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

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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

**Delta City Council  
Regular Meeting**

**May 19, 2015  
7:00 p.m.**

- A. Pledge of Allegiance
- B. Changes to the Agenda
- C. Minutes
- D. Citizen Comments
- E. Public Hearing: Zoning Amendment/Rezone Request for Lots 19-26, Block 7 Town of Delta (632, 640 & 654 Main Street; two of the parcels are not addressed) from B-1 to B-2
  - Open the Public Hearing
  - Staff Report and Recommendations
  - Applicant Presentation
  - Public Comment
  - Close Public Hearing
  - City Council Decision
- F. Public Hearing: Special Events Permit Application; Delta Lion's Club
- G. Public Hearing: Special Events Permit Application; Western Colorado Interpretive Association
- H. 3.2% On Premises Beer License Renewal; Pizza Hut
- I. Hotel/Restaurant Liquor License Renewal and Report of Changes; Gerhard's
- J. Street Closure Permits; Delta Area Chamber of Commerce
  - Deltarado Days Street Dance; July 17, 2015
  - Deltarado Days Parade; July 18, 2015
  - Downtown Deltafest; June 11, August 13 & September 10, 2015
- K. Appointment of Richard Simmons to the Planning Commission
- L. Letter of Support for the Delta Housing Authority
- M. City Attorney Comments
- N. City Manager Comments
- O. Councilmember Comments
- P. 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.

Item A:

**Pledge of Allegiance**



Item B:

**Changes to the Agenda**

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 Interim 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 Cooper to approve the minutes of the April 21, 2015 regular meeting as submitted by the Clerk. All in favor, motion carried.

**Citizen Comments**

Devin Powell, 1503 Deer Run Road, requested the Council approve their ability to bow fish at Confluence Park. He presented the State Regulations summarizing the types of fish that are allowed to be harvested by bows. He also explained what the fish are used for after they are caught.

There was discussion regarding the safety of bow fishing.

Council agreed to allow bow fishing at Confluence Park.

**Street Closure Permit; Delta Area Chamber of Commerce/Donation Request for Street Fair**

Interim City Manager Glen Black stated that with the storm water project Main Street is going to be closed for a few days. The Delta Area Chamber of Commerce has approached staff to help the businesses during the closure and offer a street fair.

Utilities Director Steve Glammeyer reported that Main Street will be closed starting on Friday, May 15, 2015 and hopefully opening the following Monday morning. To help minimize the impact on the businesses the Chamber is offering a Construction Day Street Fair. There will be sidewalk sales as well as additional vendors/booths on Main Street. Staff believes this is a great partnership with the Chamber.

Leslie Workman with the Chamber stated that they have visited every business from 2<sup>nd</sup> Street to 6<sup>th</sup> Street and most of the businesses want to participate. There will be an additional 10 to 12 home based businesses also participating. She also explained that they will be adding some fun games for kids and adults.

### **Regular Meeting, Delta City Council, May 5, 2015 (cont.)**

#### **Street Closure Permit; Delta Area Chamber of Commerce/Donation Request for Street Fair (cont.)**

There was discussion regarding the feedback from the local business as well as the time frame this event is being put together.

Manager Black stated that the Chamber is requesting that the \$25 application fee be waived since Main Street is already closed for the construction project; that the City Council donate \$300 towards the event for advertising; and they are also requesting \$1000 for future summer events.

It was moved by Councilmember Penick and seconded by Councilmember Jurca to approve the street closure permit waiving the \$25 application fee and also approve \$300 to be donated for the Construction Day Street Fair. He requested the Chamber to bring back the request for \$1000 for future summer events. All in favor, motion carried.

#### **Reschedule June 16, 2015 Regular Meeting to June 15, 2015**

Manager Black reminded Council the Annual Colorado Municipal League Conference is being held June 16, 2015 through June 19, 2015 which conflicts with the 2<sup>nd</sup> meeting in June. Staff is suggesting Council move that regular meeting to June 15, 2015.

It was moved by Councilmember Raley and seconded by Councilmember Penick to reschedule the June 16, 2015 regular meeting to June 15, 2015. All in favor, motion carried.

#### **City Attorney Comments**

There were none.

#### **City Manager Comments**

There were none.

#### **Councilmember Comments**

Councilmember Cooper stated that she attended the ribbon cutting for the new location for Salvation Army. She will also be attending a meeting with CML next week in Grand Junction.

#### **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 7:23 p.m., Mayor Sisson recessed the Regular Meeting and convened the Executive Session.

**Regular Meeting, Delta City Council, May 5, 2015 (cont.)**

**Executive Session (cont.)**

At 8:17 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 Interim 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.

The meeting was immediately adjourned.

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

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 Interim 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.

**Executive Session**

It was moved by Councilmember Jurca and seconded by Councilmember Pencik to convene an Executive Session or 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 5:01 p.m., Mayor Sisson recessed the Regular Meeting and convened the Executive Session.

At 5:31 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 Interim 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.

The meeting was immediately adjourned

/s/ Jolene E. Nelson

Jolene E. Nelson, CMC, City Clerk

Item D:

Citizen Comments





### Block 7, Lots 19-26 Original Town of Delta Rezone Request

632-640, 654 Main Street

Community Development Director:

Glen L. Black

Date:

May 19, 2015

<b>Owners:</b> Orval Proctor	<b>Applicants:</b> Orval Proctor
<b>Location:</b> Block 7, Lots 19-26 Original Town of Delta – including 632-640 & 654 Main Street (some lots do not have assigned addresses)	<b>Parcels #:</b> 3457-241-16-002; 3457-241-16-003; 3457-241-16-004; 3457-241-16-006 and 3457-241-16-007

**Zone District:** B-1

**Parcel Size:** .49 acre

**Request:**

The applicant is requesting that the above property’s zoning designation be amended (rezoned) from B-1 to B-2. The B-2 zone is intended for a large variety of uses to conveniently serve customers. Delta Municipal Code 17.04.150.

**Criteria for Rezoning:**

According to section 17.04.270 of the City Municipal Code, amendments to the Zoning Map involving any change in the boundaries of an existing district or changing the district designation of an area shall be allowed **only** upon findings as follows:

1. The amendment is not adverse to the public health, safety, and welfare; **and**
2. a. The amendment is in substantial conformity with the Master Plan; **or**
  - b. The existing zoning is erroneous; **or**
  - c. Conditions in the area affected or adjacent areas have changed materially since the area was last zoned.

**Petitions:** There were 13 petitions mailed out (including to the applicant) and currently there have been 3 petitions turned in approving of the rezone (including the applicants), 2 objecting to the rezone.

**Staff Recommendations:**

The City Council should carefully consider the criteria for amendments to the Zoning Map stated above.

The future land use map shows the area on the east side of Main Street from the 100 Block to 7<sup>th</sup> Street as B-1.

The Master Comprehensive Plan states that the Desired Future Condition as “Growth and development are managed to preserve and enhance the quality of life that makes Delta an attractive place to live and visit. The downtown core is revitalized as a walkable village center with a well designed mix of residential and commercial uses that serve both residents and visitors. Edges of the community are clearly defined by surrounding agricultural land and future growth is concentrated within the present City boundaries.”

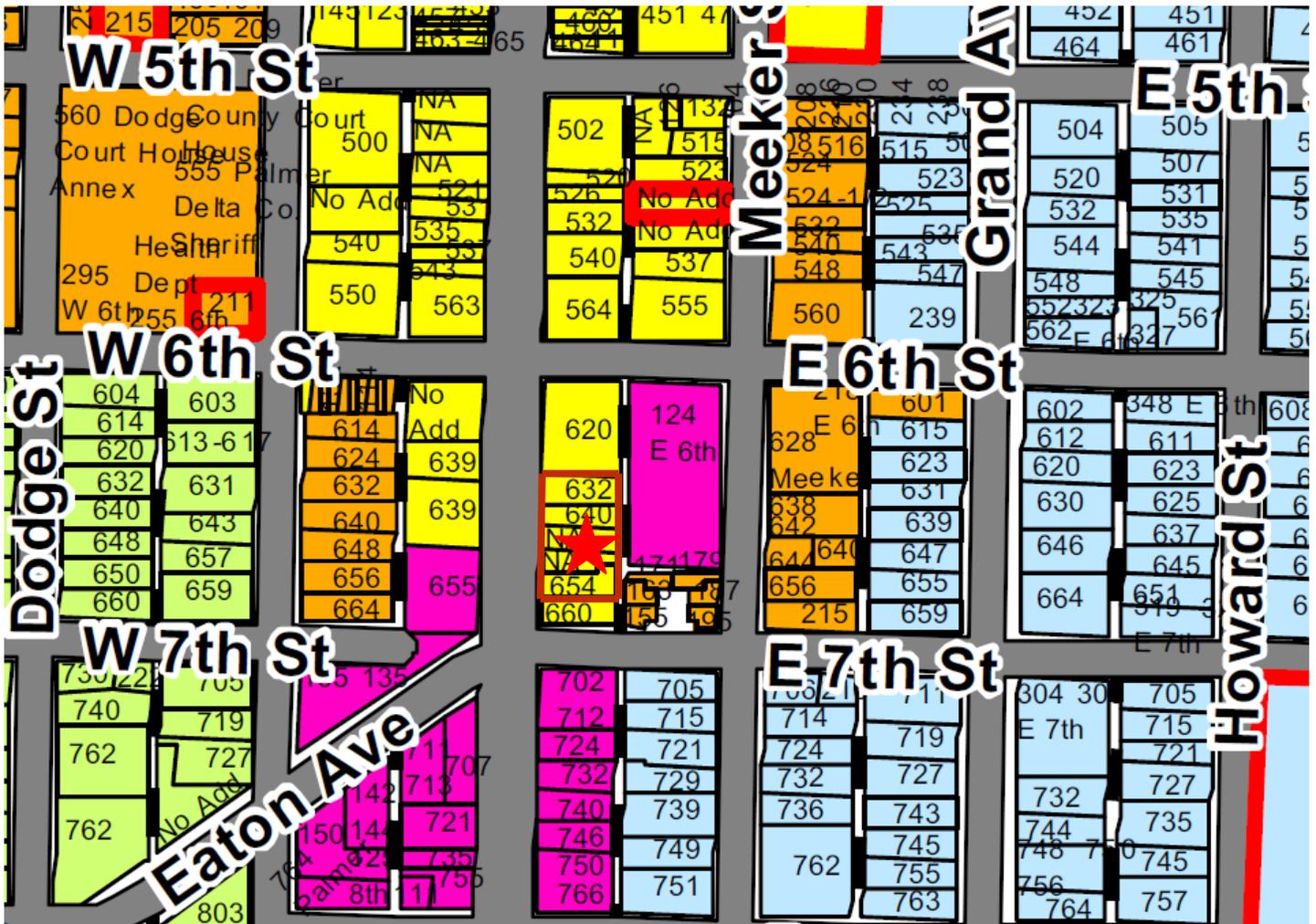
Policy 4 from the Master Comprehensive Plan states “Downtown should become a mixed use are with single family and multifamily residences, offices and retail establishments that serve the needs of residents and tourists.”

Policy 5 from the Master Comprehensive Plan states “Improve the appearance of downtown.”

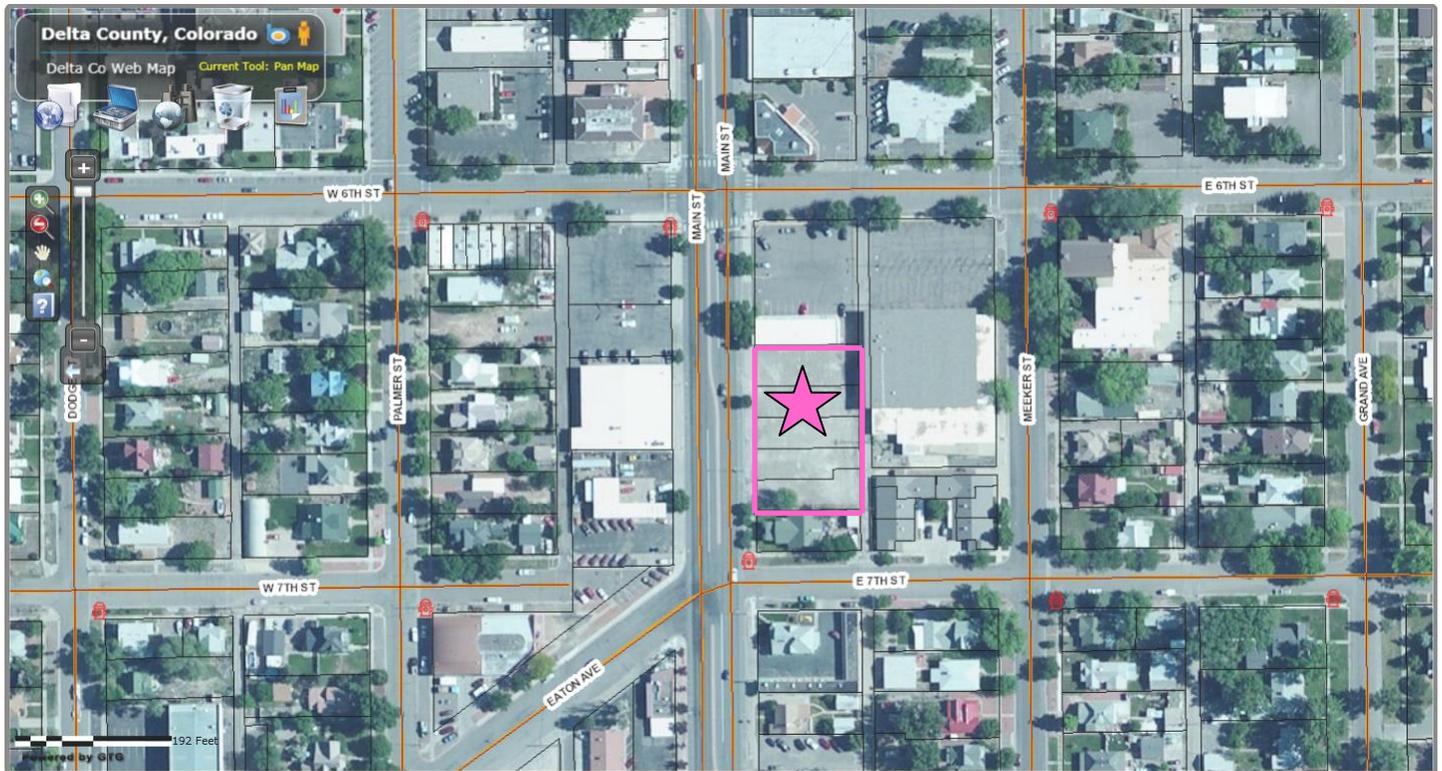
**Example Motion:**

I move that the zoning amendment be **approved/denied** to change the zone district of Block 7 lots 19-26, Original Town of Delta from B-1 to B-2, based on findings.....

Zone Map



### Aerial Photo



To the members of the  
Delta City Council:

①

It was very sad in 1999 when West Star Bank purchased these lots and knocked these 5 houses down and hauled a big chunk of Delta's main street's history off in a dump truck.

It was even sadder when they decided not to build their bank and we have had look at a big 200 foot hole in our main street for the last 16 years.

I know that everyone in the city would like to see someone come in build a nice big bank on these lots or a nice strip mall or a nice office building this would help everyone on main street

But looking up and down main street with all the empty building, this will probably not happen any time soon. Probably another 10-15 years.

I have been planning ON adding ON to the Building at 665 main and Remodeling the inside so I can get INTO selling car parts and collectibles.

So when I came across the flyer ON the lots for sale, I seen that these were 5 contiguous lot for 109,900<sup>00</sup>. The flyer also said it was zoned as a 13-2 zone. With that and the fact that Consolated Finance operated a CAR Lot on the NW corner from 1997-2012.

I figured these lot would work : Good for Relieving some of the over crowding ON the 655 main street lot.

The extra room would allow me to thin down inventory ON the 655 main lot and give me more room to add ON and getting into selling parts at the 655 main location.

And would Give me more room to Bring more cars down and work on them while I apply for Bond Titles so I can sell them.

So I Finally got closed ON these Lots IN Dec of 2014. The First thing I did was to ADD 4 of the City's yard light so it wasn't just a BIG Dark Hole IN main street at night.

Then I blocked off the 3 Drive in entrance off of Main Street. The main reason, was the 6 to 8 inch Drop off as you enter the Lots.

Surprised that someone hasn't knocked a hole in their oil pan as they crossed the side walk.

The side walks are in pretty bad condition from the Traffic going across them.

It is my plan to close off the small entrance and Repairing and Replacing the rest of the side walks. I plan on hauling in Dirt and Gravel to fill and level out the Lots.

After adding the yard lights, I drove my 1974 white chev 2 TON Truck that I plan on using this Truck to haul in the Dirt and gravel need to fill the holes and level out the Lots.

I also Drive my 1979 Ford F250 that I planned on using to haul off the trash that had been piled on the North side of 660 main's fence.

I also parked my Tractor and Blade that I plan using it to level the Lots

I also park my Fork Lift over there and also a 1946 International pickup with a fuel Tank on the Back.

I parked these over there to give me more room on the 655 main Lot so I could bring more cars down to the lot for sale

These 3 Trucks, tractor and Forklift was all lined up in a Roll in the South west corner. Just east of the Side walk

ON February 5 2015, I received a letter in the mail from the Community Development Department. Stating that they had Recieve a complaint about the unlicensed and inoperable vehicles and located on my property.

Trash

The 2 TON and 72 Ford I Drove on to the lots with a Dealer TAG.

The tractor was to Be USED TO plow the SNOW and level the lots.

The Fork lift was Driven ON the Lots, so these were all operable, The only thing that was hauled in was the 46 international,

I wouldn't really consider any of that Being Junk.

5

The only Trash was the Leaves and Tree Limbs, from 660 main that was piled along his fence and behind his garage in the Alley.

"This is really the Pitts"

I pay \$1,000<sup>00</sup> per month to own these Lots. plus \$1500<sup>00</sup> a year for property taxes. and 40<sup>00</sup> per month for yard lights. and I can't even park my own personal pickup on these Lots because it has a Dealer tag on it. Because it is in a B-1 ZONE, (so I was told)

"There is something wrong with the picture"

The Old City Market Build on the east side of the Alley make up more than 3/4 of the Block and it is all B-2 ZONE

632 - 640 + 654 Main make up about 3/4 of the West side of the Block

The South side 660 main is the Beginning of the B-2 ZONE

(2)

ACROSS the Street: The  
Back Side of Sisson's Road, Starts  
the B-2 ZONE

632-640 & 654 Main are  
lined on both sides with  
B-2 ZONES

A B-2 Zone on the Back  
Side of 620 Main (Edward Jones)  
will not affect his property because  
his Building opens up to the North.

I know that George at 660 Main  
considers all of my cars as Junk,  
But my cars are how I make  
my living.

Hopefully something can be  
worked out

Thank you  
Orval Proctor



360 Main St. • Delta, Colorado 81416 • Phone (970) 874-7903 • Fax (970) 874-6931 • [www.cityofdelta.net](http://www.cityofdelta.net)

## Community Development

February 5, 2015

Orval Proctor  
655 Main Street  
Delta, CO 81416

Dear Mr. Proctor:

This letter is concerning your property at 632 and 640 Main Street. The City has received a complaint about unlicensed and inoperable vehicles and equipment located on the referenced property. Delta Municipal Code states:

### 8.16.030 Keeping of junk.

A. It shall be unlawful for any person to keep, store, or deposit or allow to be kept, stored or deposited junk upon his own property or upon property of which he is a tenant in lawful possession, unless the junk is totally enclosed within a building or is screened by a fence or other enclosure from view off such person's property or is kept within a receptacle for such purpose with a tight-fitting lid.

B. The keeping, storage or deposit of junk in violation of this Section is hereby declared to be a nuisance and may be abated in accordance with law.

C. It shall be an affirmative defense that the used building materials or firewood are stored or stacked in a reasonably neat and orderly manner. (Ord. 4, §2(part), 1986)

### 8.16.040 Definitions.

A. For the purpose of this Chapter, "litter" shall mean all rubbish, waste material, refuse, garbage, trash, debris or other foreign substances, solid or liquid of every form, size, kind and description.

B. For the purpose of this Chapter, "junk" shall included by not be limited to discarded, unusable or broken machinery, appliances, furniture, furnishings, or sporting equipment; used building or construction materials; inoperable motor vehicles; vehicles without current license plates or State safety inspection stickers, if they are required by the State; or vehicles which do not comply with safety equipment requirements of State law; and all other items commonly known as junk.

C. An item may be both "junk" and "litter" as defined in this Chapter. (Ord. 4, §2(part), 1986)

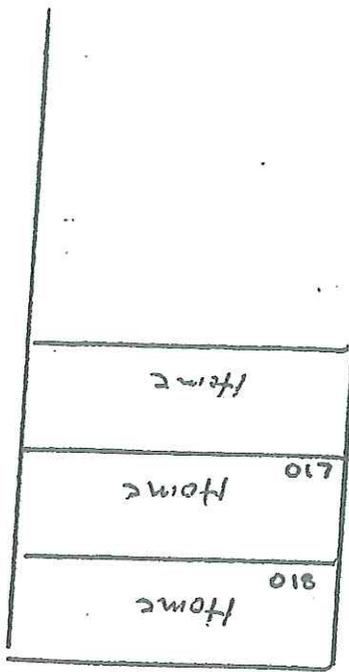
Therefore, we request that the equipment and vehicles that are parked on these lots be moved by February 13, 2015.

If you have any questions on this issue please contact me at 874-7903.

Sincerely,

Sharleen R. Walker, MMC  
Planning Technician/Administrative Assistant

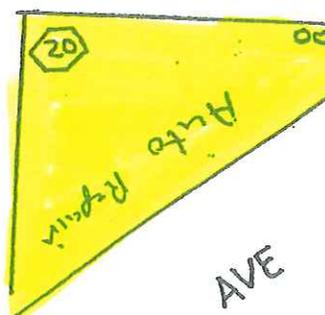
PALMER ST



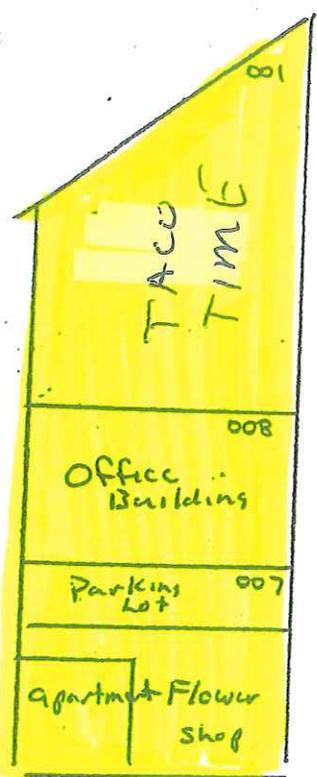
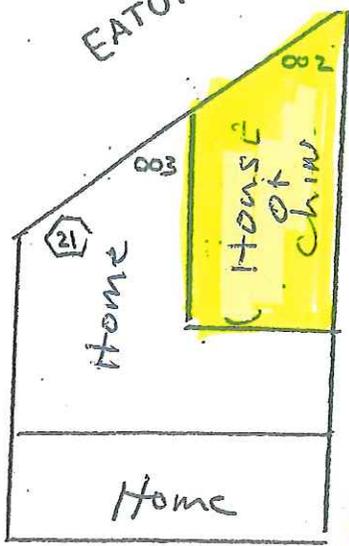
SISION  
Fields



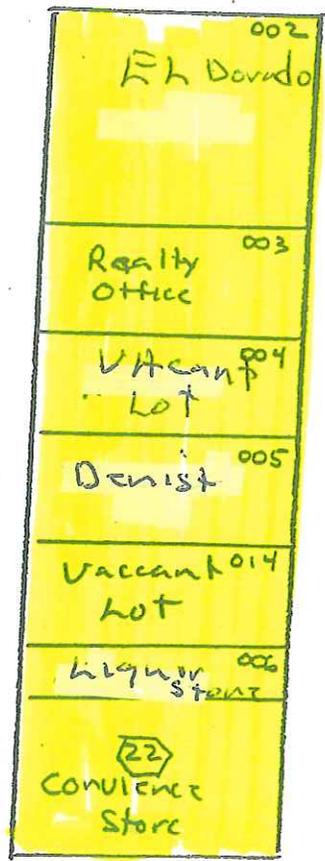
SEVENTH ST



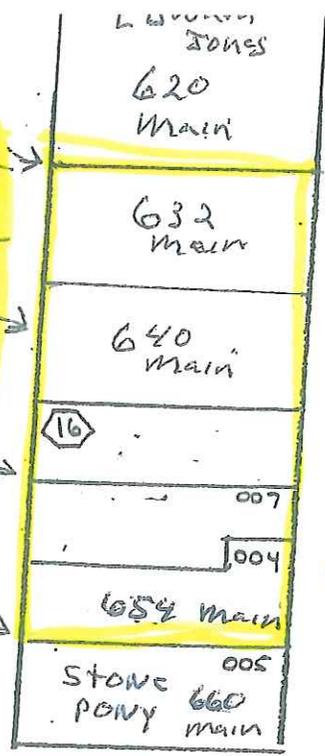
EATON AVE



MAIN ST

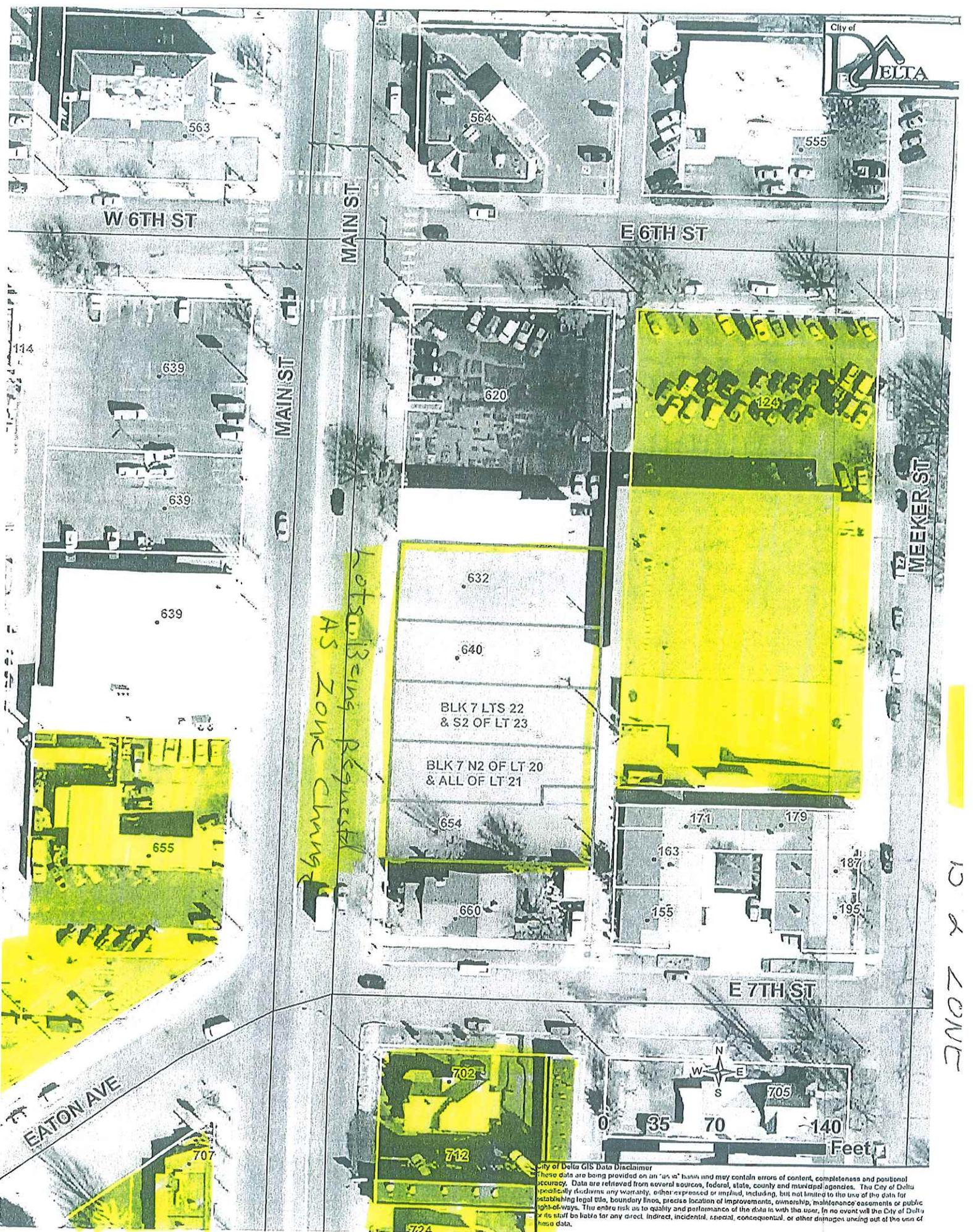


Lots Requesting ZONE change



OLD City  
Market Buildings  
Zoned 13-2

- 13-2 ZONE



Lots 13 being requested  
AS ZONE change

10 & 10NE

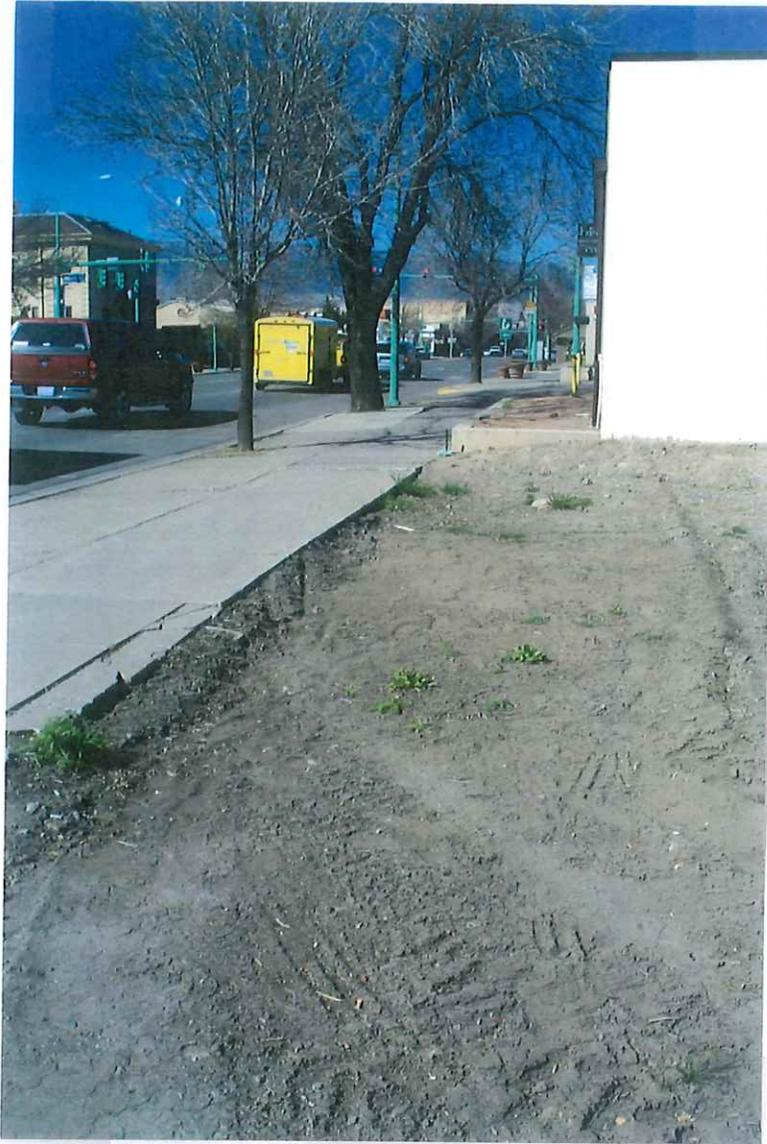
City of Delta GIS Data Disclaimer  
 These data are being provided on an "as is" basis and may contain errors of content, completeness and positional accuracy. Data are retrieved from several sources, federal, state, county and municipal agencies. The City of Delta specifically disclaims any warranty, other expressed or implied, including, but not limited to the use of the data for establishing legal title, boundary lines, precise location of improvements, ownership, maintenance easements or public right-of-ways. The entire risk as to quality and performance of the data is with the user. In no event will the City of Delta or its staff be liable for any direct, indirect, incidental, special, consequential, or other damages arising out of the use of these data.

I Didn't Block  
off the Drive  
ways To upset  
The guy Next  
Door.

There is a 6"-8"  
Drop off.

I Didn't want  
To Held liable  
for someone  
Knocking a  
Hole in their  
Oil pan

Plus the  
Traffic is  
Breaking up  
the Side  
walk  
more  
↓  
More





IT IS EVEN DANGEROUS FOR PEOPLE  
WALKING DOWN THE EDGE OF THE SIDEWALK



Replac  
Sidew.

I would like Re curb This Drive and  
Total close off This Drive  
possible putting Red Rock From the  
side walk To the curb



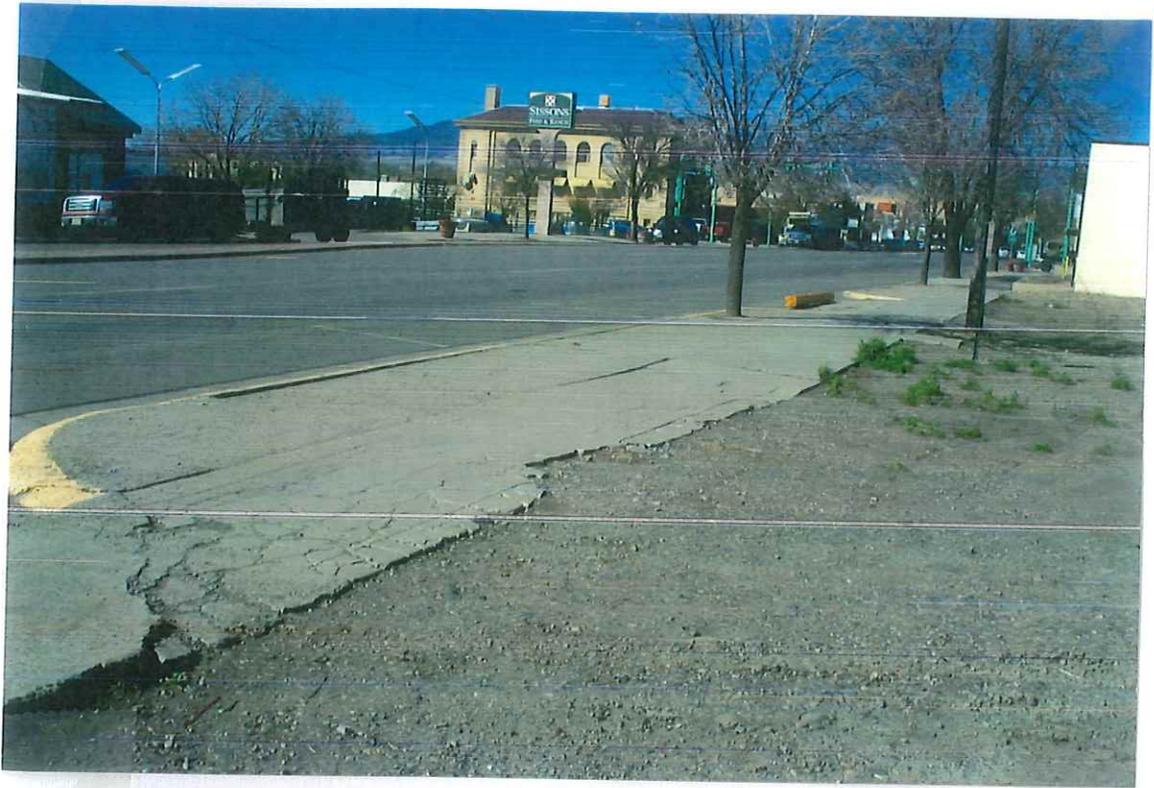


Depending  
on the  
CAR  
SALES

↑ I would like to Remove the concrete here  
& put Red Rock Down to the 348 Light pole



I plan on hauling in Gravel to Fill the  
Holes & level the whole LOT



I plan on Repairing or Replacing the  
Side Walks

East side ↗



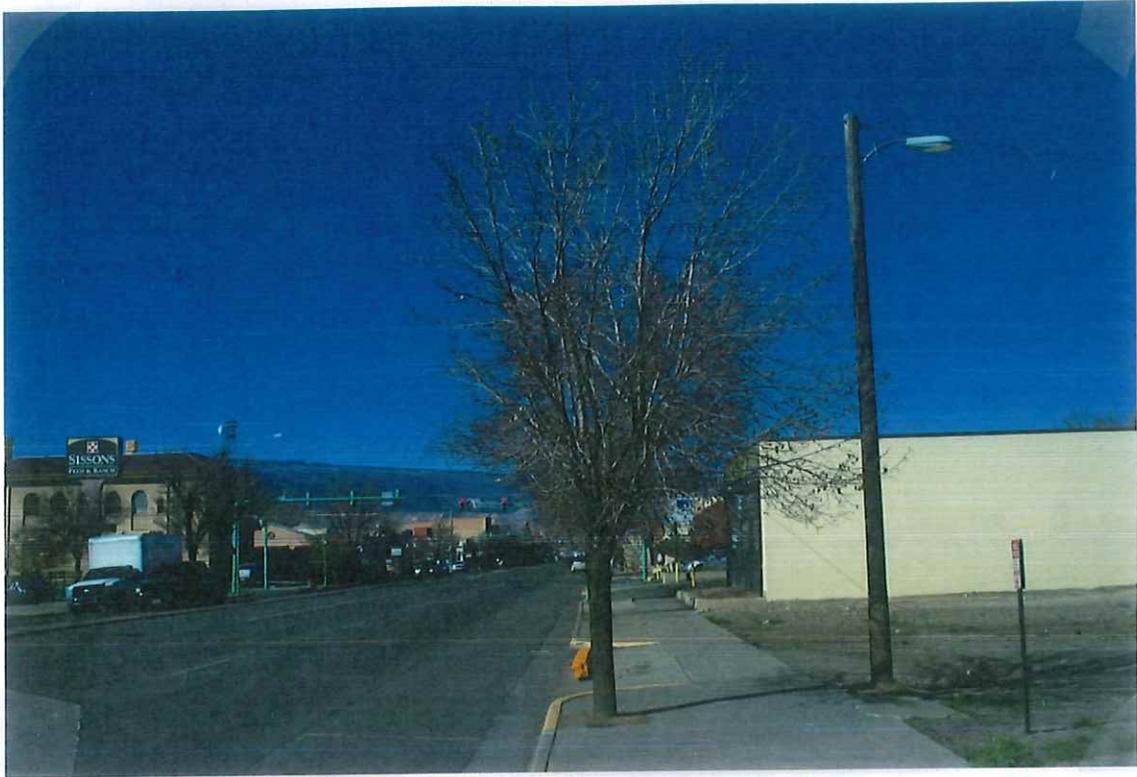
South ↑  
B-2



West Side

South ↑  
B-2



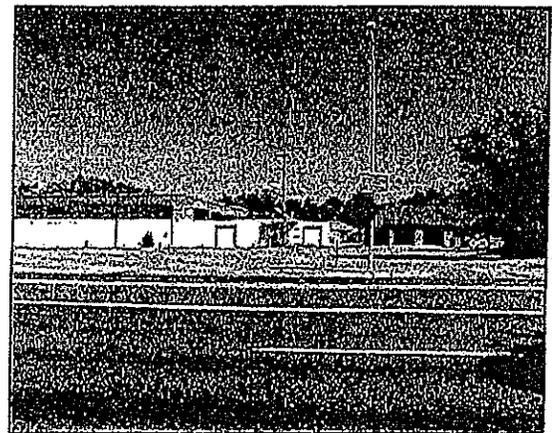
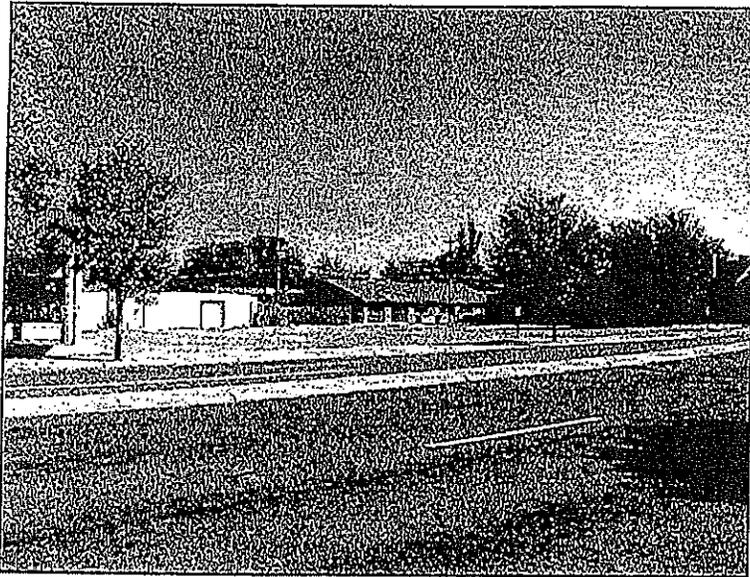


I will need to Get permission from the city to trim this tree  
You have to Duck Down to walk under  
It is getting Real Trashy Looking lit



I plan on Trimming up this tree

\$ 109,900  
~~\$120,000.00~~



**MLS# 662858**

**ADDRESS: 632 - 654 Main Street  
Delta, CO 81416**

**Lot Size: 25,047sf (5 contiguous lots)**

**Zoned: B-2**

**Location: City of Delta**

**Access: Main Street, also known as Hwy. 50**

**Taxes: \$3149.00 (2011)**

**Earnest Money: To Be Determined**

**Utilities: Electric & phone near, natural gas available, water & sewer available**

**Remarks: Five contiguous commercial lots on Main Street in the heart of historic downtown Delta, CO. Located in the center of the downtown business district in the original Delta City Block. These vacant lots total approximately 25,047sf with 200 feet highway frontage MOL. Great traffic count and exposure.**

When I first started thinking about this property, this was the flyer I got out of the box hanging on the Reality you notice that it was advertised as a B-2 zone

# MEMO

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To: Mayor and City Council  
From: Jolene E. Nelson, CMC, City Clerk  
Date: May 19, 2014  
Subject: Special Events Permit Application;  
Delta Lions Club



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*Office of the City Clerk*

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**Recommendation:**

Staff recommends approving the application for a Special Events Liquor Permit for the Delta Lions Club.

**Background:**

The Delta Lions Club has submitted an application for Special Events Liquor Permit for their event to be held at Cleland Park/Riley Pavilion. The application is for their fund raising event being held on August 15, 2015. The application specifies that they plan to sell alcoholic beverages from 3:00 p.m. to 8:00 p.m. The application is complete and the fees, \$35 to the City, and \$25 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.

**Alignment With Strategic Planning:**

Per Delta Municipal Code 5.10.010 “the Delta City Council is hereby designated the local licensing authority for the purposes of exercising the duties and powers provided for in the Colorado Beer Code and the Colorado Liquor Code.”

**Actions To Be Taken if Approved:**

The Mayor and Clerk will sign the applications, and the Clerk will mail them to the State, who will review them and issue the permits.

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

<b>LIAB TYPE OF SPECIAL EVENT APPLICANT IS APPLYING FOR:</b>	<b>DO NOT WRITE IN THIS SPACE</b>
2110 <input checked="" type="checkbox"/> MALT, VINOUS AND SPIRITUOUS LIQUOR \$25.00 PER DAY	LIQUOR PERMIT NUMBER
2170 <input type="checkbox"/> FERMENTED MALT BEVERAGE (3.2 Beer) \$10.00 PER DAY	

1. NAME OF APPLICANT ORGANIZATION OR POLITICAL CANDIDATE <i>Delta Lion's Club</i>	State Sales Tax Number (Required) <i>19871426618</i>
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2. MAILING ADDRESS OF ORGANIZATION OR POLITICAL CANDIDATE (include street, city/town and ZIP) <i>P.O. Box 141, Delta, CO 81416</i>	3. ADDRESS OF PLACE TO HAVE SPECIAL EVENT (include street, city/town and ZIP) <i>CLe land Park/Riley Pavillion Howard St. + 8th St. Delta</i>
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NAME	DATE OF BIRTH	HOME ADDRESS (Street, City, State, ZIP)	PHONE NUMBER
4. PRES/SECY OF ORG. or POLITICAL CANDIDATE <i>Alan m. King</i>		<i>4415 1900 Rd, Delta, CO 81416</i>	<i>970-210-4135</i>
5. EVENT MANAGER <i>Alan m. King</i>		<i>4415 1900 Rd, Delta, CO 81416</i>	<i>970-210-4135</i>
6. HAS APPLICANT ORGANIZATION OR POLITICAL CANDIDATE BEEN ISSUED A SPECIAL EVENT PERMIT THIS CALENDAR YEAR? <input checked="" type="checkbox"/> NO <input type="checkbox"/> YES HOW MANY DAYS? _____		7. IS PREMISES NOW LICENSED UNDER STATE LIQUOR OR BEER CODE? <input checked="" type="checkbox"/> NO <input type="checkbox"/> 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>8-15-2015</i>				
<i>From 3.00 P.m.</i>				
<i>To 8.00 P.m.</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>Alan m. King</i>	TITLE <i>Secretary</i>	DATE <i>3-11-2015</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)	\$

# MEMO

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To: Mayor and City Council  
From: Jolene E. Nelson, CMC, City Clerk  
Date: May 19, 2014  
Subject: Special Events Permit Application;  
Western Colorado Interpretive Association



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*Office of the City Clerk*

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**Recommendation:**

Staff recommends approving the application for a Special Events Liquor Permit for the Western Colorado Interpretive Association.

**Background:**

The Western Colorado Interpretive Association has submitted an application for Special Events Liquor Permit for their event to be held at Fort Uncompaghre on June 12, 2015. The application specifies that they plan to sell alcoholic beverages from 4:30 p.m. to 9:00 p.m. The application is complete and the fees, \$35 to the City, and \$25 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.

**Alignment With Strategic Planning:**

Per Delta Municipal Code 5.10.010 “the Delta City Council is hereby designated the local licensing authority for the purposes of exercising the duties and powers provided for in the Colorado Beer Code and the Colorado Liquor Code.”

**Actions To Be Taken if Approved:**

The Mayor and Clerk will sign the applications, and the Clerk will mail them to the State, who will review them and issue the permits.

# 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 checked="" type="checkbox"/> SOCIAL | <input type="checkbox"/> ATHLETIC                              | <input type="checkbox"/> PHILANTHROPIC INSTITUTION           |
| <input type="checkbox"/> FRATERNAL         | <input 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  MALT, VINOUS AND SPIRITUOUS LIQUOR \$25.00 PER DAY  
 2170  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  
*Western Colorado Interpretive Association dba Interpretive Association of Western Colorado* State Sales Tax Number (Required)  
*04-87675-0000*

2. MAILING ADDRESS OF ORGANIZATION OR POLITICAL CANDIDATE  
 (include street, city/town and ZIP)  
*2250 Hwy 50  
 Delta, Co. 81416*

3. ADDRESS OF PLACE TO HAVE SPECIAL EVENT  
 (include street, city/town and ZIP)  
*530 Gunnison River Dr  
 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>Jody Kliska</i>		<i>607 Partee Dr, Grand Junction <sup>81501</sup></i>	<i>970 314-5051</i>
5. EVENT MANAGER <i>Chris Miller</i>		<i>245 Columbia St, Delta, Co. <sup>81416</sup></i>	<i>970 640-7076</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>June 12, 2015</i>				
From <i>4:30</i> .m.				
To <i>9:00</i> .m.				

**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>Chris Miller</i>	TITLE <i>Executive Director</i>	DATE <i>5-5-15</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.  
**THEFORE, 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
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**DO NOT WRITE IN THIS SPACE - FOR DEPARTMENT OF REVENUE USE ONLY**

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

# MEMO

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To: Mayor and City Council  
From: Jolene E. Nelson, City Clerk  
Date: May 19, 2015  
Subject: 3.2% On Premise Beer License Renewal; Pizza Hut



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*Office of the City Clerk*

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**Recommendation:**

Staff recommends approval of a 3.2% on premise beer license renewal for Pizza Hut located at 1252 South Main Street. The Police Department's report and recommendation is attached.

**Background:**

The current liquor license expires June 9, 2015.

**Cost:**

There is no cost to the City to renew this license. The applicant has paid the \$96.25 renewal fee to the State, and the City renewal fee of \$78.75 as well as the City's \$150.00 liquor occupation tax.

**Alignment With Strategic Planning:**

Per Delta Municipal Code 5.10.010 "the Delta City Council is hereby designated the local licensing authority for the purposes of exercising the duties and powers provided for in the Colorado Beer Code and the Colorado Liquor Code."

**Actions To Be Taken if Approved:**

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

Beer Lic - 72496

**LIQUOR OR 3.2 BEER LICENSE  
 RENEWAL APPLICATION**

APR 20 2015

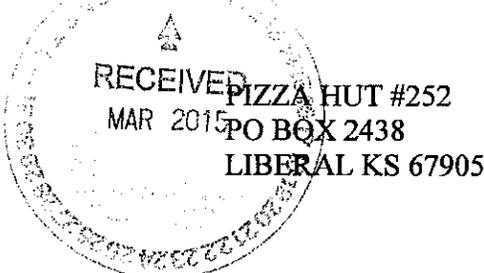
AC

RECEIVED

APR 20 2015

Fees Due	
Renewal Fee	\$96.25
Storage Permit \$100 x _____	_____
Optional Premise \$100 x _____	_____
Related Resort \$75 x _____	_____
<b>Amount Due/Paid</b>	<b>96.25</b>

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 may collect the payment amount directly from your banking account electronically.



252-1080  
 P3-LH  
 3-23-15  
 96.25  
 Return to  
 Layla

**PLEASE VERIFY & UPDATE ALL INFORMATION. RETURN TO CITY OR COUNTY LICENSING AUTHORITY BY DUE DATE**

Licensee Name <b>HIGH PLAINS PIZZA INC</b>		DBA <b>PIZZA HUT #252</b>		
Liquor License # <b>42923000006</b>	License Type <b>3.2% Beer On Premises (city)</b>	Sales Tax License # <b>42923000006</b>	Expiration Date <b>6/9/2015</b>	Due Date <b>4/25/2015</b>
Street Address <b>1252 S MAIN DELTA CO 81416-1851</b>				Phone Number <b>(970) 874 5721</b>
Mailing Address <b>PO BOX 2438 LIBERAL KS 67905</b>				
Operating Manager <b>Ram Flores</b>		Home Address <b>856 Meeker St. Delta, Co 81416</b>		Phone Number <b>970.874.5721</b>

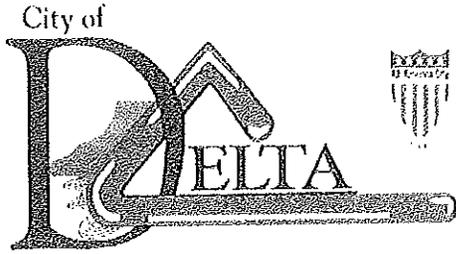
- Do you have legal possession of the premises at the street address above?  YES  NO  
 Is the premises owned or rented?  Owned  Rented\* \*If rented, expiration date of lease 2/31/21
- Since the date of filing of the last annual application, has there been any change in financial interest (new notes, loans, owners, etc.) or organizational structure (addition or deletion of officers, directors, managing members or general partners)? If yes, explain in detail and attach a listing of all liquor businesses in which these new lenders, owners (other than licensed financial institutions), officers, directors, managing members, or general partners are materially interested.  YES  NO  
**NOTE TO CORPORATION, LIMITED LIABILITY COMPANY AND PARTNERSHIP APPLICANTS:** If you have added or deleted any officers, directors, managing members, general partners or persons with 10% or more interest in your business, you must complete and return immediately to your Local Licensing Authority, Form DR 8177: Corporation, Limited Liability Company or Partnership Report of Changes, along with all supporting documentation and fees.
- Since the date of filing of the last annual application, has the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) been convicted of a crime? If yes, attach a detailed explanation.  YES  NO
- Since the date of filing of the last annual application, has the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) been denied an alcohol beverage license, had an alcohol beverage license suspended or revoked, or had interest in any entity that had an alcohol beverage license denied, suspended or revoked? If yes, attach a detailed explanation.  YES  NO
- Does the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) have a direct or indirect interest in any other Colorado liquor license, including loans to or from any licensee or interest in a loan to any licensee? If yes, attach a detailed explanation.  YES  NO
- SOLE PROPRIETORSHIPS, HUSBAND-WIFE PARTNERSHIPS AND PARTNERS IN GENERAL PARTNERSHIPS:** Each person must complete and sign the DR 4679: Affidavit - Restriction on Public Benefits (available online or by calling 303-205-2300) and attach a copy of their driver's license, state-issued ID or valid passport.

**AFFIRMATION & CONSENT**  
 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.

Type or Print Name of Applicant/Authorized Agent of Business <b>Amy Hinkle</b>	Title <b>Vice President, Finance</b>
Signature <i>Amy Hinkle</i>	Date <b>4/13/15</b>

**REPORT & 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 <i>[Signature]</i>	Date <b>7-24-15</b>
Signature <i>[Signature]</i>	Title <b>Attest</b>



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

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**LIQUOR LICENSE RENEWAL RECOMMENDATION**

To: City Council

Re: Application of High Plains Pizza, Inc.  
DBA: Pizza Hut #252

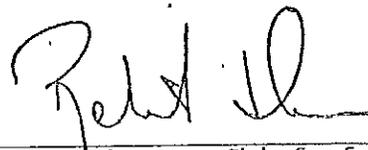
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The report sheets show the following liquor violations for the past twelve months for the above named applicant:

No liquor violations in the past twelve months.

Remarks:

Police Department recommendation:  
Recommend liquor license renewal.



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Robert Thomas, Chief of Police

# MEMO

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To: City Council  
From: Jolene E. Nelson, CMC, City Clerk  
Date: May 19, 2015  
Subject: Hotel/Restaurant Liquor License Renewal & Report of Changes for Gerhards



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*Office of the City Clerk*

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**Recommendation:**

Staff recommends approval of the Hotel/Restaurant Liquor License Renewal for Delta Fireside Inn, Inc. dba Gerhards located at 820 Highway 92. The Police Department's report and recommendation is attached. Staff is also recommending approval of the Report of Changes submitted by Gerhards.

**Background:**

The current license expires June 17, 2015. The Report of Changes states that the owner Ernst Schopp will be the manager at Gerhards. Mr. Schopp was not required to complete and additional background since he has already completed that previously and he is the owner.

**Cost:**

There is no cost to the City. The applicant has paid the \$500 renewal fee and the \$75 report of change fee to the State, as well as the City's \$150 renewal fee and \$400 liquor occupation tax.

**Alignment With Strategic Planning:**

Per Delta Municipal Code 5.10.010 "the Delta City Council is hereby designated the local licensing authority for the purposes of exercising the duties and powers provided for in the Colorado Beer Code and the Colorado Liquor Code."

**Actions To Be Taken if Approved:**

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

## LIQUOR OR 3.2 BEER LICENSE RENEWAL APPLICATION

GERHARD'S  
 820 HIGHWAY 92  
 DELTA CO 81416

Fees Due	
Renewal Fee	\$500.00
Storage Permit \$100 x _____	_____
Optional Premise \$100 x _____	_____
Related Resort \$75 x _____	_____
<b>Amount Due/Paid</b>	

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 may collect the payment amount directly from your banking account electronically.

**PLEASE VERIFY & UPDATE ALL INFORMATION BELOW**

**RETURN TO CITY OR COUNTY LICENSING AUTHORITY BY DUE DATE**

Licensee Name <b>DELTA FIRESIDE INN INC</b>		DBA <b>GERHARD'S</b>	
Liquor License # <b>4701580</b>	License Type <b>Hotel &amp; Restaurant (city)</b>	Sales Tax License #	Expiration Date <b>6/17/2015</b>
Street Address <b>820 HIGHWAY 92 DELTA CO 81416</b>			Due Date <b>5/3/2015</b>
Mailing Address <b>820 HIGHWAY 92 DELTA CO 81416</b>			Phone Number
Operating Manager <b>Ernst Schopp</b>	Home Address <b>129 Talon Trail Parachute, CO 81035</b>	Phone Number <b>970-285-2782</b>	

1. Do you have legal possession of the premises at the street address above?  YES  NO  
 Is the premises owned or rented?  Owned  Rented\* \*If rented, expiration date of lease \_\_\_\_\_
2. Since the date of filing of the last annual application, has there been any change in financial interest (new notes, loans, owners, etc.) or organizational structure (addition or deletion of officers, directors, managing members or general partners)? If yes, explain in detail and attach a listing of all liquor businesses in which these new lenders, owners (other than licensed financial institutions), officers, directors, managing members, or general partners are materially interested.  YES  NO  
**NOTE TO CORPORATION, LIMITED LIABILITY COMPANY AND PARTNERSHIP APPLICANTS:** If you have added or deleted any officers, directors, managing members, general partners or persons with 10% or more interest in your business, you must complete and return immediately to your Local Licensing Authority, Form DR 8177: Corporation, Limited Liability Company or Partnership Report of Changes, along with all supporting documentation and fees.
3. Since the date of filing of the last annual application, has the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) been convicted of a crime? If yes, attach a detailed explanation.  YES  NO
4. Since the date of filing of the last annual application, has the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) been denied an alcohol beverage license, had an alcohol beverage license suspended or revoked, or had interest in any entity that had an alcohol beverage license denied, suspended or revoked? If yes, attach a detailed explanation.  YES  NO
5. Does the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) have a direct or indirect interest in any other Colorado liquor license, including loans to or from any licensee or interest in a loan to any licensee? If yes, attach a detailed explanation.  YES  NO
6. **SOLE PROPRIETORSHIPS, HUSBAND-WIFE PARTNERSHIPS AND PARTNERS IN GENERAL PARTNERSHIPS:** Each person must complete and sign the DR 4679: Affidavit – Restriction on Public Benefits (available online or by calling 303-205-2300) and attach a copy of their driver's license, state-issued ID or valid passport.

**AFFIRMATION & CONSENT**

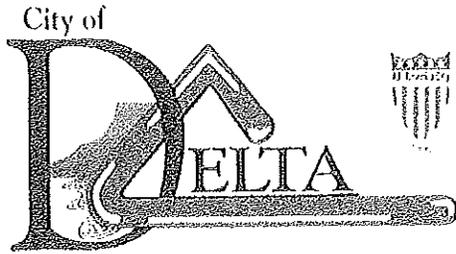
*I declare under penalty of perjury in the second degree that this application and all attachments are true, correct and complete to the best of my knowledge.*

Type or Print Name of Applicant/Authorized Agent of Business <b>Ernst Schopp</b>	Title <b>PRESIDENT</b>
Signature <i>Ernst Schopp</i>	Date <b>4-30-15</b>

**REPORT & 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



---

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

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**LIQUOR LICENSE RENEWAL RECOMMENDATION**

To: City Council

Re: Application of Delta Fireside Inn Inc.  
DBA: Gerhard's

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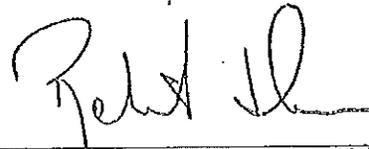
The report sheets show the following liquor violations for the past twelve months for the above named applicant:

No liquor violations in the past twelve months.

Remarks:

Police Department recommendation:

Recommend liquor license renewal.



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Robert Thomas, Chief of Police

## PERMIT APPLICATION AND REPORT OF CHANGES

**CURRENT LICENSE NUMBER** 4701580  
**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) 370-2165**

1. Applicant is a <input checked="" type="checkbox"/> Corporation ..... <input type="checkbox"/> Individual <input type="checkbox"/> Partnership ..... <input type="checkbox"/> Limited Liability Company	<b>PRESENT LICENSE NUMBER</b> _____
2. Name of Licensee <u>Delta Fireside Inn, Inc.</u>	3. Trade Name <u>Gerhard's</u>
4. Location Address <u>820 Hwy 92</u>	
City <u>Delta</u>	County <u>Delta</u>
ZIP <u>81416</u>	

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

Section A – Manager reg/change	Section C
<ul style="list-style-type: none"> <li>• License Account No. <u>4701580</u></li> <li>1983-750 (999) <input checked="" type="checkbox"/> Manager's Registration (Hotel &amp; Restr.)..\$75.00</li> <li>2012-750 (999) <input type="checkbox"/> Manager's Registration (Tavern).....\$75.00</li> <li><input checked="" type="checkbox"/> Change of Manager (Other Licenses) NO FEE</li> </ul>	<ul style="list-style-type: none"> <li>2210-100 (999) <input type="checkbox"/> Retail Warehouse Storage Permit (ea) \$100.00</li> <li>2200-100 (999) <input type="checkbox"/> Wholesale Branch House Permit (ea).... 100.00</li> <li>2260-100 (999) <input type="checkbox"/> Change Corp. or Trade Name Permit (ea) .50.00</li> <li>2230-100 (999) <input type="checkbox"/> Change Location Permit (ea)..... 150.00</li> <li>2280-100 (999) <input type="checkbox"/> Change, Alter or Modify Premises \$150.00 x _____ Total Fee _____</li> <li>2220-100 (999) <input type="checkbox"/> Addition of Optional Premises to Existing H/R \$100.00 x _____ Total Fee _____</li> <li>1988-100 (999) <input type="checkbox"/> Addition of Related Facility to Resort Complex \$75.00 x _____ Total Fee _____</li> </ul>
Section B – Duplicate License	
<ul style="list-style-type: none"> <li>• Liquor License No. _____</li> <li>2270-100 (999) <input type="checkbox"/> Duplicate License .....\$50.00</li> </ul>	

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

DATE LICENSE ISSUED	LICENSE ACCOUNT NUMBER	PERIOD
-750 (999)	-100 (999)	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 bank account electronically.
		<b>TOTAL AMOUNT DUE \$</b> _____ <b>.00</b>

## 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.

<b>STORAGE PERMIT</b>	<p><b>5. Retail Warehouse Storage Permit or a Wholesalers Branch House Permit</b></p> <p><input type="checkbox"/> <b>Retail Warehouse Permit for:</b></p> <p style="margin-left: 20px;"><input type="checkbox"/> On-Premises Licensee (Taverns, Restaurants etc.)</p> <p style="margin-left: 20px;"><input type="checkbox"/> Off-Premises Licensee (Liquor stores)</p> <p><input type="checkbox"/> <b>Wholesalers Branch House Permit</b></p> <p>Address of storage premise: _____</p> <p>City _____, County _____, Zip _____</p> <p>Attach a deed/ lease or rental agreement for the storage premises. Attach a detailed diagram of the storage premises.</p>				
<b>CHANGE TRADE NAME OR CORPORATE NAME</b>	<p><b>6. Change of Trade Name or Corporation Name</b></p> <p><input type="checkbox"/> Change of Trade name / DBA only</p> <p><input type="checkbox"/> Corporate Name Change (Attach the following supporting documents)</p> <p style="margin-left: 20px;">1. Certificate of Amendment filed with the Secretary of State, or</p> <p style="margin-left: 20px;">2. Statement of Change filed with the Secretary of State, <u>and</u></p> <p style="margin-left: 20px;">3. Minutes of Corporate meeting, Limited Liability Members meeting, Partnership agreement.</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%; padding: 2px;">Old Trade Name</td> <td style="width: 50%; padding: 2px;">New Trade Name</td> </tr> <tr> <td style="width: 50%; padding: 2px;">Old Corporate Name</td> <td style="width: 50%; padding: 2px;">New Corporate Name</td> </tr> </table>	Old Trade Name	New Trade Name	Old Corporate Name	New Corporate Name
Old Trade Name	New Trade Name				
Old Corporate Name	New Corporate Name				
<b>CHANGE OF LOCATION</b>	<p><b>7. Change of Location</b></p> <p><b>NOTE TO RETAIL LICENSEES:</b> 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.</p> <p><b>Date filed with Local Authority</b> _____ <b>Date of Hearing</b> _____</p> <p>(a) Address of current premises _____</p> <p style="margin-left: 20px;">City _____ County _____ Zip _____</p> <p>(b) Address of proposed New Premises (Attach copy of the deed or lease that establishes possession of the premises by the licensee)</p> <p style="margin-left: 20px;">Address _____</p> <p style="margin-left: 20px;">City _____ County _____ Zip _____</p> <p>(c) New mailing address if applicable.</p> <p style="margin-left: 20px;">Address _____</p> <p style="margin-left: 20px;">City _____ County _____ State _____ Zip _____</p> <p>(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.</p>				

CHANGE OF MANAGER	<p><b>8. Change of Manager or to Register the Manager of a Tavern or a Hotel and Restaurant liquor license.</b></p> <p>(a) Change of Manager (attach Individual History DR 8404-I H/R and Tavern only)</p> <p>Former manager's name <u>Karen Avila</u></p> <p>New manager's name <u>Ernst Schopp</u></p> <p>(b) Date of Employment <u>June 2013</u></p> <p>Has manager ever managed a liquor licensed establishment?..... Yes <input checked="" type="checkbox"/> No <input type="checkbox"/></p> <p>Does manager have a financial interest in any other liquor licensed establishment?..... Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></p> <p>If yes, give name and location of establishment _____</p>
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MODIFY PREMISES OR ADDITION OF OPTIONAL PREMISES OR RELATED FACILITY	<p><b>9. Modification of Premises, Addition of an Optional Premises, or Addition of Related Facility</b></p> <p>NOTE: Licensees may not modify or add to their licensed premises until approved by state and local authorities.</p> <p>(a) Describe change proposed _____</p> <p>_____</p> <p>(b) If the modification is temporary, when will the proposed change:</p> <p>Start _____ (mo/day/year) End _____ (mo/day/year)</p> <p>NOTE: THE TOTAL STATE FEE FOR TEMPORARY MODIFICATION IS \$300.00</p> <p>(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?</p> <p>(If yes, explain in detail and describe any exemptions that apply) ..... Yes <input type="checkbox"/> No <input type="checkbox"/></p> <p>(d) Is the proposed change in compliance with local building and zoning laws?..... Yes <input type="checkbox"/> No <input type="checkbox"/></p> <p>(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?</p> <p>..... Yes <input type="checkbox"/> No <input type="checkbox"/></p> <p>(f) Attach a diagram of the current licensed premises and a diagram of the proposed changes for the licensed premises.</p> <p>(g) Attach any existing lease that is revised due to the modification.</p>
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**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 <u>Ernst Schopp</u>	Title <u>owner/manager</u>	Date <u>5-2-15</u>
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**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, Articles 46 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 47, C.R.S., as amended.

Signature	Title	Date
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# MEMO

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To: Mayor and City Council  
From: Jolene Nelson, CMC, City Clerk  
Date: May 19, 2015  
Subject: Delta Area Chamber of Commerce Street Closure;  
Deltarado Days Street Dance



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*Office of the City Clerk*

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**Recommendation:**

It is recommended that the Council approve the special permit for the temporary closure request from the Delta Area Chamber of Commerce for the Deltarado Days Street Dance scheduled on July 17, 2015.

**Background:**

The Delta Area Chamber of Commerce is requesting the closure of West 4<sup>th</sup> Street, between Main and Meeker Streets, for the Deltarado Days Street Dance on July 17, 2015 from 6:00pm to 11:00pm. The application is complete and the application fees have been paid.

**Cost:**

There is no cost to the City

**Alignment With Strategic Planning:**

The Delta Municipal Code section 12.10-030 states: “the City Council may grant a special permit for the temporary use or occupation of a street, alley or other public property for civic events, parades, special sales or other events of a public or quasi-public nature.”

**Actions To Be Taken if Approved:**

The Mayor will sign the special permits and the Clerk will notify the Chamber of the approval.

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**City of Delta Special Permit for Temporary Closure  
Or Occupation of Public Right of Way (R.O.W.)**

Date of Application: 5-5-15

PLEASE PRINT OR TYPE

**Event Information:**

Date & Specific Time of Event:

Friday, July 17<sup>th</sup>, 2015. 6:00pm - 11:00pm

Location(s) of Event: 4<sup>th</sup> street from Main to Meeker

Name and Description of Event: Deltarado Days Street Dance

**Applicant:**

Name of Organization, Group, or Individual: Delta Area Chamber of Commerce

Authorized Contact Person: Leslie C. Workman

Mailing Address: 301 Main Street, Delta CO 81416

E-Mail Address: director@deltacolorado.org

Phone Number: (Day) 970-874-8616 (Evening) same

**Special Equipment Needs (power, water etc.):**

Power

**The following items have been received by the City of Delta:**

- Application Fee of \$ 25
- Deposit of \$ \_\_\_\_\_ to be refunded no more than five (5) business days after the permitted event if the Right of Way (R.O.W.) closure area and adjoining property is made clean and litter free by applicant within 24 hours of the event.
- Proof of Special Event Insurance (\$1 million event liability policy).

**Conditions For Use**

1. Sales of food, beverage, and merchandise are not allowed without prior approval of the City.
2. A permit must be issued by the City of Delta Police Department for Beer and Wines to be sold and consumed on designated City property. If alcoholic beverages are to be distributed or sold, applicable State and Local Licenses must be obtained and approval from the City is required to obtain such permits. Permits are not available for distilled Liquor. Exact location of area proposed for sales and consumption of beer and/or wine during subject special event:

City of Delta Special Permit continued

Any authorized City of Delta representative may terminate the event at any time for any good cause and applicant must then immediately vacate. No refund will be given in such event.

**R.O.W. Closure Regulations:**

- No R.O.W. closure may occur in conjunction with any Special Events Liquor License, unless permission is granted by the City Council.
- No R.O.W. may be closed more than ten hours.
- Application must be submitted at least 30 days in advance of event.
- Event must conclude by 11:00 p.m.
- R.O.W. and adjoining walkway, etc. must be cleaned after event by applicant.

Date of R.O.W. Closure: Friday, July 17, 2015  
 Start Time of Closure: 4:30pm Ending Time of Closure: 11:00pm

Describe R.O.W. area to be closed:  
One block from Main Street to Meeker on 4th. Please see attached.

**Barricades, cones and signs needed:**

Barricades: \_\_\_\_\_ Signs: \_\_\_\_\_ Cones: \_\_\_\_\_  
 Time and Date for Delivery: 4:00pm, Friday, July 17, 2015  
 Time and Date for Pickup: 11:00pm, Friday, July 17, 2015

**Parade Regulations:**

- Application must be submitted at least 60 days in advance of event.
- Each parade must organize and stage on 9<sup>th</sup> Street from Grand Avenue to Main Street with additional staging area on Main Street from 9<sup>th</sup> Street to 11<sup>th</sup> Street on the East side. The parade must then travel North on Main Street to 4<sup>th</sup> Street, turning off of Main Street, East onto 4<sup>th</sup> Street.
- Throwing candy and other items from moving vehicles is prohibited.

I understand that the City of Delta has no liability and provides no insurance for the protection of the applicant or event spectators. The applicant agrees to save and hold harmless the City and its employees from any and all claims and demands arising out of the use of the permitted areas and will defend any cause of action brought to enforce any such claims or demands against the City and/or its Employees.

*Jessie C. W. Workman* 5-5-15  
 Signature of Applicant or Representative Date

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The foregoing application for a special permit is hereby granted, subject to all terms, conditions and regulations previously stated and subject to all other applicable City Code regulations.

\_\_\_\_\_  
 Mayor of the City of Delta Date

# MEMO

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To: Mayor and City Council  
From: Jolene Nelson, CMC, City Clerk  
Date: May 19, 2015  
Subject: Delta Area Chamber of Commerce Street Closure;  
Deltarado Days Parade



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*Office of the City Clerk*

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**Recommendation:**

It is recommended that the Council approve the special permit for the temporary closure request from the Delta Area Chamber of Commerce for the Deltarado Days Parade scheduled on July 18, 2015.

**Background:**

The Delta Area Chamber of Commerce is requesting the closure Main Street from 9<sup>th</sup> to 3<sup>rd</sup> Streets for the Deltarado Days Parade on July 18, 2015. The application requests that Main Street be closed at 9:00 am and reopen when the parade is over. The application is complete and the application fees have been paid.

**Cost:**

There is no cost to the City

**Alignment With Strategic Planning:**

The Delta Municipal Code section 12.10-030 states: “the City Council may grant a special permit for the temporary use or occupation of a street, alley or other public property for civic events, parades, special sales or other events of a public or quasi-public nature.”

**Actions To Be Taken if Approved:**

The Mayor will sign the special permits and the Clerk will notify the Chamber of the approval.

# City of Delta Special Permit for Temporary Closure Or Occupation of Public Right of Way (R.O.W.)

Date of Application: 5-5-15

PLEASE PRINT OR TYPE

## Event Information:

Date & Specific Time of Event:

July 18<sup>th</sup>, 2015 9:00am

Location(s) of Event: Main Street

Name and Description of Event: DeltaRado Days Parade

## Applicant:

Name of Organization, Group, or Individual: Delta Area Chamber of Commerce

Authorized Contact Person: Leslie C. Workman

Mailing Address: 301 Main Street

E-Mail Address: director@deltacolorado.org

Phone Number: (Day) 970-874-8616 (Evening) same

## Special Equipment Needs (power, water etc.):

The following items have been received by the City of Delta:

- Application Fee of \$ 25
- Deposit of \$ \_\_\_\_\_ to be refunded no more than five (5) business days after the permitted event if the Right of Way (R.O.W.) closure area and adjoining property is made clean and litter free by applicant within 24 hours of the event.
- Proof of Special Event Insurance (\$1 million event liability policy).

## Conditions For Use

1. Sales of food, beverage, and merchandise are not allowed without prior approval of the City.
2. A permit must be issued by the City of Delta Police Department for Beer and Wines to be sold and consumed on designated City property. If alcoholic beverages are to be distributed or sold, applicable State and Local Licenses must be obtained and approval from the City is required to obtain such permits. Permits are not available for distilled Liquor. Exact location of area proposed for sales and consumption of beer and/or wine during subject special event:

City of Delta Special Permit continued

Any authorized City of Delta representative may terminate the event at any time for any good cause and applicant must then immediately vacate. No refund will be given in such event.

**R.O.W. Closure Regulations:**

- No R.O.W. closure may occur in conjunction with any Special Events Liquor License, unless permission is granted by the City Council.
- No R.O.W. may be closed more than ten hours.
- Application must be submitted at least 30 days in advance of event.
- Event must conclude by 11:00 p.m.
- R.O.W. and adjoining walkway, etc. must be cleaned after event by applicant.

Date of R.O.W. Closure: Saturday, July 18<sup>th</sup>, 2015  
 Start Time of Closure: 7:00 am Ending Time of Closure: 11:00 am

Describe R.O.W. area to be closed:

Main Street from the 200 block to the 900 block is the route the parade will run as in years past. see attached.

**Barricades, cones and signs needed:**

Barricades: X Signs: \_\_\_\_\_ Cones: \_\_\_\_\_  
 Time and Date for Delivery: 7:00 am 7/18/15  
 Time and Date for Pickup: 11:00 am 7/18/15

**Parade Regulations:**

- Application must be submitted at least 60 days in advance of event.
- Each parade must organize and stage on 9<sup>th</sup> Street from Grand Avenue to Main Street with additional staging area on Main Street from 9<sup>th</sup> Street to 11<sup>th</sup> Street on the East side. The parade must then travel North on Main Street to 4<sup>th</sup> Street, turning off of Main Street, East onto 4<sup>th</sup> Street.
- Throwing candy and other items from moving vehicles is prohibited.

I understand that the City of Delta has no liability and provides no insurance for the protection of the applicant or event spectators. The applicant agrees to save and hold harmless the City and its employees from any and all claims and demands arising out of the use of the permitted areas and will defend any cause of action brought to enforce any such claims or demands against the City and/or its Employees.

Leslie C. W. Johnson  
 Signature of Applicant or Representative

5-5-15  
 Date

\*\*\*\*\*

The foregoing application for a special permit is hereby granted, subject to all terms, conditions and regulations previously stated and subject to all other applicable City Code regulations.

Mayor of the City of Delta

Date

# MEMO

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To: Mayor and City Council  
From: Jolene Nelson, CMC, City Clerk  
Date: May 19, 2015  
Subject: Delta Area Chamber of Commerce Street Closure;  
Downtown DeltaFest



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*Office of the City Clerk*

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**Recommendation:**

It is recommended that the Council approve the special permit for the temporary closure request from the Delta Area Chamber of Commerce for the Downtown DeltaFest events scheduled on June 11, August 13, and September 10, 2015.

**Background:**

The Delta Area Chamber of Commerce is requesting the closure of Main Street for the Downtown DeltaFest on June 11, August 13 and September 10, 2015 from 5:30pm to dusk. The application is complete and the application fees have been paid.

**Cost:**

There is no cost to the City

**Alignment With Strategic Planning:**

The Delta Municipal Code section 12.10-030 states: “the City Council may grant a special permit for the temporary use or occupation of a street, alley or other public property for civic events, parades, special sales or other events of a public or quasi-public nature.”

**Actions To Be Taken if Approved:**

The Mayor will sign the special permits and the Clerk will notify the Chamber of the approval.

# City of Delta Special Permit for Temporary Closure Or Occupation of Public Right of Way (R.O.W.)

Date of Application: 5-5-15

PLEASE PRINT OR TYPE

## Event Information:

Date & Specific Time of Event:

June 11, August 13, September 10 5:30pm - dusk

Location(s) of Event: Main Street

Name and Description of Event: Downtown Deltafest - Community Event

## Applicant:

Name of Organization, Group, or Individual: Delta Area Chamber of Commerce

Authorized Contact Person: Leslie C. Workman

Mailing Address: 301 Main Street, Delta CO 81416

E-Mail Address: director@deltacolorado.org

Phone Number: (Day) 874-8666 (Evening) Same

## Special Equipment Needs (power, water etc.):

Power

## The following items have been received by the City of Delta:

- Application Fee of \$ 25
- Deposit of \$ \_\_\_\_\_ to be refunded no more than five (5) business days after the permitted event if the Right of Way (R.O.W.) closure area and adjoining property is made clean and litter free by applicant within 24 hours of the event.
- Proof of Special Event Insurance (\$1 million event liability policy).

## Conditions For Use

1. Sales of food, beverage, and merchandise are not allowed without prior approval of the City.
2. A permit must be issued by the City of Delta Police Department for Beer and Wines to be sold and consumed on designated City property. If alcoholic beverages are to be distributed or sold, applicable State and Local Licenses must be obtained and approval from the City is required to obtain such permits. Permits are not available for distilled Liquor. Exact location of area proposed for sales and consumption of beer and/or wine during subject special event:  
\_\_\_\_\_

*City of Delta Special Permit continued*

Any authorized City of Delta representative may terminate the event at any time for any good cause and applicant must then immediately vacate. No refund will be given in such event.

**R.O.W. Closure Regulations:**

- No R.O.W. closure may occur in conjunction with any Special Events Liquor License, unless permission is granted by the City Council.
- No R.O.W. may be closed more than ten hours.
- Application must be submitted at least 30 days in advance of event.
- Event must conclude by 11:00 p.m.
- R.O.W. and adjoining walkway, etc. must be cleaned after event by applicant.

Date of R.O.W. Closure: \_\_\_\_\_  
Start Time of Closure: \_\_\_\_\_ Ending Time of Closure: \_\_\_\_\_

Describe R.O.W. area to be closed:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

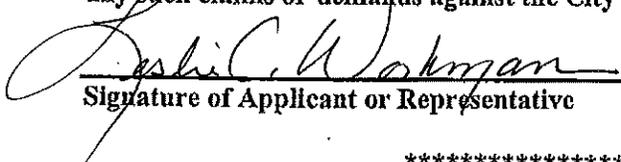
**Barricades, cones and signs needed:**

Barricades: \_\_\_\_\_ Signs: \_\_\_\_\_ Cones: \_\_\_\_\_  
Time and Date for Delivery: \_\_\_\_\_  
Time and Date for Pickup: \_\_\_\_\_

**Parade Regulations:**

- Application must be submitted at least 60 days in advance of event.
- Each parade must organize and stage on 9<sup>th</sup> Street from Grand Avenue to Main Street with additional staging area on Main Street from 9<sup>th</sup> Street to 11<sup>th</sup> Street on the East side. The parade must then travel North on Main Street to 4<sup>th</sup> Street, turning off of Main Street, East onto 4<sup>th</sup> Street.
- Throwing candy and other items from moving vehicles is prohibited.

I understand that the City of Delta has no liability and provides no insurance for the protection of the applicant or event spectators. The applicant agrees to save and hold harmless the City and its employees from any and all claims and demands arising out of the use of the permitted areas and will defend any cause of action brought to enforce any such claims or demands against the City and/or its Employees.

 \_\_\_\_\_  
Signature of Applicant or Representative Date 5-5-15

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The foregoing application for a special permit is hereby granted, subject to all terms, conditions and regulations previously stated and subject to all other applicable City Code regulations.

\_\_\_\_\_  
Mayor of the City of Delta Date

# MEMO



## Community Development

www.cityofdelta.net

360 Main St. • Delta, Colorado 81416

Phone (970) 874-7903 • Fax (970) 874-6931

**Date:** May 19, 2015  
**To:** Mayor and City Council  
**From:** Glen L. Black, Interim City Manager  
**Re:** Planning Commissioner Appointment

*GLB*

### RECOMMENDATION

Staff would recommend City Council appoint Richard Simmons to serve on the City of Delta Planning Commission.

### BACKGROUND

Planning Commission currently has two openings. The openings were advertised in the Delta County Independent on February 11, 18, March 25 and April 1. The DCI also ran a small article about the openings on the bottom of the front page of the newspaper on March 25. The openings have also been posted continuously on the City of Delta website since February 11. Richard Simmons has been the only applicant.

### STAFF REVIEW AND DISCUSSION

Richard has served well on the Planning Commission. He worked hard on learning the code. He is very good at asking questions and understanding the issues. Richard has served as the Chairman of the Planning Commission for two years and served previously as the Vice-Chairman. Staff appreciates his input and would consider his experience an asset should Council appoint him.

### CHARTER REFERENCE

Charter Article IV Section I par 49 and 50

49. Planning Commission. There shall be a City Planning Commission consisting of seven members appointed by the Council who shall be qualified electors of the City. (Amended 4-2-96)

50. Terms. Members of the Planning Commission shall be appointed for staggered three-year terms with no Commissioner eligible to serve more than six consecutive years. Commissioners may be removed by Council for misconduct, malfeasance or excessive absence from meetings. Any vacancies shall be filled by Council for the remaining term. The current terms of the Commissioners shall be restated by the Council April 1, 1996, to two three-year terms, two two-year terms, and three one-year terms, and they shall be eligible for one more consecutive three-year term thereafter, notwithstanding the six year limitation of this section. (Amended 4-2-96)

Richard Simmons has served previously on the Planning Commission.

- Appointed : April 2009 & April 2012
- Term Ended March 2015

Thank you for your attention.



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

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May 19, 2015

Ms. Kathryn Grosscup  
Housing Development Specialist  
Department of Local Affairs

Dear Ms.Grosscup,

Please let this letter serve, not only as a demonstration of our local government support, but also of the communities we represent, for the Delta Housing Authority as a sub grantee in their application for a Single Family Owner Occupied Rehab (SFOO Rehab) Program grant. Our multi-jurisdictional task force has successfully built trust among ourselves and has experienced great success with this program over the past seven years. We co-sponsor and present our recommendations at our quarterly meetings regarding our communities' needs and desires to address the affordable housing issues throughout our county.

Please give favorable consideration to this grant application requesting another year of funding for this proven successful collaboration. This project has provided a much needed resource here in western Colorado. We agree to support the program by budgeting funds in our respective budgets to be used toward units as a part of this grant. We are offering our support once again, as this program continues to be a good match for the needs of our residents.

Respectfully submitted,

Edward C. Sisson  
Mayor

City of Delta

**COMMUNITY DEVELOPMENT PLAN (as required under the "Small Cities" Community Development Block Grant Program)**

COMMUNITY DEVELOPMENT & HOUSING NEEDS (Including the needs of low and moderate income persons)	ACTIVITIES TO BE UNDERTAKEN TO ADDRESS IDENTIFIED NEEDS (Indicate the time period during which activities will be undertaken. The minimum time period is one year.)
<ol style="list-style-type: none"><li>1. There has been significant economic and population growth in Delta County in the last decade, increasing housing demand and price.</li><li>2. Housing prices have increased at a faster rate than wages, decreasing the affordability of the housing market.</li><li>3. Many low wage workers are finding themselves priced out of single family homes and are unable to find lower priced rental units.</li><li>4. There has been relatively little new multifamily construction in Delta County over the last decade, leaving few options for households earning less than 60% of the area median income.</li></ol>	<ol style="list-style-type: none"><li>1. Increase support for housing rehabilitation. In 2015 the City of Delta budgeted \$1,000 for housing rehabilitation.</li></ol>

Signature of Chief Elected Official: \_\_\_\_\_ Title: \_\_\_\_\_ Date: \_\_\_\_\_

\* Indicate the time period during which activities will be undertaken. The minimum time period is one year.

Items: U V \

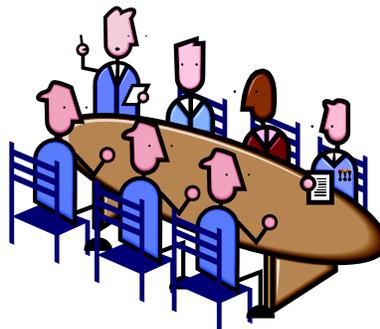
**Attorney Comments**



**City Manager Comments**



**Councilmember Comments**



**Item P:**

**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.