



**City of Black Hawk
City Council**

May 25, 2016

MEETING MINUTES

Fire Inspector Brad Krichau rang the bell.

1. CALL TO ORDER: The regular meeting of the City Council was called to order on Wednesday, May 25, 2016, at 3:00 p.m. by Mayor Spellman.

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

Staff present: City Attorney Hoffmann, City Manager Lewis, Police Chief Cole, City Clerk/Administrative Services Director Greiner, Finance Director Hillis, Community Planning and Development Administrator Linker, Public Works Director Isbester, Street Superintendent Schaller, Senior Civil Engineer Ford, 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. There were no conflicts 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. INTRODUCTION OF NEW EMPLOYEES: Brad Krichau, Fire Inspector

Fire Chief Taylor introduced Brad Krichau. Mr. Krichau worked in the private sector, in Rocky Flats as a Fire Fighter, and as a Fire

Investigator and Fire Inspector for the cities of Golden, Aurora and Boulder. Chief Taylor said he comes to Black Hawk with the highest level of State certifications.

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

7. APPROVAL OF MINUTES May 11, 2016.

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

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

8. PUBLIC HEARINGS:

A. CB9-2016, An Ordinance Approving a Memorandum of Understanding Between the City of Black Hawk Police Department and Gilpin County Human Services

Mayor Spellman read the title and opened the public hearing.

Police Chief Cole introduced this item as a request from Gilpin County Human Services. He said that statewide all law enforcement agencies are entering into these agreements, which establish working relationships with local Human Services and provides guidelines on how to interact while investigating child abuse cases.

PUBLIC HEARING: Mayor Spellman declared a Public Hearing on CB9, An Ordinance Approving a Memorandum of Understanding Between the City of Black Hawk Police Department and Gilpin County Human Services 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 Bennett **MOVED** and was **SECONDED** by Alderman Johnson to Approve CB9, An Ordinance Approving a Memorandum of Understanding Between the City of Black Hawk Police Department and Gilpin County Human Services.

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

B. CB10-2016, A Bill for an Ordinance Adopting the City of Black Hawk 2016 Zoning District Map

Mayor Spellman read the title and opened the public hearing.

Community Planning and Development Administrator Linker introduced this item. She said the current Zoning Map has not been updated since the early 2000s and there have been quite a few changes and additions made that need to be incorporated.

City Attorney Hoffmann said that the zoning on the property and the Zoning Map must match. He wanted to note for the record that in the late 1990s there were questions as to the parameters of the map as it related to the original Commercial District and this amendment has nothing to do with that. He said this ordinance simply updates the map to conform to what has already been approved. Linker confirmed that moving forward the map will be amended and approved each time by Council.

Alderman Torres questioned two of the Planned Unit Development (PUD) names on the new map. Hoffmann suggested approving the Ordinance with the direction to staff to confirm the appropriate names of the PUDs in the zoning district that covers that property and report back to Council.

PUBLIC HEARING:

Mayor Spellman declared a Public Hearing on CB10, A Bill for an Ordinance Adopting the City of Black Hawk 2016 Zoning District Map 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 Torres **MOVED** and was **SECONDED** by Alderman Johnson to Approve CB10, A Bill for an Ordinance Adopting the City of Black Hawk 2016 Zoning District Map with the above stated direction.

MOTION PASSED

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

C. CB11-2016, An Ordinance Approving a Water Storage Agreement Between the City of Black Hawk and the City of Golden

Mayor Spellman read the title and opened the public hearing.

Senior Civil Engineer Ford introduced this item and said it was the same agreement that was in place as last year. He said the upper

mountain reservoirs are pretty full and running over, there is no monetary recompense, and we retain ½ the water. Ford explained how the State accounts for the water. He went on to explain that if not approved, then the water would be lost.

PUBLIC HEARING:

Mayor Spellman declared a Public Hearing on CB11, An Ordinance Approving a Water Storage Agreement Between the City of Black Hawk and the City of Golden 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 Bennett **MOVED** and was **SECONDED** by Alderman Armbright to Approve CB11, An Ordinance Approving a Water Storage Agreement Between the City of Black Hawk and the City of Golden.

MOTION PASSED

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

D. CB12-2016, An Ordinance Approving a Landscaping and Maintenance Agreement Between the City of Black Hawk and the City of Central

Mayor Spellman read the title and opened the public hearing.

Public Works Director Isbester introduced this item. He said this was the landscaping and maintenance part of the agreement with Central for the development of the parking lot at the old clinic site. Isbester said the work would be done in-house by the seasonal workers and the Streets Department.

PUBLIC HEARING:

Mayor Spellman declared a Public Hearing on CB12, An Ordinance Approving a Landscaping and Maintenance Agreement Between the City of Black Hawk and the City of Central 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 Moates to Approve CB12, An Ordinance Approving a Landscaping and Maintenance Agreement Between the City of Black Hawk and the City of Central.

MOTION PASSED

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

9. ACTION ITEMS:

- A. Resolution 40-2016, A Resolution Awarding the Bid and Approving the Contract Between the City of Black Hawk and A-1 Chipseal for the Chip/Slurry Seal Project on Miners Mesa, Bobtail, Clear Creek, Marchant and Horn Streets in an Amount Not To Exceed \$132,645.30**

Mayor Spellman read the title.

Public Works Director Isbester introduced this item. He said this was the start of the annual Road Maintenance Program and the roads listed are less likely to get cut-up for other projects. He estimates the work to be done before July 4th.

MOTION TO APPROVE

Alderman Armbright **MOVED** and was **SECONDED** by Alderman Torres to approve Resolution 40-2016, Resolution Awarding the Bid and Approving the Contract Between the City of Black Hawk and A-1 Chipseal for the Chip/Slurry Seal Project on Miners Mesa, Bobtail, Clear Creek, Marchant and Horn Streets in an Amount Not To Exceed \$132,645.30.

MOTION PASSED

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

- B. Resolution 41-2016, A Resolution Awarding the Proposal and Approving the Contract Between the City of Black Hawk and Grapes and Sons Excavating for the Processing of Existing Material and the Import of Additional Material at the Hidden Treasure Trailhead Site in an Amount Not To Exceed \$72,000**

Mayor Spellman read the title.

Public Works Director Isbester explained that this was a continuation of some of the work from the Hidden Treasure Trailhead site using material hauled in from the Gregory Street project. He said there is a little more property owned than what was originally thought, so he proposes to process and install more material to widen that area, which will make the future expansion of that parking lot much easier and shorten the pedestrian bridge.

MOTION TO APPROVE

Alderman Moates **MOVED** and was **SECONDED** by Alderman Johnson to approve Resolution 41-2016, A Resolution Awarding the Proposal and Approving the Contract Between the City of Black Hawk and Grapes and Sons Excavating for the Processing of Existing

Material and the Import of Additional Material at the Hidden Treasure Trailhead Site in an Amount Not To Exceed \$72,000.

MOTION PASSED

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

10. CITY MANAGER
REPORTS:

City Manager Lewis had nothing to report.

11. CITY ATTORNEY:

City Attorney Hoffmann had nothing to report.

12. EXECUTIVE SESSION: City Attorney Hoffmann recommended item number 2 and 5 for Executive Session regarding legal issues related to law enforcement on our roadways

**MOTION TO
ADJOURN INTO
EXECUTIVE
SESSION**

Alderman Bennett **MOVED** and was **SECONDED** by Alderman Johnson 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) and to determine positions relative to matters that may be subject to negotiations, develop a strategy for negotiations, and/or instruct negotiators, pursuant to C.R.S. § 24-6-402(4)(e).

MOTION PASSED

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

**MOTION TO
ADJOURN**

Alderman Bennett **MOVED** and was **SECONDED** by Alderman Johnson to adjourn the Executive Session at 4:10 p.m.

MOTION PASSED

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

13. ADJOURNMENT:

Mayor Spellman declared the Regular Meeting of the City Council closed at 4:10 p.m.



Michele Martin
Deputy City Clerk



David D. Spellman
Mayor

