..

Section 2. All other provisions of Section 17.04.220.B.1 of the Delta Municipal Code (specifically subsections d. through 2 thereof) are hereby ratified and confirmed as presently written.

ADOPTED ON FIRST READING AND ORDERED PUBLISHED THIS _____ DAY OF _____, 2012.

Mayor

ATTEST:

City Clerk

ADOPTED ON SECOND AND FINAL READING AND ORDERED PUBLISHED THIS _____ DAY OF _____, 2012.

Mayor

ATTEST:

City Clerk



CITY COUNCIL MEETING AGENDA ITEM

MEETING DATE: March 6, 2012

Name: Jolene E. Nelson **Date Memo/Packet Submitted to City Clerk:** March 30, 2012

(Due no later than Thursday @ 12:00pm)

Dept: City Clerk **Description:** Hotel/Restaurant Liquor License Renewal Daveto's

...ALL QUESTIONS must be answered...

Discussed with City Manager? Yes	Reviewed by City Attorney? No
Included in Current Year Budget? N/A Budgeted Amount \$ _____ If not budgeted explain: Purchase Amount \$ _____	Program is... TEMPORARY
Is this a Bid Award? No Bidders and Bid Amounts – Attach a Summary of Bids Received	Subject to Annual Renewal? No Renewal Date: _____
What process was used? N/A _____ Informal Bid _____ RFP _____ Bid _____ RFQ _____ Other (explain)	Is this a Grant? No What is the City's Match?
Is this to be communicated to the Public? No _____ Press Release _____ Newsletter Article _____ Channel 10 _____ City website _____ Other	Is an Ordinance Required? No Is Resolution Required? No Are there any publishing requirements? No

SUMMARY: See attached memo



360 Main St. • Delta, Colorado 81416 • Phone (970) 874-7566 • Fax (970) 874-8776

MEMO

To: City Council, City Manager
From: Jolene E. Nelson, City Clerk
Date: March 30, 2012
Subject: Daveto's Italian Restaurant Beer & Wine License Renewal

Recommendation

Staff recommends approval of the Beer and Wine License Renewal for Daveto's Italian Restaurant located at 520 Main Street.. The Police Department's report and recommendation is attached.

Background

The current license expires April 28, 2012.

Cost

There is no cost to the City to renew this license. The applicant has paid the renewal license fees to the State and the City as well as the Liquor Occupation Tax will be collected after the renewal license has been issued by the State.

Action to be Taken if Approved

The Mayor and Clerk will sign the application, and the Clerk will mail it to the State, who will review the application and issue the State license.

Suggested Motion

I move to approve the Beer & Wine License Renewal Application for HAP Food Enterprises, Inc. dba Daveto's Italian Restaurant.

**LIQUOR OR 3.2 BEER LICENSE
 RENEWAL APPLICATION**



HAP FOOD ENTERPRISES INC
 DAVETOS ITALIAN RESTAURANT
 520 MAIN ST
 DELTA CO 81416-1826

License Number 28-62119-0000	License Type 1960
Liability Information 18 011 722110 C 042909	
Business Location 520 MAIN ST DELTA CO	
Current License Expires APR 28, 2012	
DEPARTMENTAL USE ONLY	
Total Amount Due	
Total Paid \$	Date

- This renewal reflects no changes from the last application. Complete page 2 and file now!
- Yes there are changes from the last application.** If applicant is a Corporation or Limited Liability company, use DR 8177 and send in with this renewal. Any other changes of ownership require a transfer of ownership. See your Local Licensing Authority immediately.

Wholesaler, manufacturer, importer, and public transportation system license renewals do not need Local Licensing Authority approval and must be returned directly to the Colorado Department of Revenue at least 30 days prior to the current license expiration date.

This application for renewal must be returned to your CITY OR COUNTY Licensing Authority at least 45 days prior to the expiration date of your current license. Failure to do so may result in your license not being renewed. Include both pages of this renewal and payment.

OATH OF APPLICANT

I declare under penalty of perjury in the second degree that this application and all attachments are true, correct, and complete to the best of my knowledge.

Authorized Signature <i>Craig Hart</i>	Date 3-29-12	Business Phone 970-874-8277
Title <i>President</i>	Sales Tax Number 02862119-0000	

REPORT AND APPROVAL OF CITY OR COUNTY LICENSING AUTHORITY

The foregoing application has been examined and the premises, business conducted and character of the applicant are satisfactory, and we do hereby report that such license, if granted, will comply with the provisions of Title 12, Articles 46 and 47, C.R.S.
THEREFORE THIS APPLICATION IS APPROVED.

Local Licensing Authority for	Date
Signature	Title
	Attest

DO NOT DETACH

DO NOT DETACH

DO NOT DETACH

**LIQUOR OR 3.2 BEER LICENSE
 RENEWAL APPLICATION**

Make check payable to: Colorado Department of Revenue. The State may convert your check to a one time electronic banking transaction. Your bank account may be debited as early as the same day received by the State. If converted, your check will not be returned. If your check is rejected due to insufficient or uncollected funds, the Department of Revenue may collect the payment amount directly from your banking account electronically.

21

Business Name DAVETOS ITALIAN	LICENSE NUMBER (Use for all reference) 28-62119-0000	PERIOD 04-13	
TYPE OF LICENSE ISSUED BEER AND WINE LICENSE - MALT AND VINOUS LIQUORS	CASH FUND 2320-100(999)	STATE FEE 1960-750(999)	CITY 85% OAP 2180-100(999)
	\$ 50.00	\$ 25.00	\$ 276.25

SUB-TOTAL \$ 351.25
 ADD \$100.00 TO RENEW RETAIL WAREHOUSE STORAGE PERMIT 2210-100(999) \$ _____
TOTAL AMOUNT DUE \$ _____

ATTACHMENT TO LIQUOR OR 3.2 BEER LICENSE RENEWAL APPLICATION

**This page must be completed and attached to your signed renewal application form.
 Failure to include this page with the application may result in your license not being renewed.**

Trade Name of Establishment <i>Danteos Italian Restaurant</i>		State License Number <i>28-6219-0000</i>									
1. Operating Manager <i>Carl Craig Hasb</i>		Home Address <i>520 main st. Delta Co 81716</i>									
2. Do you have legal possession of the premises for which this application for license is made? Are the premises owned or rented: <i>Owned</i> If rented, expiration date of lease: _____			<table style="width: 100%; border: none;"> <tr> <td style="text-align: center;">Yes</td> <td style="text-align: center;">No</td> </tr> <tr> <td style="text-align: center;"><input checked="" type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> </tr> </table>	Yes	No	<input checked="" type="checkbox"/>	<input type="checkbox"/>				
Yes	No										
<input checked="" type="checkbox"/>	<input type="checkbox"/>										
3. Has there been any change in financial interest (new notes, loans, owners, etc.) since the last annual application? If yes, explain in detail and attach a listing of all liquor businesses in which these new lenders or owners, (other than licensed financial institutions) are materially interested.			<table style="width: 100%; border: none;"> <tr> <td style="text-align: center;">Yes</td> <td style="text-align: center;">No</td> </tr> <tr> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;"><input checked="" type="checkbox"/></td> </tr> </table>	Yes	No	<input type="checkbox"/>	<input checked="" type="checkbox"/>				
Yes	No										
<input type="checkbox"/>	<input checked="" type="checkbox"/>										
4. Since the date of filing of the last annual application, has the applicant, or any of its agents, owners, managers, principals, or lenders (other than licensed financial institutions), been convicted of a crime? If yes, attach a detailed explanation.			<table style="width: 100%; border: none;"> <tr> <td style="text-align: center;">Yes</td> <td style="text-align: center;">No</td> </tr> <tr> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;"><input checked="" type="checkbox"/></td> </tr> </table>	Yes	No	<input type="checkbox"/>	<input checked="" type="checkbox"/>				
Yes	No										
<input type="checkbox"/>	<input checked="" type="checkbox"/>										
5. Since the date of filing of the last annual application, has the applicant, or any of its agents, owners, managers, principals, or lenders (other than licensed financial institutions), been denied an alcoholic beverage license, had an alcoholic beverage license suspended or revoked, or had interest in any entity that had an alcoholic beverage license denied, suspended or revoked? If yes, attach a detailed explanation.			<table style="width: 100%; border: none;"> <tr> <td style="text-align: center;">Yes</td> <td style="text-align: center;">No</td> </tr> <tr> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;"><input checked="" type="checkbox"/></td> </tr> </table>	Yes	No	<input type="checkbox"/>	<input checked="" type="checkbox"/>				
Yes	No										
<input type="checkbox"/>	<input checked="" type="checkbox"/>										
6. Does the applicant, or any of its agents, owners, managers, principals, or lenders (other than licensed financial institutions), have a direct or indirect interest in any other Colorado liquor license (include loans to or from any licensee, or interest in a loan to any licensee)? If yes, attach a detailed explanation.			<table style="width: 100%; border: none;"> <tr> <td style="text-align: center;">Yes</td> <td style="text-align: center;">No</td> </tr> <tr> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;"><input checked="" type="checkbox"/></td> </tr> </table>	Yes	No	<input type="checkbox"/>	<input checked="" type="checkbox"/>				
Yes	No										
<input type="checkbox"/>	<input checked="" type="checkbox"/>										
7. Corporation or Limited Liability Company (LLC) or Partnership applicants must answer these questions. Since the date of filing of the last annual license application: (a) Are there, or have there been: any officers or directors; or managing members; or general partners added to or deleted from applicant for renewal of a 3.2 beer or liquor license? (b) Are there or have there been: any stockholders with 10% or more of the issued stock of the Corporation; or any members with 10% or more membership interest in the LLC; or any partners with 10% or more interest in the partnership added to or deleted from the applicant for renewal of a 3.2 beer or liquor license? (c) If Yes to (a) or (b), complete and attach Form DR 8177: Corporation, Limited Liability Company or Partnership Report of Changes, and all supporting documentation, and fees your Local Licensing Authority immediately.			<table style="width: 100%; border: none;"> <tr> <td style="text-align: center;">Yes</td> <td style="text-align: center;">No</td> </tr> <tr> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;"><input checked="" type="checkbox"/></td> </tr> <tr> <td style="text-align: center;">Yes</td> <td style="text-align: center;">No</td> </tr> <tr> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;"><input checked="" type="checkbox"/></td> </tr> </table>	Yes	No	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Yes	No	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Yes	No										
<input type="checkbox"/>	<input checked="" type="checkbox"/>										
Yes	No										
<input type="checkbox"/>	<input checked="" type="checkbox"/>										
8. Sole proprietorships, Husband-Wife Partnerships or Partners in General Partnerships: <div style="text-align: center;">EVIDENCE OF LAWFUL PRESENCE</div> Each person identified above must complete and sign the following affidavit. Please make additional copies if necessary. Each person must also provide a copy of their driver's license or state issued identification card. In lieu of form DR 4679, the undersigned swears or affirms under penalty of perjury under the laws of the State of Colorado that (check one): <input checked="" type="checkbox"/> I am a United States Citizen <input type="checkbox"/> I am not a United States Citizen but I am a Permanent Resident of the United States <input type="checkbox"/> I am not a United States Citizen but I am lawfully present in the United States pursuant to Federal Law <input type="checkbox"/> I am a foreign national not physically present in the United States I understand that this sworn statement is required by law because I have applied for a public benefit. I understand that state law requires me to provide proof that I am lawfully present in the United States prior to receipt of this public benefit. I further acknowledge that making a false, or fraudulent statement or misrepresentation in this sworn affidavit is punishable under the criminal laws of Colorado Revised Statute 18-8-503 and it shall constitute a separate criminal offense each time a public benefit is fraudulently received.											
Signature <i>Carl Craig Hasb</i>		Printed name <i>C. Craig Hasb</i>									
			Date <i>3-29-10</i>								



360 Main St. • Delta, Colorado 81416 • Phone (970) 874-7566 • Fax (970) 874-8776

LIQUOR LICENSE RENEWAL RECOMMENDATION

To: City Council

Re: Application of HAP Food Enterprises, Inc.
DBA: Davetos Italian Restaurant

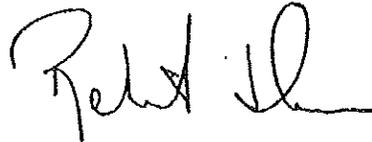
The report sheets show the following liquor violations for the past twelve months for the above named applicant:

No liquor violations in the past twelve months.

Remarks:

Police Department recommendation:

Recommend liquor license renewal.



Robert Thomas, Chief of Police



CITY COUNCIL MEETING AGENDA ITEM

MEETING DATE: March 6, 2012

Name: Jolene E. Nelson **Date Memo/Packet Submitted to City Clerk:** March 30, 2012

(Due no later than Thursday @ 12:00pm)

Dept: City Clerk **Description:** Trade Name Change for Pramukh Hospitality, LLC

...ALL QUESTIONS must be answered...

Discussed with City Manager? Yes	Reviewed by City Attorney? No
Included in Current Year Budget? N/A Budgeted Amount \$ _____ If not budgeted explain: Purchase Amount \$ _____	Program is... TEMPORARY
Is this a Bid Award? No Bidders and Bid Amounts – Attach a Summary of Bids Received	Subject to Annual Renewal? No Renewal Date: _____
What process was used? N/A _____ Informal Bid _____ RFP _____ Bid _____ RFQ _____ Other (explain)	Is this a Grant? No What is the City's Match?
Is this to be communicated to the Public? No _____ Press Release _____ Newsletter Article _____ Channel 10 _____ City website _____ Other	Is an Ordinance Required? No Is Resolution Required? No Are there any publishing requirements? No

SUMMARY: See attached memo



360 Main St. • Delta, Colorado 81416 • Phone (970) 874-7566 • Fax (970) 874-8776

MEMO

To: City Council, City Manager
From: Jolene E. Nelson, City Clerk
Date: March 30, 2012
Subject: Trade Name Change for Pramukh Hospitality, LLC

Recommendation

Staff recommends approval of the Trade Name Changes for Pramukh Hospitality, LLC located at 903 Main Street.

Background

The current liquor license for Pramukh Hospitality, LLC has a trade name listed as Best Western Sundance. They have now submitted a report of changes to change the name to Days Inn.

Cost

There is no cost to the City to process the report of changes. The applicant has paid a \$50 fee to the State as required by the application.

Action to be Taken if Approved

The Mayor and Clerk will sign the report of changes, and the Clerk will mail it to the State for approval.

Suggested Motion

I move to approve the Trade Name Change for Pramukh Hospitality, LLC.

Mar 29 2012 2:55PM HP Fax

page 1

Mar 29 12:01:47p

Pragneesh Patel

951-883-2320

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CITY OF DELTA

DR 0442 (03/24/12) Page 1
COLORADO DEPARTMENT OF REVENUE
LIQUOR ENFORCEMENT DIVISION
DENVER, COLORADO 80202
(303) 865-2500

FOR DEPARTMENT USE ONLY

PERMIT APPLICATION AND REPORT OF CHANGES

CURRENT LICENSE NUMBER 42-65818-0000
ALL ANSWERS MUST BE PRINTED IN BLACK INK OR TYPEWRITTEN
LOCAL LICENSE FEE \$ _____
APPLICANT SHOULD OBTAIN A COLORADO LIQUOR & BEER CODE BOOK TO ORDER CALL (303) 371-2185

1. Applicant is a
 Corporation Individual
 Partnership Limited Liability Company
CURRENT LICENSE NUMBER 42-65818-0000

2. Name of Licensee Bramukh Hospitality 3. Trade Name Days Inn

4. Location/Address 913 Main

City Delta County Delta ZIP 81416

SELECT THE APPROPRIATE SECTION BELOW AND PROCEED TO THE INSTRUCTIONS ON PAGE 2.

Section A - Manager reg/change

Section C

- License Account No. _____
- 1983-750 (999) Manager's Registration (Hotel & Rest.)...\$75.00
- 2012-750 (999) Manager's Registration (Tavern)...\$75.00
- Change of Manager (Other Licenses) NO FEE
- 2210-100 (999) Retail Warehouse Storage Permit (ea) \$100.00
- 2200-100 (999) Wholesale Branch House Permit (ea)... 100.00
- 2280-100 (999) Change Corp. or Trade Name Permit (ea)...60.00
- 2210-100 (999) Change Location Permit (ea)... 150.00
- 2280-100 (999) Change, Alter or Modify Premises
\$150.00 x _____ Total Fee _____

Section B - Duplicate License

- Liquor License No. _____
- 2270-100 (999) Duplicate License...\$50.00
- 2220-100 (999) Addition of Optional Premises to Existing HVR
\$100.00 x _____ Total Fee _____
- 1918-100 (999) Addition of Related Facility to Resort Complex
\$78.00 x _____ Total Fee _____

DO NOT WRITE IN THIS SPACE - FOR DEPARTMENT OF REVENUE USE ONLY

DATE LICENSE ISSUED	LICENSE ACCOUNT NUMBER	PERIOD
-750 (999)	-100 (999)	
<small>The State may charge your check is a fee from merchant's banking transactions. Your bank account may be debited as early as the same day received by the State. If corrected, your check will not be returned. If your check is rejected due to insufficient or uncollected funds, the Department of Revenue may collect this payment, not just, directly from your bank account electronically.</small>		TOTAL AMOUNT DUE \$ _____
		.00

Mar 29 2012 2:55PM HP Fax

page 2

Mar 29 12:01:47p

Pragneesh Patel

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MAY 2012 10:00 AM 010 010 010

UNIT OF MICHIGAN

4-003

DR 0442 (09/24/09) Page 2

INSTRUCTION SHEET

FOR ALL SECTIONS, COMPLETE QUESTIONS 1-4 LOCATED ON PAGE 1

Section A

To Register or Change Managers, check the appropriate box in section A and complete question 8 on page 4. Proceed to the Oath of Applicant for signature (Please note: Hotel, Restaurant, and Tavern licensees are required to register their managers).

Section B

For a Duplicate license, be sure to include the liquor license number in section B on page 1 and proceed to page 4 for Oath of Applicant signature.

Section C

Check the appropriate box in section C and proceed below.

- 1) For a Retail Warehouse Storage Permit, go to page 3 complete question 5 (be sure to check the appropriate box). Submit the necessary information and proceed to page 4 for Oath of Applicant signature.
- 2) For a Wholesale Branch House Permit, go to page 3 and complete question 5 (be sure to check the appropriate box). Submit the necessary information and proceed to page 4 for Oath of Applicant signature.
- 3) To Change Trade Name or Corporation Name, go to page 3 and complete question 6 (be sure to check the appropriate box). Submit the necessary information and proceed to page 4 for Oath of Applicant signature.
- 4) To modify Premise, go to page 4 and complete question 9. Submit the necessary information and proceed to page 4 for Oath of Applicant signature.
- 5) For Optional Premises or Related Facilities go to page 4 and complete question 9. Submit the necessary information and proceed to page 4 for Oath of Applicant signature.
- 6) To Change Location, go to page 3 and complete question 7. Submit the necessary information and proceed to page 4 for Oath of Applicant signature.

Mar 29 2012 2:55PM HP Fax

page 3

Mar 29 12:01:47p

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CITY OF DELTA

DA 0442 (08/24/09) Page 3

STORAGE PERMIT

CHANGE TRADE NAME OR CORPORATE NAME

CHANGE OF LOCATION

5. Retail Warehouse Storage Permit or a Wholesalers Branch House Permit

Retail Warehouse Permit for:

- On-Premises Licenses (Taverns, Restaurants etc.).
- Off-Premises Licenses (Liquor stores)

Wholesalers Branch House Permit

Address of storage premise: _____

City _____, County _____, Zip _____

Attach a deed/ lease or rental agreement for the storage premises.
Attach a detailed diagram of the storage premises.

6. Change of Trade Name or Corporation Name

Change of Trade name / DBA only

Corporate Name Change (Attach the following supporting documents)

1. Certificate of Amendment filed with the Secretary of State, or
2. Statement of Change filed with the Secretary of State, and
3. Minutes of Corporate meeting, Limited Liability Members meeting, Partnership agreement.

Old Trade Name

New Trade Name

Best Western Sundance

Days Inn

Old Corporate Name

New Corporate Name

7. Change of Location

NOTE TO RETAIL LICENSEES: An application to change location has a local application fee of \$750 payable to your local licensing authority. You may only change location within the same jurisdiction as the original license that was issued. Pursuant to 12-47-311 (1) C.R.S. Your application must be on file with the local authority thirty (30) days before a public hearing can be held.

Date filed with Local Authority _____ Date of Hearing _____

(a) Address of current premises _____

City _____ County _____ Zip _____

(b) Address of proposed New Premises (Attach copy of the deed or lease that establishes possession of the premises by the licensee)

Address _____

City _____ County _____ Zip _____

(c) New mailing address if applicable.

Address _____

City _____ County _____ State _____ Zip _____

(d) Attach detailed diagram of the premises showing where the alcohol beverages will be stored, served, possessed or consumed. Include kitchen area(s) for hotel and restaurants.

Mar 29 2012 2:55 PM FAX

page 4

DATE 3/14/12

Mar 29 12:01:47p Pragnesh Patel
PAY TO THE ORDER OF

951-683-2320

\$ 500.00

CID #
DOLLARS

Five hundred & 00/100

B. Change of Manager or to Register the Manager of a Tavern or a Hotel and Restaurant liquor license.

(a) Change of Manager (attach Individual History DR 8404-I HR and Tavern only) V. Patel

Former manager's name

New manager's name

(b) Date of Employment

Has manager ever managed a liquor licensed establishment? Yes No

Does manager have a financial interest in any other liquor licensed establishment? Yes No

If yes, give name and location of establishment

2. Modification of Premises, Addition of an Optional Premises, or Addition of Related Facility

NOTE: Licensees may not modify or add to their licensed premises until approved by state and local authorities.

(a) Describe change proposed

(b) If the modification is temporary, when will the proposed change:

Start (mo/day/year) End (mo/day/year)

NOTE: THE TOTAL STATE FEE FOR TEMPORARY MODIFICATION IS \$300.00

(c) Will the proposed change result in the licensed premises now being located within 500 feet of any public or private school that meets compulsory education requirements of Colorado law, or the principal campus of any college, university or seminary?

(If yes, explain in detail and describe any exemptions that apply) Yes No

(d) Is the proposed change in compliance with local building and zoning laws? Yes No

(e) If this modification is for an additional Hotel and Restaurant Optional Premises or Resort Complex Related Facility, has the local authority authorized by resolution or ordinance the issuance of optional premises?

Yes No

(f) Attach a diagram of the current licensed premises and a diagram of the proposed changes for the licensed premises.

(g) Attach any existing lease that is revised due to the modification.

OATH OF APPLICANT

I declare under penalty of perjury that I am a legal resident that I have read the foregoing application and all attachments thereto, and that all information thereon is true, correct, and complete to the best of my knowledge.

Signature V. Patel

TITLE OWNER

Date 3/29/12

REPORT AND APPROVAL OF LOCAL LICENSING AUTHORITY (CITY/COUNTY)

The foregoing application has been examined and the premises, business conducted and character of the applicant is satisfactory, and we do report that such permit, if granted, will comply with the applicable provisions of Title 12, Article 45 and 47, C.R.S. as amended. THEREFORE, THIS APPLICATION IS APPROVED

Local Licensing Authority (City or County)

Date filed with Local Authority

Signature

Title

Date

REPORT OF STATE LICENSING AUTHORITY

The foregoing has been examined and complies with the filing requirements of Title 12, Article 45, C.R.S. as amended.

Signature

Title

Date

CHANGE OF MANAGER

MODIFY PREMISES OR ADDITION OF OPTIONAL PREMISES OR RELATED FACILITY