



**City of Black Hawk
City Council**

July 12, 2017

MEETING MINUTES

Alderman Linda Armbright rang the bell.

1. CALL TO ORDER: The regular meeting of the City Council was called to order on Wednesday, July 12, 2017, at 3:00 p.m. by Mayor Spellman.

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

Absent: Alderman Bennett

Staff present: City Attorney Hoffmann, City Manager Lewis, Police Chief Cole, Police Commander Jantz, Finance Director Hillis, Public Works Director Isbester, Community Planning and Development Administrative Assistant Lang, Fire Chief Taylor, and Deputy City Clerk Martin.

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

3. AGENDA CHANGES: Deputy City Clerk Martin confirmed 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.

Alderman Torres noted his conflict with agenda item 8A. No other conflicts were noted from City Council.

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: Deputy City Clerk Martin confirmed that no one had signed up to speak.

6. APPROVAL OF MINUTES: June 28, 2017

MOTION TO APPROVE Alderman Armbricht **MOVED** and was **SECONDED** by Alderman Johnson to approve the Minutes as presented.

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

7. PUBLIC HEARINGS:

A. CB12-2017, An Ordinance Approving an Automatic Aid Intergovernmental Agreement Between the City of Black Hawk and Timberline Fire Protection District

Mayor Spellman read the title and opened the public hearing.

Fire Chief Taylor introduced this item. He said due to the recent vote of “No-Mans” land coming under the Timberline Fire Protection District, the response plan on Highway 119’s south corridor was in need of clarification. The details were included in the IGA, and it was noted that 50% of the mill levy for those particular properties serviced will be transferred to the City. Fire Chief Taylor recommended approval.

PUBLIC HEARING: Mayor Spellman declared a Public Hearing on CB12, an Ordinance approving an Automatic Aid Intergovernmental Agreement between the City of Black Hawk and Timberline Fire Protection 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 Midcap **MOVED** and was **SECONDED** by Alderman Torres to approve CB12, an Ordinance approving an Automatic Aid Intergovernmental Agreement between the City of Black Hawk and Timberline Fire Protection District.

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

B. CB13-2017, An Ordinance Amending Section 13-3(a) of the Black Hawk Municipal Code Regarding the Requirement to Connect to the Municipal Water System

Mayor Spellman read the title and opened the public hearing.

City Attorney Hoffmann explained that this was the first of two ordinances coming before City Council regarding this topic; the second ordinance will be an amendment to the Zoning Code and requires additional public notice. He said this first ordinance would require all occupied buildings located within the City, as opposed to only those located within two hundred feet of a City's water line, to connect to municipal water. He added that this amendment covers all zoning districts.

PUBLIC HEARING:

Mayor Spellman declared a Public Hearing on CB13, an Ordinance amending Section 13-3(a) of the Black Hawk Municipal Code regarding the requirement to connect to the Municipal Water System 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 Moates to approve CB13, an Ordinance amending Section 13-3(a) of the Black Hawk Municipal Code regarding the requirement to connect to the Municipal Water System.

MOTION PASSED

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

8. ACTION ITEMS:

A. Resolution 49-2017, A Resolution Approving the Total Base Construction Bid and Project Budget for the Rehabilitation and Site Work for the Property Located at 211 Horn Street

Mayor Spellman read the title and noted that Alderman Torres had left the dais.

Community Planning and Development Administrative Assistant Lang presented the bid proposal from Big Valley Construction. She said the Community Planning and Development office issued a Request for Qualifications and Proposal on Rocky Mountain Bid System and only two bids were received. She said the highest bid had been disqualified and that Big Valley was the lowest and most qualified bidder. Staff and NV5, the City's owner's representative, conducted research on the price

and recommends awarding the contract to Big Valley Construction. She added that it was a difficult project with a lot of challenges to it.

MOTION TO APPROVE

Alderman Moates **MOVED** and was **SECONDED** by Alderman Midcap to approve Resolution 49-2017, a Resolution approving the total base construction bid and project budget for the rehabilitation and site work for the property located at 211 Horn Street.

MOTION PASSED

There was no discussion and the motion **PASSED** unanimously 5-0.

B. Resolution 50-2017, A Resolution Approving the License Agreement Between the City of Black Hawk and Affinity Gaming Black Hawk, LLC

Mayor Spellman read the title.

City Attorney Hoffmann introduced this item, which authorizes the Mardi Gras Casino to use the City's right-of-way for their annual Sounds of Summer Luau event scheduled for August 5, 2017.

MOTION TO APPROVE

Alderman Johnson **MOVED** and was **SECONDED** by Alderman Armbright to approve Resolution 50-2017, a Resolution approving the License Agreement between the City of Black Hawk and Affinity Gaming Black Hawk, LLC

MOTION PASSED

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

9. CITY MANAGER REPORTS:

City Manager Lewis reported that two years ago Council had approved the purchase of body cameras for the Police Department and now 18 months later the Police Department is up and running. He turned the meeting over to Commander Jantz for a quick demonstration. Commander Jantz passed around a few of the cameras and described their details. He said the Department has come up with various uses for the cameras in addition to their main use, such as evidence searching a vehicle, conducting interviews, and they are even considering a magnetic car mount to be able to film prisoners in the back seat. A brief video was played depicting one of the City's officer's dispatched to unlock a vehicle. Commander Jantz said the City of Black Hawk's Police Department is the first law enforcement agency in the 1st Judicial District to use body cameras. City Council was very pleased with the results. Chief Cole congratulated Commander Jantz on a job well done in leading this effort.

10. CITY ATTORNEY: City Attorney Hoffmann had nothing to report.

11. EXECUTIVE SESSION: City Attorney Hoffmann recommended item number 2 for Executive Session for specific legal issues related to potential legislation.

**MOTION TO
ADJOURN INTO
EXECUTIVE
SESSION**

Alderman Johnson **MOVED** and was **SECONDED** by Alderman Torres to adjourn into Executive Session at 3:20 p.m. to hold a conference with the City's attorney to receive legal advice on specific legal questions, pursuant to C.R.S. § 24-6-402(4)(b).

MOTION PASSED

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

**MOTION TO
ADJOURN**

Alderman Armbright **MOVED** and was **SECONDED** by Alderman Johnson to adjourn the Executive Session at 4:25 p.m.

MOTION PASSED

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

12. ADJOURNMENT: Mayor Spellman declared the Regular Meeting of the City Council closed at 4:25 p.m.


Michele G. Martin
Deputy City Clerk


David D. Spellman
Mayor

