Police Chief Stephen Cole rang the bell.

1. CALL TO ORDER: The regular meeting of the City Council was called to order at 3:00 p.m. by Mayor Spellman, Wednesday, July 9, 2014.

2. ROLL CALL: Present were: Mayor Spellman, Aldermen Armbright, Bennett, Johnson, Midcap, Moates, and Torres.

   Staff present: City Attorney Hoffmann, City Manager Lewis, City Clerk Greiner, Community Planning & Development Administrator Linker, Finance Director Hillis, Senior Civil Engineer Reed, IT Support Technician Muhammad, Fire Captain Martschinske, Police Chief Cole, and Public Works Director Isbester.

PLEDGE OF ALLEGIANCE: Mayor Spellman led the meeting in the recitation of the Pledge of Allegiance.

3. AGENDA CHANGES: City Clerk Greiner informed Council there were no agenda changes.

4. CONFLICTS OF INTEREST: City Attorney Hoffmann asked Council to declare any Conflicts of Interest on any issue appearing on the agenda this afternoon other than those previous disclosures and conflicts that have already been disclosed and are on file with the City Clerk and Secretary of State.

   City Attorney Hoffmann asked the audience if there were any objections to any member of Council voting on any issue on the agenda this afternoon. The audience had no objections.

5. PUBLIC COMMENTS: No one came forward to speak.

6. APPROVAL OF MINUTES FOR June 25, 2014

   MOTION TO APPROVE Alderman Armbright MOVED and was SECONDED by Alderman Torres to approve the Minutes of the meeting as presented.
7. PUBLIC HEARINGS:
   A. CB12, An Ordinance Amending Article VII of Chapter 8 of the Black Hawk Municipal Code to Require Provision of an Ambulance for a Bicycle Event Permit

      Mayor Spellman read the title.

      City Attorney Hoffman explained this ordinance, if adopted, would slightly revise the existing provisions of the Black Hawk Municipal Code regarding bicycle event permits. The revision would be more specific than the existing language by allowing the City to require the applicant to provide dedicated medical personnel as the City deems necessary at the applicant’s own expense.

   PUBLIC HEARING:

      Mayor Spellman declared a Public Hearing on CB12, An Ordinance Amending Article VII of Chapter 8 of the Black Hawk Municipal Code to Require Provision of an Ambulance for a Bicycle Event Permit open and invited anyone wanting to address the Board either “for” or “against” the proposed ordinance to come forward.

      No one came forward to speak and Mayor Spellman declared the Public Hearing closed.

   MOTION TO APPROVE

A. CB13 a Bill for an Ordinance Rezoning Certain Properties Located

   Alderman Moates MOVED and was SECONDED by Alderman Johnson to approve CB12, An Ordinance Amending Article VII of Chapter 8 of the Black Hawk Municipal Code to Require Provision of an Ambulance for a Bicycle Event Permit.

   MOTION PASSED

   There was no discussion and the motion PASSED unanimously.
Mayor Spellman read the title.

Vince Harris with Baseline explained this is a rezoning application submitted by the City of Black Hawk to City Council to rezone 380 Gregory Street and 281 Church Street. The proposal is to rezone them to the HARD district with four findings. Staff recommended approval of the rezoning application.

PUBLIC HEARING:

Mayor Spellman declared a Public Hearing on a Bill for an Ordinance Rezoning Certain Properties Located at 380 Gregory Street and 281 Church Street to the HARD – History Appreciation Recreation Destination District open and invited anyone wanting to address the Board either “for” or “against” the proposed ordinance to come forward.

No one came forward to speak and Mayor Spellman declared the Public Hearing closed.

MOTION TO APPROVE

Alderman Johnson MOVED and was SECONDED by Alderman Bennett to approve CB13, a Bill for an Ordinance Rezoning Certain Properties Located at 380 Gregory Street and 281 Church Street to the HARD – History Appreciation Recreation Destination District.

MOTION PASSED

There was no discussion and the motion PASSED unanimously.

C. Resolution 49-2014,

A Resolution Approving a Certificate of Appropriateness for the Demolition of a Structure Located at 281 Church Street

Mayor Spellman read the title and noted the item was continued from the June 25, 2014 meeting.

Community Planning and Development Administrator Linker explained the applicant is the City of Black Hawk and is requesting a complete demolition of the house at 281 Church Street and stated the Park Service has determined the building to be non-contributing to the National Historic Landmark District. Staff recommended approval of the application.
PUBLIC HEARING: Mayor Spellman declared a Public Hearing on Resolution 49-2014, A Resolution Approving a Certificate of Appropriateness for the Demolition of a Structure Located at 281 Church Street open and invited anyone wanting to address the Board either “for” or “against” the proposed resolution to come forward.

No one came forward to speak and Mayor Spellman declared the Public Hearing closed.

MOTION TO APPROVE

Alderman Bennett MOVED and was SECONDED by Alderman Armbright to approve Resolution 49-2014, A Resolution Approving a Certificate of Appropriateness for the Demolition of a Structure Located at 281 Church Street.

MOTION PASSED

There was no discussion and the motion PASSED unanimously.

D. Resolution 50-2014,
A Resolution Approving a Certificate of Appropriateness for the Demolition of a Structure Located at 380 Gregory Street

Mayor Spellman read the title.

Community Planning and Development Administrator Linker explained the applicant is the City of Black Hawk is requesting complete demolition of the house at 380 Gregory Street and stated the Park Service has determined the building to be non-contributing to the National Historic Landmark District. Staff recommended approval of the application.

PUBLIC HEARING: Mayor Spellman declared a Public Hearing on Resolution 50-2014, A Resolution Approving a Certificate of Appropriateness for the Demolition of a Structure Located at 380 Gregory Street open and invited anyone wanting to address the Board either “for” or “against” the proposed resolution to come forward.

No one came forward to speak and Mayor Spellman declared the Public Hearing closed.

MOTION TO APPROVE

Alderman Johnson MOVED and was SECONDED by Alderman Torres to approve Resolution 50-2014, A Resolution Approving a Certificate of Appropriateness for the Demolition of a Structure Located at 380 Gregory Street.
MOTION PASSED

There was no discussion and the motion PASSED unanimously.

E. Resolution 51-2014,
   A Resolution
   Conditionally
   Approving a
   Certificate of
   Appropriateness
   for a Comprehensive
   Sign Plan for the
   Red Dolly Casino

Mayor Spellman read the title.

Vince Harris with Baseline explained this is a Certificate of
Appropriateness for a Comprehensive Sign Plan for the Red Dolly
Casino. Their sign plan proposed 168.2 square feet of sign area
and they are allowed 217 square feet of signage. The application is
for two designs. Staff recommended approval of the Certificate of
Appropriateness for the Red Dolly Casino

PUBLIC HEARING:

Mayor Spellman declared a Public Hearing on Resolution 51-2014,
A Resolution Conditionally Approving a Certificate of
Appropriateness for a Comprehensive Sign Plan for the Red Dolly
Casino open and invited anyone wanting to address the Board
either “for” or “against” the proposed resolution to come forward.

No one came forward to speak and Mayor Spellman declared the
Public Hearing closed.

MOTION TO
APPROVE

Alderman Armbright MOVED and was SECONDED by
Alderman Johnson to approve Resolution 51-2014, a Resolution
Conditionally Approving a Certificate of Appropriateness for a
Comprehensive Sign Plan for the Red Dolly Casino.

MOTION PASSED

There was no discussion and the motion PASSED unanimously.

F. Certificate of
   Appropriateness
   for a Comprehensive
   Sign Plan for the
   Saratoga Casino

Mayor Spellman read the title and asked Council to make a motion
to continue the Certificate of Appropriateness for a Comprehensive
Sign Plan for the Saratoga Casino to the July 23, 2014 meeting.
APPROVE  Alderman Midcap MOVED and was SECONDED by Alderman Johnson to continue the Certificate of Appropriateness for a Comprehensive Sign Plan for the Saratoga Casino to the July 23, 2014.

MOTION PASSED  There was no discussion and the motion PASSED unanimously.

8. ACTION ITEMS:
G. Resolution 52-2014,
A Resolution Adopting
the Revised Community
Restoration and
Preservation Guide to
Programs, dated
July 2014

Mayor Spellman read the title.

Community Planning and Development Administrator Linker, with Jessica Killian, Consilium Partners, explained the need for revisions to the City of Black Hawk Historic Restoration and Community Preservation Fund Guide to Programs to provide the best opportunities available for the City’s residents to improve the habitability, rehabilitation, and sustainability of residential homes. The items recommended for change are highlighted in staff’s report. Two questions were posed to Council before they made a decision on the resolution 1) could the materials list be increased to keep up with inflation, and 2) stain vs. painting on the exterior painting program.

Council members recalled a provision for inflationary increases when the current program passed. City Manager Lewis asked Council to consider moving the painting program under the general fund from the Historic Preservation fund. Council directed staff to return at the next meeting with recommendations for moving the exterior painting program.

Alderman Torres requested hard copies for review whenever there is a large volume of documentation on agenda items.

City Attorney Hoffmann recommended Council continue Resolution 52-2014 until the next meeting to review and approve the recommended changes at one time.

MOTION TO APPROVE  Alderman Armbright MOVED and was SECONDED by Alderman Moates to continue Resolution 52-2014, A Resolution

MOTION PASSED

There was no discussion and the motion PASSED unanimously.

H. Approval of Change Order for Demolition of 380 Gregory Street and 281 Church Street

Mayor Spellman read the title.

Public Works Director Isbester explained the change order would provide for the demolition of the structures at 380 Gregory Street and 281 Church Street.

Alderman Midcap asked if Public Works Director had reviewed the change order thoroughly and if he agreed with the exclusions. Public Works Director Isbester confirmed that he had.

MOTION TO APPROVE

Alderman Bennett MOVED and was SECONDED by Alderman Armbright to approve the Change Order for Demolition of 380 Gregory Street and 281 Church Street.

MOTION PASSED

There was no discussion and the motion PASSED unanimously.

9. CITY MANAGER REPORTS:

City Manager Lewis distributed to Council a list of City property recommended for auction.

Alderman Bennett MOVED and was SECONDED by Alderman Armbright to approve the City Manager request to arrange to have surplus City property sent to auction for disposal.

City Manager Lewis asked Council their opinion of the Boom Town fireworks. The Mayor and Council members all agreed that it was a spectacular show. Everyone appreciated closing the residential streets to the public and thoroughly enjoyed the dual finale.

10. CITY ATTORNEY:

City Attorney Hoffmann had nothing to share with Council and stated there was no need for an Executive Session.
11. ADJOURNMENT: Mayor Spellman declared the Regular Meeting of the City Council closed at 3:32 p.m.

Melissa Greiner
City Clerk

David D. Spellman
Mayor