

City of Black Hawk
City Council Minutes
May 28, 2014

Public Works Director Tom Isbester rang the bell.

1. CALL TO ORDER: The regular meeting of the City Council was called to order by Mayor Spellman Wednesday, May 28th, 2014 at 3:00 p.m.

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

Staff present: City Attorney Hoffmann, City Manager Lewis, Deputy City Clerk Stevens, Assistant to City Manager for Administration Greiner, IT Director Young, Fire Chief Taylor, 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: Deputy City Clerk Stevens explained there were no changes to the agenda.

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.

5A. INTRODUCTION OF
NEW AMBULANCE
DIRECTOR:

Fire Chief Taylor introduced Brandon Daruna, Director, Gilpin Ambulance Authority.

Mr. Daruna stated he was excited to be here and he is looking forward to working with the City of Black Hawk.

5B. PUBLIC COMMENTS: Alderman Torres expressed a big thank you to Public Works Director Tom Isbester and his crew members for their work on the water main break last Friday night and Saturday morning. He

stated it was hard work in an all-night rain but they got the job done well. He expressed the thanks of the entire neighborhood for a job well done.

6. APPROVAL OF
MINUTES FOR
May 14, 2014

**MOTION TO
APPROVE**

Alderman Bennett **MOVED** and was **SECONDED** by Alderman Torres to approve the Minutes of the May 14, 2014 meeting as presented. Alderman Midcap was **ABSENT**.

MOTION PASSED

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

7. PUBLIC HEARINGS:

- A. Resolution 31-2014,
A Resolution
Conditionally
Approving a
Certificate of
Appropriateness for
the Lodge Casino for
Installation of Window
Replacements

Mayor Spellman read the title.

Vince Harris of Baseline Consulting explained the windows to be replaced are outside the White Buffalo restaurant. The new windows are larger and will let in more light. Staff recommends Council approval with the conditions that they match the existing materials and color and obtain appropriate building permits for the work.

PUBLIC HEARING:

Mayor Spellman declared a Public Hearing on Resolution 31-2014, A Resolution Conditionally Approving a Certificate of Appropriateness for the Lodge Casino for Installation of Window Replacements 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 Moates **MOVED** and was **SECONDED** by Alderman Armbright to approve Resolution 31-2014, A Resolution Conditionally Approving a Certificate of Appropriateness for the Lodge Casino for Installation of Window Replacements. Alderman Midcap was ABSENT.

MOTION PASSED

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

- B. Resolution 32-2014,
A Resolution Approving
a Variance from the Sign
Code and Conditionally
Approving a Certificate
of Appropriateness for a
Comprehensive Sign
Plan for the Wild Card
Casino

Mayor Spellman read the title.

Vince Harris of Baseline Consulting explained with new sign code, the permitted sign area for this sized building is 249 square feet. The Wild Card is proposing to use eight signs – they are asking for 31.42 additional square feet for an additional LED sign for the front of the building. Staff recommends approval of both the variance and the Certificate of Appropriateness with staff's conditions.

PUBLIC HEARING:

Mayor Spellman declared a Public Hearing on Resolution 32-2014, A Resolution Approving A Variance From the Sign Code and Conditionally Approving a Certificate Of Appropriateness for a Comprehensive Sign Plan for the Wild Card Casino 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 Resolution 32-2014, A Resolution Approving A Variance From the Sign Code and Conditionally Approving a Certificate Of Appropriateness for a Comprehensive Sign Plan for the Wild Card Casino. Alderman Midcap was ABSENT.

8. ACTION ITEMS:

- C. Approval of the Bid for the 201 Church Street Blasting and Excavation Project

Mayor Spellman read the title

PW Director Isbester explained bid was from Grapes and Sons for blasting, excavation and site preparation for the new IT Facility. Only one contractor submitted a bid. This bid is in line with other blasting projects the City has done.

MOTION TO APPROVE

Alderman Armbright **MOVED** and was **SECONDED** by Alderman Johnson to approve the Bid for the 201 Church Street Blasting and Excavation Project. Alderman Midcap was **ABSENT**

MOTION PASSED

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

9. CITY MANAGER REPORTS:

- D. 151 Marchant Street Paint Bid – Lowest Bidder

City Manager Lewis explained he authorized the painting at 151 Marchant since it was within the boundaries set out for him by Council.

Alderman Bennett stated he hoped the paint would not turn pink with fading over the years.

Mayor Spellman stated the contractor was using Benjamin Moore products for this project, so the colors should not fade to pink over the years.

10. CITY ATTORNEY:

City Attorney Hoffmann requested a brief Executive Session regarding negotiations and personnel matters.

11. EXECUTIVE SESSION:

MOTION TO ADJOURN

Alderman Bennett **MOVED** and was **SECONDED** by Alderman Moates to adjourn into Executive Session 3:15 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(e) and personnel matters pursuant to CRS 24-6-402(f).

MOTION PASSED

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

**MOTION TO
RECONVENE**

Mayor Spellman **MOVED** to reconvene at 3.47 p.m.

**MOTION TO
APPROVE**

Alderman Johnson **MOVED** and was **SECONDED** by Alderman Bennett to approve the Purchase of Lots 1 – 3, Block 34, City of Black Hawk for the sales price of \$100,860. The sellers are Wilhelm and Kay Lorenz. Alderman Midcap was **ABSENT**

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 3.50 p.m.



Kelly K. Stevens, CMC
Deputy City Clerk



David D. Spellman
Mayor