

**City of Black Hawk
City Council
211 Church Street
June 11, 2014
3:00 p.m.**

RINGING OF THE BELL:

- 1. CALL TO ORDER:**
- 2. ROLL CALL & PLEDGE OF ALLEGIANCE:**
- 3. AGENDA CHANGES:**
- 4. CONFLICTS OF INTEREST: (Council disclosures are on file w/City Clerk & Sec. Of State)**
- 5. PUBLIC COMMENT: *Please limit comments to 5 minutes*
(Notify the City Clerk if you wish to address Council on items not on the agenda)**
- 6. APPROVAL OF MINUTES: May 28, 2014**
- 7. PUBLIC HEARINGS:**
 - A.** Resolution 33-2014, A Resolution Amending the City of Black Hawk 2013 Budget
 - B.** Resolution 34-2014, A Resolution Conditionally Approving a Certificate of Appropriateness for a Comprehensive Sign Plan for the Gilpin Casino
 - C.** Resolution 35-2014, A Resolution Conditionally Approving a Certificate of Appropriateness for the Installation of Traffic Control Bollards for the Z Casino
 - D.** Resolution 36-2014, A Resolution Conditionally Approving a Certificate of Appropriateness for Exterior Paint and Lighting at 231 Gregory Street
- 8. ACTION ITEMS:**
 - E.** Resolution 37-2014, A Resolution Repealing Certain Findings in Resolution No. 08-2002
 - F.** Application for New Medical Marijuana Business License – 5B1S, LLC dba 1859
 1. Designate Neighborhood to be Petitioned
 2. Request to Set Public Hearing for July 23, 2014
 - G.** 191 Clear Creek – Emergency Grant Application for Roof Replacement
 - H.** Green Lake Pipeline Replacement Project Phase IV Bid Approval
- 9. CITY MANAGER REPORTS:**
- 10. CITY ATTORNEY:**
- 11. EXECUTIVE SESSION:**
- 12. ADJOURNMENT:**

MISSION STATEMENT

The mission of the City of Black Hawk is to progressively provide cost effective programs and services of the highest quality to the community

**APPROVAL OF
MINUTES FOR
MAY 28, 2014**

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

RESOLUTION 37-2014
A RESOLUTION
REPEALING CERTAIN
FINDINGS IN
RESOLUTION NO. 08-2002

STATE OF COLORADO
COUNTY OF GILPIN
CITY OF BLACK HAWK

Resolution No. 37 -2014

TITLE: A RESOLUTION REPEALING CERTAIN FINDINGS IN RESOLUTION NO. 08-2002

WHEREAS, based on certain disputes and litigation existing as of 2002, the City made certain findings regarding Yenter Companies, Inc. at that time; and

WHEREAS, the City desires to repeal any such findings to the extent such findings could be construed to prevent Yenter Companies Inc from bidding on City projects in the future.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE CITY OF BLACK HAWK, COLORADO, THAT:

Section 1. To the extent any of the findings in Resolution No. 08-2002 could be construed to prevent Yenter Companies from bidding on City projects, such findings are hereby repealed and held for naught.

RESOLVED AND PASSED this _____ day of _____, 2014.

David D. Spellman, Mayor

ATTEST:

Kelly K. Stevens, Deputy City Clerk

**RESOLUTION 33-2014,
A RESOLUTION
AMENDING THE CITY OF
BLACK HAWK
2013 BUDGET**

**STATE OF COLORADO
COUNTY OF GILPIN
CITY OF BLACK HAWK**

Resolution No. 33-2014

**TITLE: A RESOLUTION AMENDING THE CITY OF BLACK HAWK 2013
 BUDGET**

WHEREAS, upon due and proper notice, published or posted in accordance with the law, a public hearing was held on June 11, 2014 on the proposed amendments to the 2013 budget, and interested persons were given the opportunity to register any objections to the proposed amended budget.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE CITY OF BLACK HAWK, COLORADO, THAT:

Section 1. That the budget as amended and attached hereto, is hereby approved and adopted as the 2013 amended budget of the City of Black Hawk.

Section 2. That the amended budget hereby approved and adopted shall be signed by the Mayor and made a part of the public records of the City.

Section 3. That the sums for 2013, on the attached amended budget, are hereby appropriated from the revenue of each fund, for the purposes stated.

RESOLVED AND PASSED this _____ day of _____, 2014.

David D. Spellman, Mayor

ATTEST:

Kelly K. Stevens, CMC, Deputy City Clerk

**RESOLUTION 34-2014, A
RESOLUTION
CONDITIONALLY
APPROVING A
CERTIFICATE OF
APPROPRIATENESS FOR
A COMPREHENSIVE SIGN
PLAN FOR THE
GILPIN CASINO**

STATE OF COLORADO
COUNTY OF GILPIN
CITY OF BLACK HAWK

Resolution No. 34 -2014

TITLE: A RESOLUTION CONDITIONALLY APPROVING A CERTIFICATE OF APPROPRIATENESS FOR A COMPREHENSIVE SIGN PLAN FOR THE GILPIN CASINO

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE CITY OF BLACK HAWK, COLORADO, THAT:

Section 1. The City Council hereby determines to approve the Certificate of Appropriateness for the Comprehensive Sign Plan for the Gilpin Casino upon the satisfaction of the following conditions:

- A. Proper building, electrical, and sign permits shall be applied for and approved prior to the installation of any new sign; and
- B. Applicant shall be allowed to install only the signs graphically depicted within the approved Comprehensive Sign Plan. No additional signs can be added without approval from the City of Black Hawk.

RESOLVED AND PASSED this _____ day of _____, 2014.

David D. Spellman, Mayor

ATTEST:

Kelly K. Stevens, Deputy City Clerk

CITY OF BLACK HAWK
REQUEST FOR COUNCIL ACTION

CITY COUNCIL MEETING:

June 11, 2014

SUBJECT: Certificate of Appropriateness for a Gilpin Casino Comprehensive Sign Plan

On May 15, 2014 The City of Black Hawk received an application for a Certificate of Appropriateness for a Gilpin Casino Comprehensive Sign Plan (CSP) from YESCO Electric Signs on behalf of the Gilpin Casino. Attached is the staff report explaining the CSP as well as sign area allowed with the sign code regulations. Please refer to the staff report for a summary of the proposed CSP.

SUMMARY AND BACKGROUND OF SUBJECT MATTER:

Sections 15-13 (Sign Code) of the Municipal Code regulate the need for Comprehensive Sign Plans (CSP). Section 16-368 of the Black Hawk Municipal Code regulates the Certificate of Appropriateness procedures. This application requests approval of a CSP with 191.51 square feet of sign area with 46 signs. Per the City of Black Hawk Sign Code regulations, the CSP is permitted a total of 270 square feet of sign area. See staff report for additional information.

The applicant has chosen to include a *banner sign* in this proposed Comprehensive Sign Plan (CSP). This CSP will permit the use of the banner sign 30 consecutive days 6 time periods per year, or total of 180 days. A permanent location and sign frame has been identified on the casino building as required by the newly approved Sign Code.

No Electronic Message Center signs are included in this plan. If the Gilpin Casino chooses to have such type of signs in the future they will need to amend this CSP, if approved, to allow these types of signs on the property and/or the building.

RECOMMENDATION:

Baseline Staff recommends City Council consider a **MOTION TO APPROVE WITH TWO CONDITIONS** a Certificate of Appropriateness for a Comprehensive Sign Plan as submitted and included with this staff report with the following condition:

1. Proper Building, Electrical, and Sign Permits shall be applied for and approved prior to the installation of any new signs.
2. Applicant shall be allowed to install only the signs graphically depicted within the approved Comprehensive Sign Plan. No additional signs can be added without an approval from authorized City of Black Hawk representative.

RESOLUTION DATE:

June 11, 2014

ORIGINATED BY:

YESCO on Behalf of Gilpin Casino

STAFF PERSON RESPONSIBLE:

Vincent Harris, Baseline Corporation

DOCUMENTS ATTACHED:

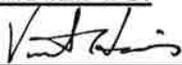
Staff Report, Notice, and applicant's application

CITY ATTORNEY REVIEW:

Yes No N/A

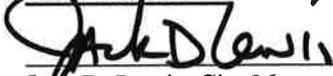
SUBMITTED BY:

INITIALS



Vincent Harris, Baseline Corporation

REVIEWED BY:



Jack D. Lewis, City Manager

Staff Report



STAFF REPORT: Certificate of Appropriateness for a Gilpin Casino Comprehensive Sign Plan (P-14-19)
For: City Council
Project: Gilpin Casino Comprehensive Sign Plan
Property Address: 111 Main Street
Applicants: YESCO on behalf of Gilpin Casino
Zoning: GOLD District
Prepared by: Zeljko Spiric, Baseline Corporation
Approved by: Vincent Harris, Baseline Corporation
Reviewed by: Cynthia Linker, CP&D



BACKGROUND:

On May 15, 2014 the City of Black Hawk received an application for a Certificate of Appropriateness for a new Gilpin Casino Comprehensive Sign Plan (CSP) from YESCO Electric Signs on behalf of the Gilpin Casino. The intent of this submittal is to create a plan that will include existing signs on the casino and permit the use of the allowed banner sign. The banner was previously used as part of the Gilpin's advertisement and the Casino would like to continue to do so. The current City of Black Hawk Sign Code requires that a Comprehensive Sign Plan be filed with the City to permit banner use on a business property. No new permanent signs are proposed at this time. Attached to this staff report is a copy of the CSP document that catalogues all existing signs in addition to the banner. The Gilpin Casino is permitted 200 sq. ft. of sign area without a CSP and 270 sq.ft. (with the 35% additional allowance) with a CSP per the existing sign code (Chapter 15 of the Municipal Code).

In total, Gilpin Casino utilizes 46 signs of varying sizes with a total sign area of 191.51 square feet. The majority of the signs are window signs. All window signs currently conform to the current regulation that allows not more than 25% of any window pane to be covered by a sign.

In addition to the window signs, the CSP identifies several wall signs and a banner sign. The banner sign, per the City of Black Hawk Sign Code, will not be counted toward the total sign area of the proposed CSP.

A historic sign exists on the building as well.

The signs are placed at various spots on the building façade (see Images 2, 3 and 4).

Excerpts from the proposed CSP, indicating the proposed signs and their locations, have been included below.

REF.	EXISTING SIGNS
S1	
S2	
S3	
S4	<p data-bbox="724 632 980 705">Debe ser mayor de 21 años para entrar al edificio.</p>
S5	<p data-bbox="651 747 1053 821">NO ONE UNDER 21 ALLOWED ON PREMISES</p>
S6	
S7	
S8	
S9	
S10	 <small>(ROTATED 90 DEGREES)</small>
S11	<p data-bbox="618 1430 1086 1461">Now entering the House of Cash!</p>
S12	
S13	
S14	

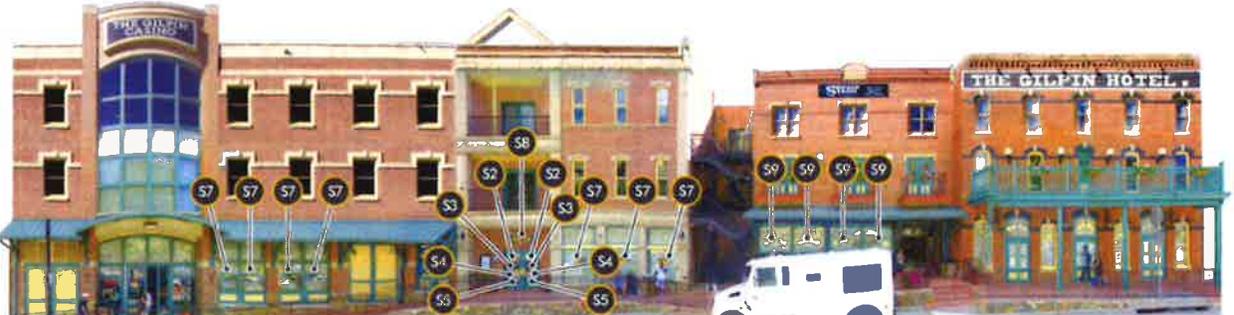
Proposed Signs

Sign Locations



1 MAIN STREET ELEVATION NOT TO SCALE

Image 1: Sign Locations



1 MAIN STREET ELEVATION NOT TO SCALE

Image 2: Sign Locations, continued



1 MAIN STREET ELEVATION NOT TO SCALE

Image 3: Sign Locations, continued

APPLICABLE CITY OF BLACK HAWK REGULATIONS:

The proposed Comprehensive Sign Plan has been reviewed by staff for compliance with Chapter 15 (Sign Code – Sign Regulations) of the Black Hawk Municipal Code.

Section 15-13 (Sign Code) of the Municipal Code regulates the need for Comprehensive Sign Plans (CSP). This staff report relates the need for City Council to review and take action on the proposed Comprehensive Sign Plan. The Black Hawk Municipal Code requires a public hearing necessitating a notice in the paper and posting of the property. Both the notification and posting have been completed.

The CSP is provided by the City of Black Hawk Municipal Code to offer more flexibility with the number, size, proportion and balance of signs. The City of Black Hawk Municipal Code permits a total allowable square footage of signage to be calculated at one square foot per linear foot of building frontage. Each building is allowed a minimum of 128 sq.ft., if the subject building has less than 128 feet of building frontage. When a property owner elects to pursue a CSP, they are allowed a total signage area calculated at 135% of the total allowed sign area. An additional 35% of sign area is permitted for those CSPs that propose utilization of Electronic Message Centers (EMC). Therefore, the total sign area proposed may be a maximum of one-hundred and seventy percent (170%) of the permitted sign area allowed on the subject property, if all requirements are met. Excerpts from the Black Hawk Code as they relate to the regulation of Comprehensive Sign Plans are included below. Those regulations that are particular to this submittal have been provided along with staff comments.

The total sign area for the proposed CSP is 191.51 square feet. The total maximum permitted sign area is 270 square feet. The area was calculated using the 1.35 factor since this plan does not propose any EMCs. Below is an evaluation of the CSP review.

***The City of Black Hawk
Municipal Code
Chapter 15 – Sign Code
Article IV – Sign Regulations***

Sec. 15-13. Comprehensive Sign Plans. *The Comprehensive Sign Plan is the device and process employed by the City to ensure an appropriate balance between building architecture, signage and neighborhood aesthetics. This Section assumes that strict compliance with preceding sections of this Chapter provides effective signage for smaller properties and developments and meets community goals for appearance and safety. However, as developments grow in size, opportunities for more effective signage increases. Larger sites offer opportunities for alternative regulation of the number, size, proportion and balance of signs according to alternative standards consistent with the types of establishments, state of the art technology and their approved architecture character.*

Sec. 15-13(b) Applicability.

(1) Any building located in a nonresidential district wanting to have additional sign area than allowed in a Standard Sign Plan and wanting the ability to utilize special event banners and signs for any special event as defined in the Black Hawk Municipal Code. The regulations governing a Certificate of Appropriateness can be found in Section 16-368 (City Council historic review process) of the Black Hawk Municipal Code.

(2) *Comprehensive Sign Plans are not permitted within Residential Districts as defined by this Chapter.*

Sec. 15-13 (c) Application filing. *Applications for Comprehensive Sign Plans shall be submitted to the Planning Department.*

Staff Comment: The applicant has chosen to voluntarily prepare a Comprehensive Sign Plan for the Gilpin Casino.

Sec. 15-13 (d) Submittal requirements.

(1) *Applicants must submit a detailed Comprehensive Sign Plan with attached written stipulations for review and approval. Such stipulations shall consider all appropriate concerns including, but not limited to, the following items: location, relationship of signs to adjacent properties, size, height, color, lighting, technology options, orientation, construction materials and typography.*

(2) *Comprehensive Sign Plans shall include:*

a. All signs, their location in site plan format, and color renderings of the proposed signage. Where sign lighting will have a significant impact on the visual interpretation of the sign, color renderings should be submitted to show the effects of the proposed signs and lighting.

b. Dimensions of each proposed sign listed in a chart summarizing the total area of each and all proposed signs together with the total allowed sign area for the property. The height above grade shall be indicated for blade signs and freestanding signs.

c. A statement as to the calculation of the allowed sign area based on the appropriate building frontage length for the building.

d. The site plan shall include the property lines of the subject site in order to determine that all signage is contained on the property.

Sec. 15-13 (e) Submittal requirements. *In case of projecting or blade signs that utilize the airspace above public right-of-way, a license agreement will be generated by the City of Black Hawk for the applicant to review and it shall be reviewed for approval by City Council.*

Staff Comment: All above regulations have been fulfilled.

Sec. 15-13(f) No minimum or maximum standards are established for the Comprehensive Sign Plan, except as follows:

(1) *The total sign area proposed may not exceed one hundred and thirty-five percent (135%) of the permitted sign area allowed on the subject property as calculated and regulated in Section 15-61. An additional thirty-five percent (35%) of sign area may be granted to a Comprehensive Sign Plan if the application includes the use of electronic message signs (EMS). Therefore, the total sign area proposed may be a maximum of one-hundred and seventy percent (170%) of the permitted sign area allowed on the subject property, if all requirements are met.*

(2) *Permanent window signage shall meet the requirements as set forth in Section 15-43(8).*

(3) *Temporary Banner Sign and Special Event Signs:*

a. Temporary Banner Sign: One temporary vinyl style banner sign is allowed only if included in an approved Comprehensive Sign Plan. A temporary banner sign shall not count toward the maximum sign area permitted for a given business and shall adhere to the following regulations:

- 1. There shall not be more than one (1) Temporary Banner Sign attached to the building; and*
- 2. Such sign shall be placed in the approved designated display location on the building and shall be constructed out of high quality material; and*
- 3. Such sign shall be allowed to be made of flexible plastic, cardboard, vinyl, fabric or similar non-rigid water-proof material; and*
- 4. Such sign shall be attached in an inconspicuous manner without zip ties, ropes or other similar visible material; and*
- 5. Such sign shall be adhered to the building with grommets and be attached with nuts, bolts or other similar non-visible fasteners; and*
- 6. Such sign shall not exceed thirty-two (32) square feet in size; and*
- 7. Placement of such sign shall be allowed for thirty (30) consecutive days, six (6) times in a calendar year as specified by the business owner and proper notification to the Planning Department for such days.*

Staff Comment: The Gilpin Casino property abuts public right-of-way along Main Street. In total, the building façade on the subject property abuts 200 linear feet of public right-of-way. Per code, buildings with frontage longer than 128 feet may convert their frontage to sign area using a 1 linear foot to 1 square foot ratio. Based on the above regulation, the Gilpin Casino is permitted 200 sq.ft. of sign area. In addition, the Gilpin Casino is permitted an additional 35% of sign area for utilizing a CSP. With the additional sign area, the maximum sign area permitted for the Gilpin CSP is 270 square feet.

Sec. 15-13(g) The Comprehensive Sign Plan shall be reviewed in terms of its impact on surrounding land uses and its compatibility with the purposes of this Chapter and with other City planning and zoning programs and regulations.

Sec. 15-13(i) Council review and approval. Within sixty (60) days of receipt of a complete application, the Council shall act to approve, approve with conditions or deny the application. The comprehensive sign plan shall be approved if:

- (1) Implementation of the comprehensive sign plan will provide signage more compatible with the surrounding development and designed with a high quality appearance; and*

Staff Comment: The proposed signs are compatible with the other business signs that surround the property in the heart of Black Hawk's gaming district.

- (2) Implementation of the comprehensive sign plan will result in architecture and graphics of a scale appropriate for the surrounding neighborhood and development area; and*

Staff Comment: The proposed signs are compatible with surrounding properties in terms of size and scale. The signs do not over-encumber the façade of the subject building and complements the existing architecture.

(3) *Implementation of the comprehensive sign plan will provide signage consistent with the architecture and site plan characteristics of the proposed or existing project; and*

Staff Comment: Existing signs are consistent in both size and form with the architecture and site characteristics.

(4) *Implementation of the comprehensive sign plan will be materially beneficial in achieving the goals and objectives of the City's standards that relate to community design and aesthetics; and*

Staff Comment: The proposed signs meet the objectives of the City's standards and match existing approved aesthetics.

(5) *Implementation of the comprehensive sign plan will be materially beneficial in achieving the goals and objectives cited in the purpose of the Sign Code; and*

Staff Comment: The proposed sign plan meets the purpose of the comprehensive sign plan program.

Sec. 15-13(j) Modifications: *Once authorized by the Council, a Comprehensive Sign Plan may be modified through the following procedure:*

(1) Regardless of size, any building with a Comprehensive Sign Plan will require an approval, either by City Council or Administrative, to make changes to the said plan.

a. City Council approval is required for changes to a Comprehensive Sign Plan for major modifications (changes to greater than 10% of the initial approved Comprehensive Sign Plan sign area) as long as the total sign area allowed is not exceeded.

b. Administrative approval is required for changes to signs including minor modifications (changes to 10% or less of the initial approved Comprehensive Sign Plan sign area).

Staff Comment: No previous Comprehensive Sign Plan existed for Gilpin Casino. In light of the recent Sign Code changes, most specifically related to the 'banner' proposed/allowed, the client has decided to prepare a CSP.

STAFF COMMENTS:

Staff from Baseline Corporation has reviewed and evaluated the prepared Comprehensive Sign Plan provided for the Gilpin Casino and finds the document to be in compliance with the regulations established in Sec. 15-13(f), which states that the total sign area used may not exceed one hundred and thirty-five (135%) of the permitted sign area. The CSP document includes approximately 191.51 total sq.ft. of sign area. The total permitted sign area for the Gilpin Casino, based on building street frontage, is 270 sq.ft.

The applicant has chosen to include a *banner sign* in this proposed Comprehensive Sign Plan (CSP). This CSP will permit the use of the banner sign 30 consecutive days for 6 time periods per year, or a total of 180 days. A permanent location and sign frame have been identified on the Casino as required by the Sign Code.

No Electronic Message Center signs are included in this plan. If the Gilpin Casino chooses to have such type of signs in the future they will need to amend this CSP, if approved, to allow these type of signs on the property and/or the building.

Staff recommends that the proposed **Comprehensive Sign Plan** for the Gilpin Casino be approved and a Certificate of Appropriateness be granted, subject to two conditions:

1. Proper Building, Electrical, and Sign Permits shall be applied for and approved prior to the installation of any new signs.
2. The Applicant shall be required to add a note on page 1 of the CSP indicating the following; only the signs graphically depicted within this approved Comprehensive Sign Plan are allowed. No additional signs can be added on this property without an approval from authorized City of Black Hawk representative or City Council, depending on the process to permit additional signage.

FINDINGS:

Within sixty (60) days of receipt of a complete application, the City Council may approve, conditionally approve, or deny the application for Comprehensive Sign Plan. Sections 15-13 (a) Purpose and (b) Applicability provide the ability of the property owner to submit the application. Following are findings that can be referred to relate to the criteria in Section 15-13 (i):

- (1) Implementation of the Comprehensive Sign Plan will provide signage that is compatible with the surrounding development and designed with a high quality appearance; and
- (2) Implementation of the Comprehensive Sign Plan will result in architecture and graphics of a scale appropriate for the surrounding neighborhood and development area; and
- (3) Implementation of the Comprehensive Sign Plan will provide signage consistent with the architecture and site plan characteristics of the proposed or existing project; and
- (4) Implementation of the Comprehensive Sign Plan will be materially beneficial in achieving the goals and objectives of the City's standards that relate to community design and aesthetics; and
- (5) Implementation of the Comprehensive Sign Plan will be materially beneficial in achieving the goals and objectives cited in the purpose of the Sign Code.

RECOMMENDATION:

Baseline Staff recommends City Council consider a **MOTION TO APPROVE WITH TWO CONDITIONS** a Certificate of Appropriateness for a Comprehensive Sign Plan for the Gilpin Casino as submitted and included with this staff report. The conditions are as follow:

1. Proper Building, Electrical, and Sign Permits shall be applied for and approved prior to the installation of the permanent banner display frame.

2. The Applicant shall be required to add a note on page 1 of the CSP indicating the following; only the signs graphically depicted within this approved Comprehensive Sign Plan are allowed. No additional signs can be added on this property without an approval from authorized City of Black Hawk representative or City Council, depending on the process to permit additional signage.

Attachments:

- Land Development Application Form
- Comprehensive Sign Plan document

Applicant's Submittal



BLACK HAWK

City of Black Hawk
Community Planning and Development
211 Church Street
P.O. Box 68
Black Hawk, CO 80422
Ph: 303-582-0615 Fax: 303-582-2239



DATE: 5/17/14
APPLICANT NAME: The Gilpin Casino
APPLICANT ADDRESS: 111 Main St Black Hawk CO 80422
APPLICANT MAILING ADDRESS: P.O Box 50 Black Hawk Co 80422
APPLICANT CONTACT NUMBER: 303-582-1133
EMAIL ADDRESS: talan@bhwk.com
PROPERTY OWNER NAME: Jacobs Entertainment
PROPERTY OWNER ADDRESS: 17301 W. Colfax Ave Golden Co 80401
PROPERTY OWNER MAILING ADDRESS: P.O. Box 50 Black Hawk Co 80422
PROPERTY OWNER CONTACT NUMBER: 303-582-1133
EMAIL ADDRESS: _____
PROJECT NAME: The Gilpin Casino
PROJECT ADDRESS: 240 Main St Black Hawk Co 80422
PROJECT DESCRIPTION: CSP update -

IS PROPERTY WITHIN CITY LIMITS: YES NO
PRESENT ZONING: Gaming CURRENT USE: Gaming
NAME OF EXISTING PLANNED UNIT DEVELOPMENT (IF APPLICABLE): _____
NAME OF EXISTING SUBDIVISION PLAT (IF APPLICABLE): _____
GILPIN COUNTY ASSESSOR'S I.D. NO.(S): _____
EXISTING PROPERTY SIZE: _____ ACRES/SQ.FEET
(PLEASE ATTACH A COPY OF SURVEY/PLAT.)
EXISTING BUILDING SIZE: _____ SQ. FT. AND/OR NUMBER OF EXISTING RESIDENTIAL UNITS: _____

ACTION REQUESTED (COMPLETED BY CITY STAFF):
A list of required submittal items will be provided to the applicant at the conclusion of the Pre-Planning Process. A list of potential documents that may be required is attached.

- ANNEXATION OF _____ ACRES OF LAND AND _____ ACRES OF RIGHT-OF-WAY
- ZONING/REZONING: FROM: _____ TO: _____
- PLANNED UNIT DEVELOPMENT (AMENDMENT)
- FINAL PLAT: _____ EXISTING LOTS _____ PROPOSED LOTS
- MINOR PLAT
- SPECIAL USE PERMIT
- VACATION OF EASEMENT: _____ RIGHT-OF-WAY: _____
- VARIANCE
- SITE DEVELOPMENT PLAN

- CERTIFICATE OF APPROPRIATENESS
- TEMPORARY USE PERMIT
- HISTORIC PRESERVATION FUND GRANT
- FEMA ELEVATION CERTIFICATE
- FLOOD PLAIN DEVELOPMENT PERMIT
- MOTOR VEHICLE/RECREATION VEHICLE STORAGE PERMIT
- COMPREHENSIVE SIGNAGE PLAN/SIGN PERMIT
- BOARD OF APPEALS

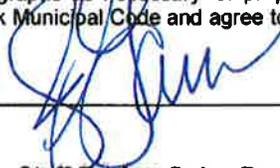
PLEASE READ THE FOLLOWING

FOR INFORMATIONAL PURPOSES, SECTION 16-370 OF THE BLACK HAWK MUNICIPAL CODE ESTABLISHES THE REQUIREMENT FOR APPLICANTS TO PAY FEES TO COVER THE COSTS THE CITY MAY INCUR BY HAVING THE CITY APPROVED CONSULTANTS EVALUATE AND PROCESS APPLICATIONS. IF YOU HAVE ANY QUESTIONS RELATED TO THIS, PLEASE CONTACT US FOR CLARIFICATION.

CERTIFICATION:

I hereby certify that to the best of my knowledge and believe, all information supplied with this application is true and accurate and that consent of the property owner listed above, without which the requested action cannot lawfully be accomplished, has been granted. Permission is also hereby granted to the City of Black Hawk staff to physically enter upon and inspect the subject property and take photographs as necessary for preparation of the case. In addition, I have read and understand Section 16-370 of the Black Hawk Municipal Code and agree to the payment of any fees to the processing of this application.

SIGNATURE OF APPLICANT: _____



DATE: _____

5/19/14

Staff Review Only. Do not write below this line.

All Submittal attachments included? Yes No

Public Hearing Required? Yes No

Administrative Approval: Yes No

Date: _____

Date: _____

REVIEW:

- City Surveyor – CCS Consulting
- Baseline Corporation
- Colorado Code Consultants
- Community Planning and Development
- Public Works

THE GILPIN CASINO

COMPREHENSIVE SIGN PLAN

May 29, 2014

 **YESCO**[®]
Custom Electric Signs™

CITY OF BLACKHAWK MAYOR'S CERTIFICATE

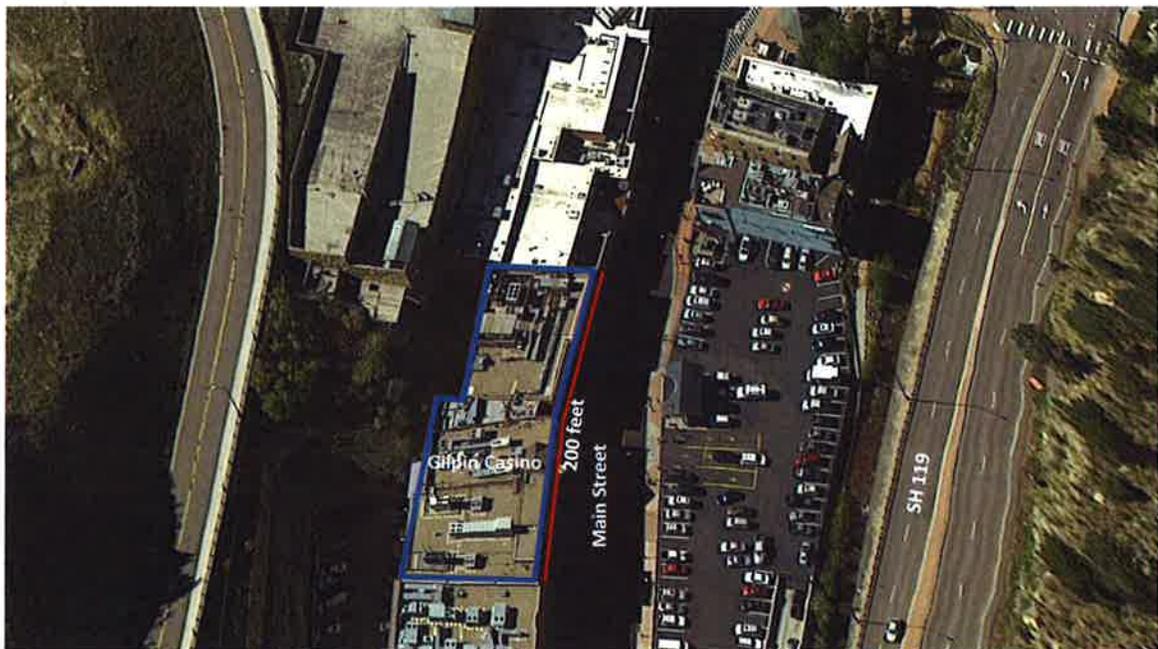
THE FOREGOING CERTIFICATE OF APPROPRIATENESS
IS APPROVED BY THE BOARD OF ALDERMEN OF THE
CITY OF BLACK HAWK, CO.

THIS _____ DAY OF _____, 2014

BY: _____
MAYOR OF THE CITY OF
BLACK HAWK

ATTEST: _____
CITY CLERK

Gilpin Casino Sign Area Calculation



Gilpin Casino right-of-way frontage = 200 feet

Ratio = 1 linear foot of frontage : 1 square foot of sign area

Additional sign area for Comprehensive Sign Plan = 35%

Total sign area permitted for Gilpin Casino Comprehensive Sign Plan = $200 \times 1.35 = 270$ square feet

REF.	EXISTING SIGNS	COPY	SIZE	QTY.	TYPE	ILLUMINATION	ELEVATION	SQFT
S1		THE GILPIN CASINO	4'-9" (HEIGHT) X 15'-6" (WIDTH)	1	WALL SIGN	DIRECT ILLUMINATION	MAIN STREET ELEVATION	73.60 ft ²
S2		THE GILPIN CASINO	13" (HEIGHT) X 23 1/2" (WIDTH)	6	WINDOW DECAL	NON ILLUMINATED	MAIN STREET ELEVATION	12.42 ft ²
S3		ENTRANCE	4" (HEIGHT) X 19 1/2" (WIDTH)	4	INFORMATION PLACARD	NON ILLUMINATED	MAIN STREET ELEVATION	2.16 ft ²
S4		DEBE SER MAYOR DE 21 AÑOS PARA ENTRAR AL EDIFICIO	3" (HEIGHT) X 9 1/2" (WIDTH)	6	INFORMATION PLACARD	NON ILLUMINATED	MAIN STREET ELEVATION	1.20 ft ²
S5		NO ONE UNDER 21 ALLOWED ON PREMISES	3 3/8" (HEIGHT) X 1'-4" (WIDTH)	6	INFORMATION PLACARD	NON ILLUMINATED	MAIN STREET ELEVATION	2.25 ft ²
S6		OPEN 24 HOURS	1'-3" (HEIGHT) X 3'-8 1/2" (WIDTH)	1	WINDOW SIGN	DIRECT ILLUMINATION	MAIN STREET ELEVATION	4.70 ft ²
S7		THE GILPIN CASINO	15" (HEIGHT) X 26 1/2" (WIDTH)	7	WINDOW DECAL	NON ILLUMINATED	MAIN STREET ELEVATION	19.32 ft ²
S8		THE GILPIN CASINO	1'-5 1/2" (HEIGHT) X 3'-2 5/8" (WIDTH)	1	WALL SIGN	NON ILLUMINATED	MAIN STREET ELEVATION	4.68 ft ²
S9		GILPIN CASINO	18" (HEIGHT) X 4'-7" (WIDTH)	4	WINDOW DECAL	NON ILLUMINATED	MAIN STREET ELEVATION	27.50 ft ²
S10		OPEN 24 HOURS	4'-4" (HEIGHT) X 8 1/2" (WIDTH)	1	WINDOW SIGN	DIRECT ILLUMINATION	MAIN STREET ELEVATION	3.16 ft ²
S11		NOW ENTERING THE HOUSE OF CASH	4" (HEIGHT) X 3'-10 1/2" (WIDTH)	1	WALL SIGN	NON ILLUMINATED	MAIN STREET ELEVATION	1.30 ft ²
S12		MOTHER LODE	9 3/4" (HEIGHT) X 2'-10" (WIDTH)	3	WINDOW DECAL	NON ILLUMINATED	MAIN STREET ELEVATION	6.9 ft ²
S13		THE GILPIN CASINO	7 1/2" (HEIGHT) X 13" (WIDTH)	4	WINDOW DECAL	NON ILLUMINATED	MAIN STREET ELEVATION	2.72 ft ²
S14		VARIES	2'-6" (HEIGHT) X 12'-8" (WIDTH)	4	WALL MOUNTED BANNER	NON ILLUMINATED	MAIN STREET ELEVATION	31.88 ft ² (DOES NOT COUNT AGAINST TOTAL)
S15		VARIES	2'-1 1/2" (HEIGHT) X 13'-11 1/2" (WIDTH)	4	WALL MOUNTED BANNER	NON ILLUMINATED	MAIN STREET ELEVATION	29.60 ft ²
TOTAL SQUARE FOOTAGE OF COMPREHENSIVE SIGN PLAN:								191.51 ft ²
TOTAL ALLOWED SQUARE FOOTAGE 200' x 1.35 (BONUS):								270.00 ft ²

YESCO
Denver Region
11722 E. 59th Avenue, Suite 200
Denver, CO 80231
781-511-9922
Colorado Springs
7111 Las Colinas
Colorado Springs, CO 80919
719-585-0185

FOR INFORMATION ONLY: YESCO is not responsible for the accuracy of the information provided in this document. The information is provided for informational purposes only and does not constitute an offer of any financial product or service. Please consult your broker for more information.

DATE: 10/15/2014
WWW.YESCO.COM

FOR THE GILPIN CASINO
ADDRESS
111 MAIN STREET
CITY: PUEBLO
COUNTY: BLAKEMORE, CO
CLIENT: RICHARD RODNEY GILPIN
DESIGNER: BRIAN CRIPPIN
DRAWN DATE: 08.08.2014

Client Signature / Date
Licenses Signature / Date

NOTES: ALL SIGNS TO BE INSTALLED WITHIN 30 DAYS OF THE DATE OF THIS PERMIT. ALL SIGNS MUST BE INSTALLED WITHIN THE SPECIFIED TIME FRAME. ALL SIGNS MUST BE INSTALLED WITHIN THE SPECIFIED TIME FRAME. ALL SIGNS MUST BE INSTALLED WITHIN THE SPECIFIED TIME FRAME.

703028 CASINO R1
1 4

**RESOLUTION 35-2014, A
RESOLUTION
CONDITIONALLY
APPROVING A
CERTIFICATE OF
APPROPRIATENESS FOR
THE INSTALLATION OF
TRAFFIC CONTROL
BOLLARDS FOR THE
Z CASINO**

STATE OF COLORADO
COUNTY OF GILPIN
CITY OF BLACK HAWK

Resolution No. 35 -2014

TITLE: A RESOLUTION CONDITIONALLY APPROVING A CERTIFICATE OF APPROPRIATENESS FOR THE INSTALLATION OF TRAFFIC CONTROL BOLLARDS FOR THE Z CASINO

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE CITY OF BLACK HAWK, COLORADO, THAT:

Section 1. The City Council hereby determines to approve a Certificate of Appropriateness for the installation of traffic control bollards for the Z Casino upon the satisfaction of the following conditions:

A. Proper building permits shall be applied for and approved prior to the installation of bollards; and

B. A representative from Z Casino is required to contact the Black Hawk Fire Department and conduct an incident pre-planning site visit to help establish a response plan for emergency response by the Fire Department when required to access the building and parking area from Chase Street.

RESOLVED AND PASSED this _____ day of _____, 2014.

David D. Spellman, Mayor

ATTEST:

Kelly K. Stevens, Deputy City Clerk

CITY OF BLACK HAWK

REQUEST FOR COUNCIL ACTION

CITY COUNCIL MEETING:

June 11, 2014

SUBJECT: Certificate of Appropriateness for Installation of Parking Traffic Control Bollards at Z Casino (P-14-24)

On May 14, 2014 the City of Black Hawk received an application for a Certificate of Appropriateness for the installation of traffic control bollards from Z Casino. Attached to this staff report is a copy of the application along with supporting documents that identify the location and type of bollards to be used.

SUMMARY AND BACKGROUND OF SUBJECT MATTER:

Section 16-368 (Zoning) of the Municipal Code regulate the Certificate of Appropriateness procedures. This application requests approval of a plan to install five bollards to control traffic flow through a parking lot utilized by Z Casino. Bollards will be yellow in color and a chain will be utilized to connect bollards to each other. The installation is intended to improve traffic flow and safety within the parking lot by preventing traffic from entering the parking lot from Chase Street. Staff from Baseline Corporation has reviewed and evaluated the proposed installation of bollards and finds the proposal to be in compliance with the regulations established in Sec. 16-368.

RECOMMENDATION:

Baseline Staff recommends City Council consider a **MOTION TO APPROVE WITH TWO CONDITIONS** a Certificate of Appropriateness for the installation of traffic control bollards at the Z Casino. The conditions are as follows:

1. Proper Building Permits shall be applied for and approved prior to the installation of bollards.
2. A representative from Z Casino is required to contact the Black Hawk Fire Department and conduct an incident pre-planning site visit to help establish a plan of action in case the Fire Department must access the building and parking area from Chase Street.

RESOLUTION DATE:

June 11, 2014

ORIGINATED BY:

Mike Lieb, Z Casino Construction
Manager

STAFF PERSON RESPONSIBLE:

Vincent Harris, Baseline Corporation

DOCUMENTS ATTACHED:

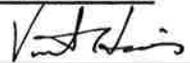
Staff Report, Notice, and applicant's
application

CITY ATTORNEY REVIEW:

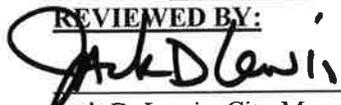
Yes No N/A

SUBMITTED BY:

INITIALS



5-30-14
Vincent Harris, Baseline Corporation

REVIEWED BY:


Jack D. Lewis, City Manager

Staff Report



STAFF REPORT: Certificate of Appropriateness for Installation of Parking Traffic Control Bollards at Z Casino (P-14-24)

For: City Council

Project: Z Casino Parking Traffic Control Bollards

Property Address: 101 Chase Street

Applicants: JZ Gaming LLC – dba. Z Casino

Zoning: PUD (96-04 Millsite 27)

Prepared by: Zeljko Spiric, Baseline Corporation

Approved by: Vincent Harris, Baseline Corporation *V. Harris*

Reviewed by: Cynthia Linker, CP&D

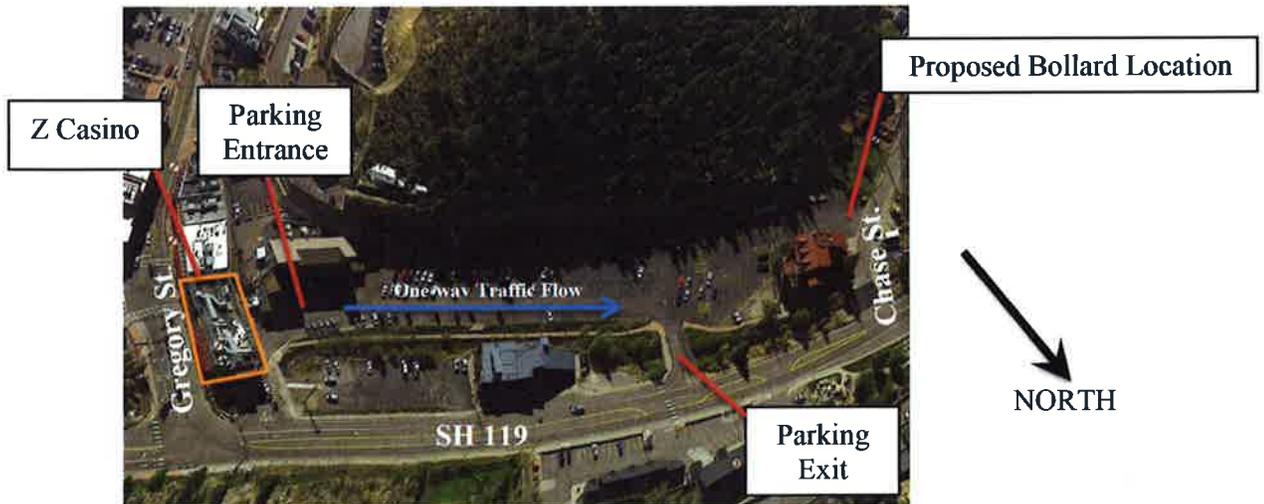


BACKGROUND:

On May 14, 2014 the City of Black Hawk received an application for a Certificate of Appropriateness for the installation of traffic control bollards from Z Casino. Attached to this staff report is a copy of the application along with supporting documents that identify the location and type of bollards to be used.

Z Casino utilizes an existing parking lot north of the main casino building to provide parking for its patrons. Recently, the Casino managers noticed a problem in vehicle circulation within the parking lot. It was identified that cars entering the parking lots from Chase Street were contributing to the vehicle circulation problem.

The Casino proposes to install five bollards at the Chase Street entrance to the parking lot to help resolve the issue and direct traffic in a more efficient manner. Bollards will be installed in a manner that would allow them to be removed when necessary. A chain will be added between each bollard to prevent their removal and smaller vehicles to get through. Image 1 shows the location of the proposed bollards. Images 2, 3 and 4 show the style, type and color of the proposed bollards and chain. Bollards will be painted yellow in color.



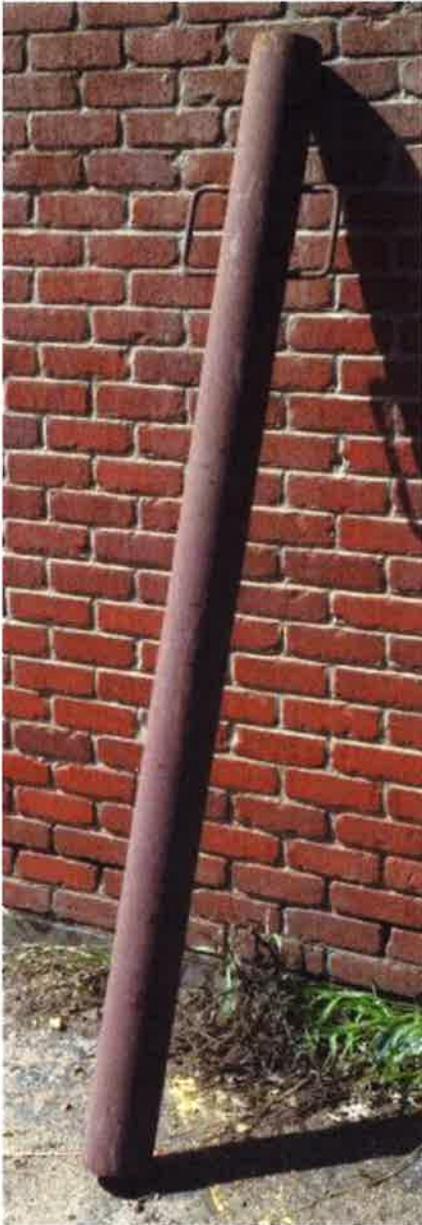


Image 2: Proposed Bollard Size



Image 3: Proposed Bollard Color



Image 3: Proposed Chain Color

The proposed installation has been reviewed by staff for compliance with Chapter 16 (Zoning) of the Black Hawk Municipal Code.

APPLICABLE CITY OF BLACK HAWK REGULATIONS:

Excerpts from:

***City of Black Hawk
Zoning Code
Chapter 16 – Zoning***

Sec. 16-368. Any person seeking to renovate the exterior of, add to or construct a new building shall be subject to the following procedures. Any such renovation, construction or demolition shall be subject to the City's design standards.

16-368 (3). Procedure to authorize the erection, construction, reconstruction, alterations to or demolition of improvements.

a. No building permit or site development plan shall be issued unless accompanied by a Certificate of Appropriateness (CofA) issued by the City Council for any of the following acts:

- 1.* Construction of a new building, structure or improvement;
- 2.* Alteration or reconstruction of, or addition to, the exterior of any improvement;
- 3.* Demolition of any improvement;
- 4.* Construction or erection of or addition to any improvement upon any land located within the City;

16-368 2. (f): Criteria for determining appropriateness of proposed work. In determining the appropriateness of work (other than demolition) as proposed in an application for a site development plan or a building permit, the Board of Aldermen shall consider the following:

1. All plans, drawings and photographs as may be submitted by the applicant;

Staff Comment: The applicant has submitted a plan and several images identifying the locations of the proposed bollard installation.

2. Information presented at a public hearing held concerning the proposed work:

Staff Comment: A representative of the Z Casino will provide additional information at the City Council meeting if needed.

3. The purpose of this Chapter:

Staff Comment: The purpose of this Chapter is to ensure that all development and in this case, the new renovations meet the necessary zoning requirements and are appropriate for the area. Staff concludes that the proposed renovations are appropriate.

4. Compliance with the ordinances of the City and the payment of all fees required by the ordinances of the City:

Staff Comment: The applicants have and will continue to pay all necessary fees required by the ordinances of the City.

5. The historical and architectural style, the general design, arrangement, texture, materials and color of the development, building or structure in question or its appurtenance fixtures;

the relationship of such features to similar features of the other buildings within the City and the position of the building, structure, park or open space in relation to public right-of-way and to other buildings and structures in the City:

Staff Comment: The proposed bollards will match those in the area. For safety reasons the bollards will be colored bright yellow, but will not detract from the aesthetic appeal of the area.

6. *The effects of the proposed work upon the protection, enhancement, perpetuation and use of the City which cause it to possess a special character or special historical or aesthetic interest or value;*

Staff Comment: The proposed work will not have an impact on the protection, enhancement, perpetuation and use of the City.

7. *The design standards for the City:*

Staff Comment: The proposed renovations have been reviewed against the Commercial Design Guidelines for Non-historic Buildings. Bollards are being installed for safety and traffic control. They do not detract the architectural appeal of the area.

STAFF COMMENTS:

Staff from Baseline Corporation has reviewed and evaluated the application and find the proposal to be in compliance with the regulations established in Sec. 16-368. The bollards will help regulate traffic and increase driver safety in the Z Casino parking lot. Staff finds that the bollards will contribute to a better traffic flow within the parking area.

In summary, Staff recommends that Certificate of Appropriateness be granted for the installation of the bollards at the Z Casino parking lot based upon the findings included above. The Certificate of Appropriateness should be subject to following conditions:

1. Proper Building Permits shall be applied for and approved prior to the installation of bollards.
2. A representative from Z Casino is required to contact the Black Hawk Fire Department and conduct an incident pre-planning site visit to help establish a plan of action in case the Fire Department must access the building and parking area from Chase Street.

FINDINGS:

City Council may *approve, conditionally approve, or deny* a Certificate of Appropriateness. To support this proposal, the following findings can be used:

The proposed Z Casino parking lot improvements are intended to improve traffic safety and flow at a parking lot that has a specific traffic flow. The proposal meets the intent of the criteria outlined in Section 16-368 of the Municipal Code and will fit overall site design and aesthetics.

RECOMMENDATION:

Baseline Staff recommends City Council consider a **MOTION TO APPROVE WITH TWO CONDITIONS** a Certificate of Appropriateness for the installation of traffic control bollards at the Z Casino. The conditions are as follows:

1. Proper Building Permits shall be applied for and approved prior to the installation of bollards.
2. A representative from Z Casino is required to contact the Black Hawk Fire Department and conduct an incident pre-planning site visit to help establish a plan of action in case the Fire Department must access the building and parking area from Chase Street.

Attachments:

- Land Development Application Form
- Proposed installation supporting documents and photos

Applicant's Submittal



BLACK HAWK

City of Black Hawk
Community Planning and Development
211 Church Street
P.O. Box 68
Black Hawk, CO 80422
Ph: 303-582-0615 Fax: 303-582-2239

PRE-PLANNING
LAND USE
APPLICATION

DATE: 4/15/14
APPLICANT NAME: Mike Lieb
APPLICANT ADDRESS: 101 Gregory, Black Hawk, CO 80422
APPLICANT MAILING ADDRESS: -same-
APPLICANT CONTACT NUMBER: 730-320-5751
EMAIL ADDRESS: mlieb@jzscasino.com
PROPERTY OWNER NAME: JZ Gaming LLC
PROPERTY OWNER ADDRESS: 101 Gregory St. PO Box 49 Black Hawk, CO 80422
PROPERTY OWNER MAILING ADDRESS: 101 Gregory, Black Hawk, Co 80422
PROPERTY OWNER CONTACT NUMBER: 303-271-2521
EMAIL ADDRESS: jzimple@jzscasino.com
PROJECT NAME: parking lot bollards
PROJECT ADDRESS: 100 Chase, Black Hawk, Co, 80422
PROJECT DESCRIPTION: install four removable bollards and chain to control parking lot access. Bollards to be installed in sleeves for removability

IS PROPERTY WITHIN CITY LIMITS: YES NO
PRESENT ZONING: _____ CURRENT USE: parking lot
NAME OF EXISTING PLANNED UNIT DEVELOPMENT (IF APPLICABLE): _____
NAME OF EXISTING SUBDIVISION PLAT (IF APPLICABLE): _____
GILPIN COUNTY ASSESSOR'S I.D. NO.(S): _____
EXISTING PROPERTY SIZE: _____ ACRES/SQ.FEET

(PLEASE ATTACH A COPY OF SURVEY/PLAT.)
EXISTING BUILDING SIZE: _____ SQ. FT. AND/OR NUMBER OF EXISTING RESIDENTIAL UNITS: _____

ACTION REQUESTED (COMPLETED BY CITY STAFF):
A list of required submittal items will be provided to the applicant at the conclusion of the Pre-Planning Process. A list of potential documents that may be required is attached.

- ANNEXATION OF _____ ACRES OF LAND AND _____ ACRES OF RIGHT-OF-WAY
- ZONING/REZONING: FROM: _____ TO: _____
- PLANNED UNIT DEVELOPMENT (AMENDMENT)
- FINAL PLAT: _____ EXISTING LOTS _____ PROPOSED LOTS
- MINOR PLAT
- SPECIAL USE PERMIT
- VACATION OF EASEMENT: _____ RIGHT-OF-WAY: _____
- VARIANCE
- SITE DEVELOPMENT PLAN

- CERTIFICATE OF APPROPRIATENESS
- TEMPORARY USE PERMIT
- HISTORIC PRESERVATION FUND GRANT
- FEMA ELEVATION CERTIFICATE
- FLOOD PLAIN DEVELOPMENT PERMIT
- MOTOR VEHICLE/RECREATION VEHICLE STORAGE PERMIT
- COMPREHENSIVE SIGNAGE PLAN/SIGN PERMIT
- BOARD OF APPEALS

PLEASE READ THE FOLLOWING

FOR INFORMATIONAL PURPOSES, SECTION 16-370 OF THE BLACK HAWK MUNICIPAL CODE ESTABLISHES THE REQUIREMENT FOR APPLICANTS TO PAY FEES TO COVER THE COSTS THE CITY MAY INCUR BY HAVING THE CITY APPROVED CONSULTANTS EVALUATE AND PROCESS APPLICATIONS. IF YOU HAVE ANY QUESTIONS RELATED TO THIS, PLEASE CONTACT US FOR CLARIFICATION.

CERTIFICATION:

I hereby certify that to the best of my knowledge and believe, all information supplied with this application is true and accurate and that consent of the property owner listed above, without which the requested action cannot lawfully be accomplished, has been granted. Permission is also hereby granted to the City of Black Hawk staff to physically enter upon and inspect the subject property and take photographs as necessary for preparation of the case. In addition, I have read and understand Section 16-370 of the Black Hawk Municipal Code and agree to the payment of any fees to the processing of this application.

SIGNATURE OF APPLICANT: Michael J. Hub DATE: 5/15/14

Staff Review Only. Do not write below this line.

All Submittal attachments included? Yes No

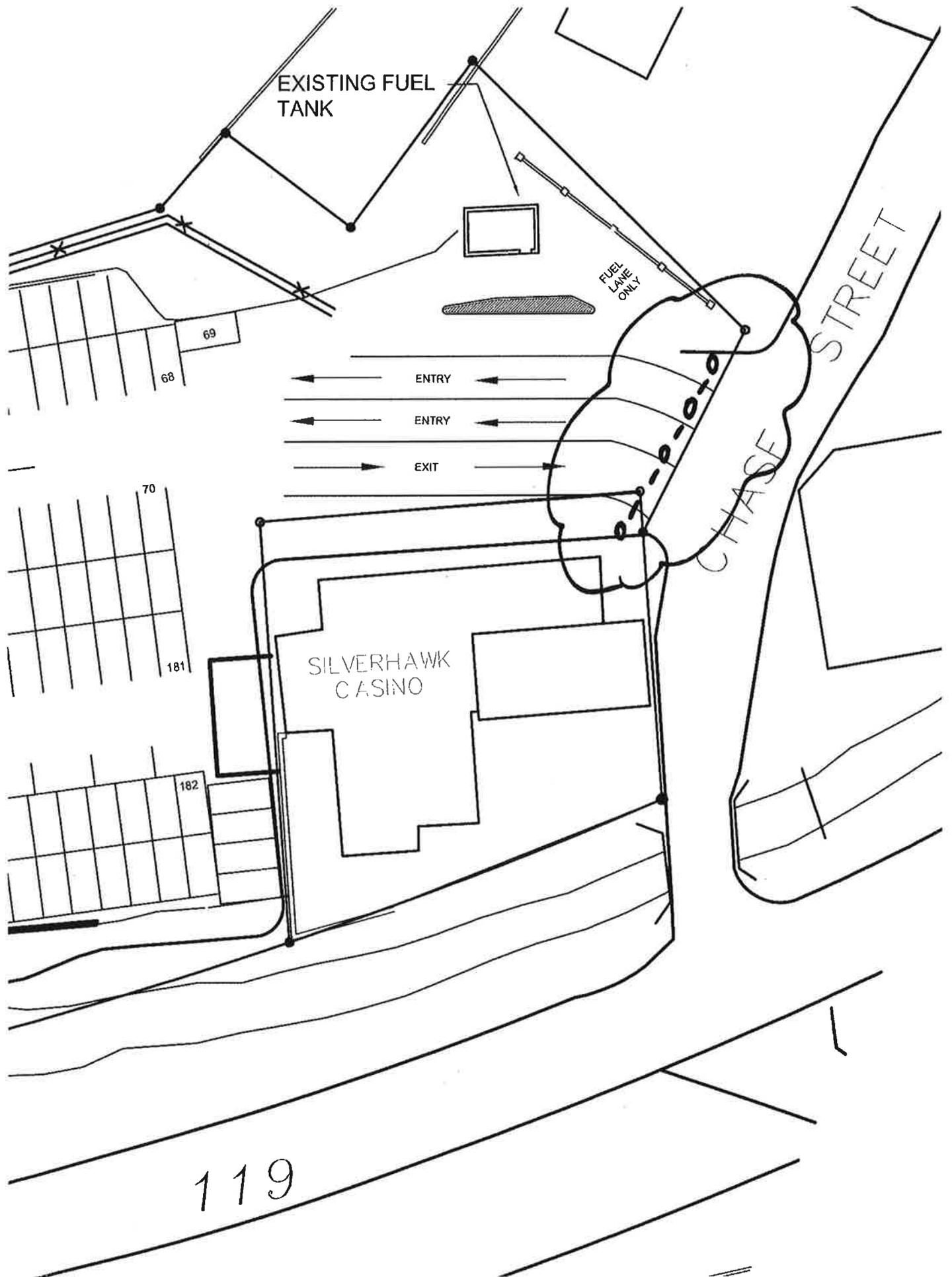
Public Hearing Required? Yes No

Administrative Approval: Yes No

Date: _____ Date: _____

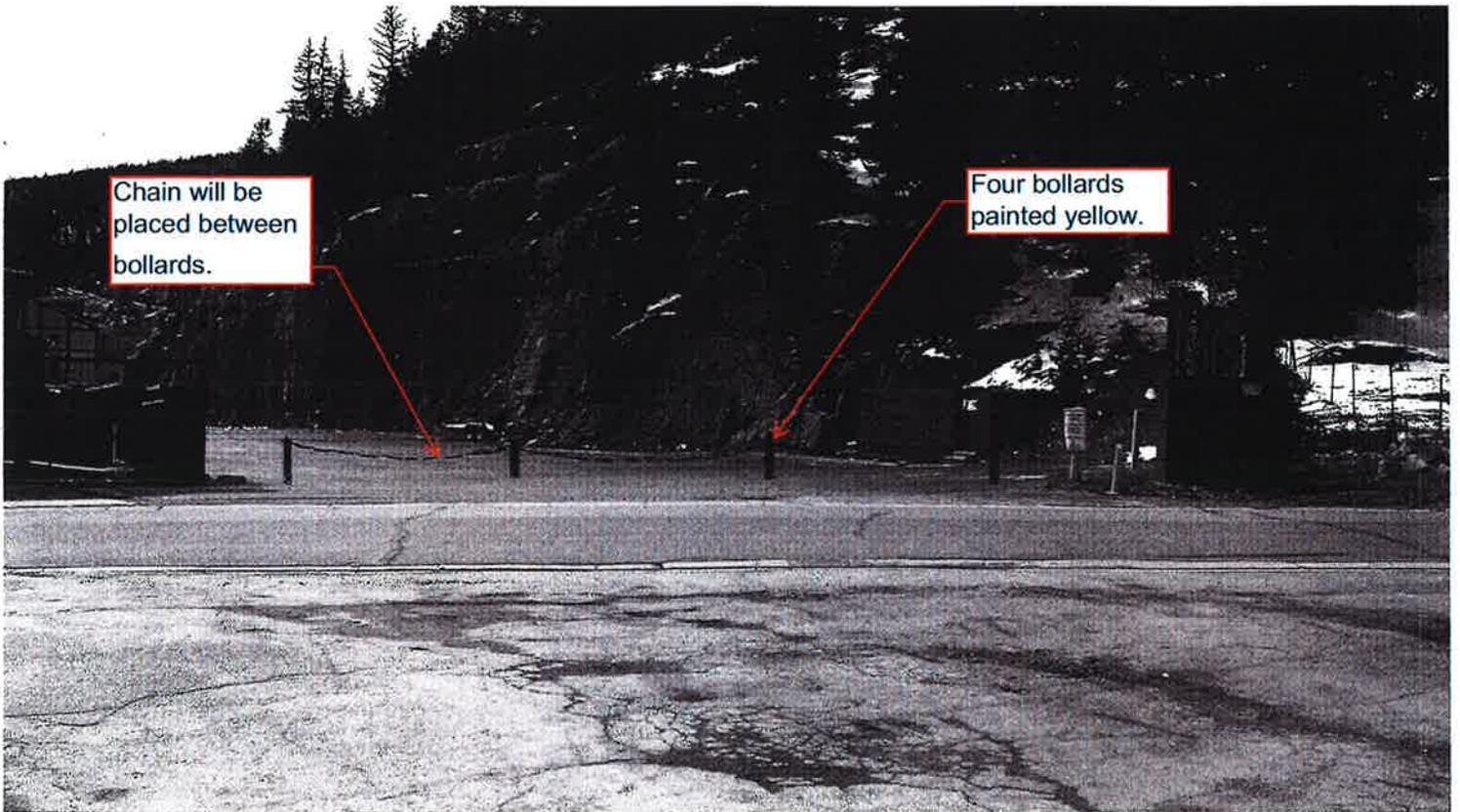
REVIEW:

- City Surveyor – CCS Consulting
- Baseline Corporation
- Colorado Code Consultants
- Community Planning and Development
- Public Works





View from Chase Street







**RESOLUTION 36-2014
A RESOLUTION
CONDITIONALLY
APPROVING A
CERTIFICATE OF
APPROPRIATENESS
FOR EXTERIOR PAINT
AND LIGHTING AT 231
GREGORY STREET**

STATE OF COLORADO
COUNTY OF GILPIN
CITY OF BLACK HAWK

Resolution No. 36 -2014

TITLE: A RESOLUTION CONDITIONALLY APPROVING A CERTIFICATE OF APPROPRIATENESS FOR EXTERIOR PAINT AND LIGHTING AT 231 GREGORY STREET

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE CITY OF BLACK HAWK, COLORADO, THAT:

Section 1. The City Council hereby determines to approve the Certificate of Appropriateness for exterior paint and light fixture enhancements at 231 Gregory Street, upon satisfaction of the following condition:

- A. The proposed lighting fixtures shall match those proposed by the applicant in its submitted application;
- B. Lighting shall be shielded so as to not create a glare and safety hazard for either pedestrians or persons driving vehicles. All outdoor lighting shall not be directed at any adjacent property or public streets;
- C. The color of the installed accessory materials shall match the color of the surface upon which they are installed in order to blend in with the character and the aesthetics of the building;
- D. A night-time inspection shall be conducted to ensure that the installation and use of the new lights do not compromise the safety of any pedestrians or motorists on Gregory Street;
- E. All applicable permits including building permits and electrical permits are to be obtained before work can commence; and
- F. Prior to commencement of work, the applicant shall coordinate with the Public Works Department on a public safety plan for occupying and/or closing Gregory Street right-of-way as necessary.

RESOLVED AND PASSED this _____ day of _____, 2014.

David D. Spellman, Mayor

ATTEST:

Kelly K. Stevens, Deputy City Clerk

CITY OF BLACK HAWK

REQUEST FOR COUNCIL ACTION

CITY COUNCIL MEETING:

June 11, 2014

SUBJECT: Certificate of Appropriateness for Exterior Paint and Lighting at 231 Gregory Street (P-14-23)

On May 16, 2014 the City of Black Hawk received an application for a Certificate of Appropriateness for new exterior paint and new exterior lighting fixtures at 231 Gregory Street. Attached to this staff report is a copy of the application along with supporting documents that identify the proposed enhancements.

SUMMARY AND BACKGROUND OF SUBJECT MATTER:

Section 16-368 (Zoning) of the Municipal Code regulates the Certificate of Appropriateness procedures. This application proposes renovations to the existing building. As part of that process new paint and light fixtures are to be placed on the exterior of the historic structure. The paint colors are part of the approved color palette. The new light fixtures will be gooseneck style, matching those existing. Staff from Baseline Corporation has reviewed and evaluated the proposal and find it to be in compliance with the regulations established in Sec. 16-368 and the Commercial Design Guidelines.

RECOMMENDATION:

Baseline Staff recommends City Council consider a **MOTION TO APPROVE WITH CONDITIONS** a Certificate of Appropriateness for the exterior paint and light fixture enhancements as submitted and included with this staff report with the conditions as follows:

1. The proposed lighting fixtures shall match those proposed by the applicant in its submitted application.
2. Lighting shall be shielded so as to not create a glare and safety hazard for either pedestrians or persons driving vehicles. All outdoor lighting shall not be directed at any adjacent property or public streets.
3. The color of the installed accessory materials shall match the color of the surface upon which they are installed in order to blend in with the character and the aesthetics of the building.
4. A night-time inspection shall be conducted to ensure that the installation and use of the new lights do not compromise the safety of any pedestrians or motorists on Gregory Street.
5. All applicable permits including building permits and electrical permits are to be obtained before work can commence.
6. Prior to commencement of work, the applicant shall coordinate with Public Works on a public safety plan for occupying and/or closing Gregory Street right-of-way.

RESOLUTION DATE:

June 11, 2014

ORIGINATED BY:

5B1S, LLC o/b/o Culver Van Der Jagt

STAFF PERSON RESPONSIBLE:

Vincent Harris, Baseline Corporation

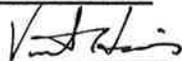
DOCUMENTS ATTACHED:

Staff Report, Notice, and applicant's application

CITY ATTORNEY REVIEW:

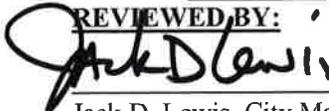
Yes No N/A

SUBMITTED BY:



Vincent Harris, Baseline Corporation

REVIEWED BY:



Jack D. Lewis, City Manager

Staff Report

STAFF REPORT: Certificate of Appropriateness for Exterior Paint and Lighting at 231 Gregory Street (P-14-23)

For: City Council
Project: 231 Gregory Street Exterior Paint and Lighting Upgrade
Property Address: 231 Gregory Street
Applicants: 5BIS, LLC dba 1879 on behalf of Culver Van Der Jagt (owner)
Zoning: CG – Core Gaming
Prepared by: Ethan Watel, Baseline Corporation
Approved by: Vincent Harris, Baseline Corporation
Reviewed by: Cynthia Linker, CP&D Administrator



BACKGROUND:

The City of Black Hawk has received (May 16, 2014) an application for a Certificate of Appropriateness (COA) from 5BIS, LLC on behalf of Culver Van Der Jagt, owner of 231 Gregory Street. The applicant is currently in the process of remodeling the building for a retail use. The applicant requests a COA for new exterior paint and new exterior lighting fixtures. These improvements will greatly enhance the façade and appearance of this historic structure.

Exterior Paint:

The brick and wood exterior of the building at 231 Gregory Street is currently painted green with pink and white accents (See Image 1, below). A new coat of paint is needed to improve the appearance.

The applicant is proposing three new paint colors. The wooden and brick portions of the building are proposed to be painted Rockport Gray (HC-105). The doors are to be Sherwood Green (HC-118) while the trim is to be Monterey White (HC-27). HC numbers after the color indicate *Benjamin Moore Historical Color* color palette. The applicant has prepared a photo-simulation demonstrating the proposed paint application; please refer to Image 2, below.

Exterior Lighting:

In addition to new paint, the applicant is proposing to replace the existing gooseneck style lighting that is currently in need of replacement. The applicant proposes to replace the light fixtures with a new unit that is also of the gooseneck style. The specific brand and model is the Frontier Angle Shade from Barn Light Electric Co. The light fixtures will be black in color. Please refer to Image 3 for an image of the proposed fixture.

Image 1. Existing Conditions



Image 2. Proposed New Paint Colors



Image 3. Proposed Light Fixtures



APPLICABLE CITY OF BLACK HAWK REGULATIONS:

Excerpts from:

*City of Black Hawk
Municipal Code
Chapter 16 - Zoning*

Sec. 16-368: Any person seeking to renovate the exterior of, add to or construct a new building shall be subject to the following procedures. Any such renovation, construction or demolition shall be subject to the City's design standards.

16-368 (3). Procedure to authorize the erection, construction, reconstruction, alterations to or demolition of improvements.

a. No building permit or site development plan shall be issued unless accompanied by a Certificate of Appropriateness (CofA) issued by the City Council for any of the following acts:

- 1. Construction of a new building, structure or improvement;*
- 2. Alteration or reconstruction of, or addition to, the exterior of any improvement;*
- 3. Demolition of any improvement;*
- 4. Construction or erection of or addition to any improvement upon any land located within the City;*

16-368 (3) f. Criteria for determining appropriateness of proposed erection, construction, reconstruction or alteration. In determining appropriateness of a proposed site plan or building permit for the erection, construction or alteration of a building, the HPC and the City Council shall consider the following:

- 1. All plans, drawings and photographs as may be submitted by the applicant;*

Staff comment: The applicant has submitted plans for the paint and the lighting fixtures that are attached to this Staff Report.

2. Information presented at a public hearing held concerning the proposed work;

Staff comment: Baseline staff as well as a representative of the applicant will provide additional information at the City Council meeting if needed.

3. The purpose of this Chapter;

Staff comment: The purpose of this Chapter is to ensure that all development, and in this case the paint and lighting changes, meets the zoning requirements of the City of Black Hawk. The property is zoned CG - Core Gaming. Staff finds that the existing building with proposed changes will continue to uphold these zoning standards.

4. Compliance with this Code and the payment of all fees required by this Code;

Staff comment: The applicants shall be required to pay all necessary fees.

5. The historical and architectural style, the general design, arrangement, texture, materials and color of the development, building or structure in question or its appurtenance fixtures; the relationship of such features to similar features of the other buildings within the City and the position of the building, structure, park or open space in relation to public right-of-way and to other buildings and structures in the City;

Staff comment: The proposed paint colors are acceptable and are approved colors. The proposed lighting fixtures are of an appropriate design for the building. Staff does have the following recommendations to work with the historical style but also address safety issues:

Lighting needs to be shielded to be in compliance with the City Code Section 16-282 and the Commercial Design Guidelines so as to not create a glare and safety hazard for either pedestrians or persons driving vehicles. All outdoor lighting shall not be directed at any adjacent property or public streets. Furthermore, the exterior color of the installed conduit for lighting fixtures must match the color of the surface upon which they are installed in order to blend in with the character and the aesthetics of the building to prevent color contrasts on the façade of the building.

6. The effects of the proposed work upon the protection, enhancement, perpetuation and use of the City which cause it to possess a special character or special historical or aesthetic interest or value;

Staff comment: The proposed paint and light fixtures to be added to the exterior of the building will accentuate the architectural style of the building. The fixtures that will be used will also be compatible with the character and architecture of the building.

7. The design standards for the City:

Staff comment: The proposed lighting additions to the building address the following concerns within the Black Hawk Commercial Design Guidelines:

See below.

Excerpts from:

*City of Black Hawk
Commercial Design Guidelines*

IX. Exterior Finishes and Colors

- a) All exposed wood surfaces, including siding, railing and ornamental trim, must be painted. On mill-type buildings located in the Millsite Gaming and Light Industrial Districts only, wood may be left natural or stained and covered with a weather-protective finish.
- b) All proposed colors and finishes must be presented on a 4' by 4' sample board, and must be approved by CP&D.
 - Colors and paint schemes are reviewed as a part of the building design to ensure that one building's color scheme does not dominate the street.
 - Be consistent in color usage throughout the exterior of the building so that the building will be perceived as a whole.
 - Carefully design color schemes to highlight, not diminish, the character of the architecture.

XVII. Exterior Lighting

Lighting shall create a safe and secure environment for pedestrians without generating any unnecessary or vagrant lighting that spreads excessively into adjacent areas.

- a) General lighting guidelines
 - i. Lighting shall be designed to prevent unnecessary light trespass. Avoid lighting which illuminates more than the area for which it was specifically installed. Familiarity with the principle of Dark Sky is encouraged.
 - All exterior lighting shall be shielded and designed to minimize glare into the street and onto adjacent properties, especially adjoining residential properties.
 - When lighting the pedestrian way in front of a commercial building, light trespass will not be allowed beyond the face of curb parallel to the building.
 - Up-lights which are not shielded and directed to the façade of the building create glare in the night-time sky and are inappropriate.
 - Lighting for parking and service areas shall be shielded and designed to minimize glare into the street and onto adjacent properties.
 - Light from building façade lighting will not, in any case, extend beyond the edges of the building.
 - Lighting of commercial properties shall not impact any residences.
 - ii. Accent features of primary building elevations, such as special architectural ornamentation, signs and entrances may be lighted, but lighting that creates a uniform light level across a building front or washes extensive amounts of wall surface is inappropriate. Avoid lighting upper levels of buildings, except to emphasize architectural features of the building.
- b) Exterior Light Fixtures
 - i. Use lamp fixtures that are simple in character and are compatible with the building design.
 - ii. Use light fixtures that provide focused, shielded lighting.
 - iii. All building mounted fixtures shall be a cut-off to full cut-off fixtures.

STAFF COMMENTS:

Staff from Baseline Corporation has evaluated the information provided by the applicant. The City of Black Hawk Municipal Code allows for exterior renovations of non-residential buildings with the approval of a Certificate of Appropriateness. Staff from Baseline Corporation recommends that a Certificate of Appropriateness be granted to approve the proposed paint and lighting fixture improvements. The proposed renovations are acceptable and meet the Design Guidelines for commercial uses adopted by the City of Black Hawk.

Staff has discussed with the applicant the need to ensure that all lights are shielded appropriately to reduce glare and a cluttered appearance. It is a public safety hazard should lights shine on motorists on the street or onto adjacent properties. In addition, in order to meet the Design Guidelines, the color of any electrical conduits on the façade of the building shall match the color of the structure to which it is attached as closely as possible.

In addition, there is a possibility that the sidewalk and/or a lane of Gregory Street may need to be closed temporarily to facilitate the painting of building. Ladders and/or scaffolding may be used during a three day period. Staff is recommending that a condition of approval be incorporated that requires the applicant to coordinate with city staff from Public Works, prior to starting the painting, on a public safety plan for the use of city right-of-way.

In summary, Staff recommends that a Certificate of Appropriateness for new exterior paint and exterior light fixtures be granted, subject to the following conditions:

1. The proposed lighting fixtures shall match those proposed by the applicant in its submitted application.
2. Lighting shall be shielded so as to not create a glare and safety hazard for either pedestrians or persons driving vehicles. All outdoor lighting shall not be directed at any adjacent property or public streets.
3. The color of the installed accessory materials shall match the color of the surface upon which they are installed in order to blend in with the character and the aesthetics of the building.
4. A night-time inspection shall be conducted to ensure that the installation and use of the new lights do not compromise the safety of any pedestrians or motorists on Gregory Street.
5. All applicable permits including building permits and electrical permits are to be obtained before work can commence.
6. Prior to commencement of work, the applicant shall coordinate with Public Works on a public safety plan for occupying and/or closing Gregory Street right-of-way.

FINDINGS:

City Council may *approve, conditionally approve, or deny* a Certificate of Appropriateness. To support this proposal, the following findings can be used:

The proposed exterior renovations and improvements at 231 Gregory Street increase the visual and physical quality of the casino's façade. The proposal meets the intent of the criteria outlined in Section 16-368 of the Municipal Code and those found in Black Hawk's Commercial Design Guidelines as noted and evaluated in this staff report presented to City Council.

RECOMMENDATION:

Baseline Staff recommends City Council consider a **MOTION TO APPROVE WITH CONDITIONS** a Certificate of Appropriateness for the exterior paint and light fixture enhancements, as submitted and included with this staff report with the conditions as follows:

1. The proposed lighting fixtures shall match those proposed by the applicant in its submitted application.
2. Lighting shall be shielded so as to not create a glare and safety hazard for either pedestrians or persons driving vehicles. All outdoor lighting shall not be directed at any adjacent property or public streets.
3. The color of the installed accessory materials shall match the color of the surface upon which they are installed in order to blend in with the character and the aesthetics of the building.
4. A night-time inspection shall be conducted to ensure that the installation and use of the new lights do not compromise the safety of any pedestrians or motorists on Gregory Street.
5. All applicable permits including building permits and electrical permits are to be obtained before work can commence.
6. Prior to commencement of work, the applicant shall coordinate with Public Works on a public safety plan for occupying and/or closing Gregory Street right-of-way.

Attachments:

- Land Development Application Form
- Applicant's Submittal

Applicant's Submittal



BLACK HAWK

City of Black Hawk
Community Planning and Development
211 Church Street
P.O. Box 68
Black Hawk, CO 80422
Ph: 303-582-0615 Fax: 303-582-2239

PRE-PLANNING
LAND USE
APPLICATION

DATE: 5/16/2014
APPLICANT NAME: 581S, LLC dba 1879
APPLICANT ADDRESS: 231 Gregory St. Black Hawk, CO 80422
APPLICANT MAILING ADDRESS: 1640 Logan St. Denver, CO 80203
APPLICANT CONTACT NUMBER: 303-981-2453
EMAIL ADDRESS: Meg@gara-pbm.com
PROPERTY OWNER NAME: Culver Van Der Jagt
PROPERTY OWNER ADDRESS: 1468 Pearl Street, Denver, CO 80210
PROPERTY OWNER MAILING ADDRESS: 1468 Pearl Street Denver, CO 80210
PROPERTY OWNER CONTACT NUMBER: 303-345-3508
EMAIL ADDRESS: Culver@cololawyer.com
PROJECT NAME: 581S
PROJECT ADDRESS: 231 Gregory St Black Hawk, CO 80422
PROJECT DESCRIPTION: Retail Remodel

IS PROPERTY WITHIN CITY LIMITS: YES NO
PRESENT ZONING: _____ CURRENT USE: VACANT
NAME OF EXISTING PLANNED UNIT DEVELOPMENT (IF APPLICABLE): _____
NAME OF EXISTING SUBDIVISION PLAT (IF APPLICABLE): _____
GILPIN COUNTY ASSESSOR'S I.D. NO.(S): _____
EXISTING PROPERTY SIZE: 1,000 ACRES/SQ. FEET
(PLEASE ATTACH A COPY OF SURVEY/PLAT.)
EXISTING BUILDING SIZE: 3,000 SQ. FT. AND/OR NUMBER OF EXISTING RESIDENTIAL UNITS: 1

ACTION REQUESTED (COMPLETED BY CITY STAFF):

A list of required submittal items will be provided to the applicant at the conclusion of the Pre-Planning Process. A list of potential documents that may be required is attached.

- ANNEXATION OF _____ ACRES OF LAND AND _____ ACRES OF RIGHT-OF-WAY
- ZONING/REZONING: FROM: _____ TO: _____
- PLANNED UNIT DEVELOPMENT (AMENDMENT)
- FINAL PLAT: _____ EXISTING LOTS _____ PROPOSED LOTS
- MINOR PLAT
- SPECIAL USE PERMIT
- VACATION OF EASEMENT: _____ RIGHT-OF-WAY: _____
- VARIANCE
- SITE DEVELOPMENT PLAN

- CERTIFICATE OF APPROPRIATENESS
- TEMPORARY USE PERMIT
- HISTORIC PRESERVATION FUND GRANT
- FEMA ELEVATION CERTIFICATE
- FLOOD PLAIN DEVELOPMENT PERMIT
- MOTOR VEHICLE/RECREATION VEHICLE STORAGE PERMIT
- COMPREHENSIVE SIGNAGE PLAN/SIGN PERMIT
- BOARD OF APPEALS

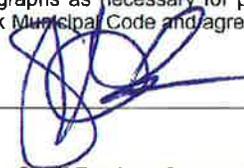
PLEASE READ THE FOLLOWING

FOR INFORMATIONAL PURPOSES, SECTION 16-370 OF THE BLACK HAWK MUNICIPAL CODE ESTABLISHES THE REQUIREMENT FOR APPLICANTS TO PAY FEES TO COVER THE COSTS THE CITY MAY INCUR BY HAVING THE CITY APPROVED CONSULTANTS EVALUATE AND PROCESS APPLICATIONS. IF YOU HAVE ANY QUESTIONS RELATED TO THIS, PLEASE CONTACT US FOR CLARIFICATION.

CERTIFICATION:

I hereby certify that to the best of my knowledge and believe, all information supplied with this application is true and accurate and that consent of the property owner listed above, without which the requested action cannot lawfully be accomplished, has been granted. Permission is also hereby granted to the City of Black Hawk staff to physically enter upon and inspect the subject property and take photographs as necessary for preparation of the case. In addition, I have read and understand Section 16-370 of the Black Hawk Municipal Code and agree to the payment of any fees to the processing of this application.

SIGNATURE OF APPLICANT: _____



DATE: _____

5/16/2014

Staff Review Only. Do not write below this line.

All Submittal attachments included? Yes No

Public Hearing Required? Yes No

Administrative Approval: Yes No

Date: _____

Date: _____

REVIEW:

- City Surveyor – CCS Consulting
- Baseline Corporation
- Colorado Code Consultants
- Community Planning and Development
- Public Works

CONSTRUCTIVE ENGINEERING

S O L U T I O N S

1231 8th Street, Golden, Co, 80401

May 19, 2014

Subject: Paint Submission Plan

Property Address: 231 Gregory Street, Black Hawk Colorado

Dear City of Black Hawk,

We wish to submit a new color scheme for the building situated at 231 Gregory Street. The color scheme has been selected using the Benjamin Moore Historical Colors. We have selected three colors from this historical color collection to replace the existing building colors. The historical colors we wish to submit are as follows:

Benjamin Moore Color Code	Color Description	Description of Use
HC-105	Rockport Gray	Primary Building Color
HC-27	Monterey White	Trim Color
HC-118	Sherwood Green	Front Doorway and Secondary Accent Trim

This color scheme represents a departure from the existing green color which is not part of the historical color palette. The building presently consists of three colors and the new submission will replace each of the three colors. Additionally, the front lighting consists of five gooseneck style lights which we wish to replace with new lights in the same locations. The new lights, the Frontier Angle Shade, offer a similar gooseneck shape and shade design to the existing fixtures which are presently all in need of replacement.

Please feel free to contact me if you have any questions or comments.

Sincerely,
James Ticconi, P.E.
303-269-1575

Building Address: 231 Gregory Street, Black Hawk Colorado

Existing Building Image:



Building Address: 231 Gregory Street, Black Hawk Colorado

Building Color Plan Image:



Home Sign Lighting Sign Lights The Frontier Angle Shade

The Frontier Angle Shade



8" Frontier Angle Shade, 100-Black | G22 Gooseneck Arm, 980-Brushed Aluminum
[Click to enlarge](#)



CODE: BLE-G-ASFC-PC



\$225.00



- Shade Size: 10" Shade (+\$15.00)
- Finishes (?): 100-Black
- Gooseneck Arms (?): G15 Gooseneck Arm (+\$89.00)
- Gooseneck Arm Finish: Same As Shade
- Wire Cage: None
- Guard & Glass: None
- Cage or Guard Finish: N/A-Not Applicable
- Dusk-to-Dawn Photocell (?): None
- Socket Type (?): Standard Medium Base E26 Socket

[ADD TO MY WISH LIST](#)

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Google + 0

19

[SPECIFICATION SHEET](#)

[CUSTOMER REVIEWS](#)

[SEND TO FRIEND](#)

Finish Chart / Features

Powdercoat Finishes:	Durable finish colors to fit any style from traditional to retro to modern	Click to View
Gooseneck Arms:	Dozens of styles, projections, designs and angles to choose from	Click to View
Wire Cage :	Add vintage flavor to any shade with a wire cage	Click to View
Guard & Glass :	Protect your bulb and add vintage style and color	Click to View
Dusk-to-Dawn Photocell:	Turns your fixture on at dusk and off at dawn!	Click to View

Product Details

The Frontier Angle Shade - the name speaks for itself! The angled shape of this American made fixture and the sturdy gooseneck arm play a big factor in properly displaying artwork, a business storefront, or a company logo. Hand spun from commercial grade materials means these sign lights will illuminate your business for years! [Read More>](#)

Shade Sizes:

08" Shade: 8"W x 08"H | Guard and Glass Not Available

10" Shade: 10"W x 10 1/2"H

12" Shade: 12"W x 12"H

14" Shade: 14"W x 14 1/2"H

Additional Information:

**APPLICATION FOR NEW
MEDICAL MARIJUANA
BUSINESS LICENSE –
5B1S, LLC DBA 1859**

**1. DESIGNATE
NEIGHBORHOOD TO BE
PETITIONED**

**2. REQUEST TO SET
PUBLIC HEARING FOR
JULY 23, 2014**



Black Hawk Clerk's Office
Ph: 303-582-2219

MEDICAL/RECREATIONAL MARIJUANA BUSINESS LICENSE APPLICATION

RECEIVED
CITY CLERK'S OFFICE
6.2.2014

Type of License Requested:

Medical Marijuana Center or Recreational Marijuana Center

Applicant: 5B1S, LLC

Individual Corporation Partnership Limited Liability Company Association/other

Address: 1640 Logan St. Ste 200 Denver, CO 80203 Phone Number: 303-981-2453
Street City State Zip Code

Length of existence in Colorado: 1 month

Trade Name (or DBA) of Establishment: 1859

Address of Establishment: 231 Gregory Street Zip Code: 80422
Street Unit #

Business Phone: 303-981-2453 Are the premises owned or rented? rented

If rented, name of property owner: Culver Van der Jagt

Lease Expiration Date: 05/01/2024 Property Owner's Phone Number: _____

Provide a complete description of the site for which the license is being obtained: 231 Gregory Street is located in the designated area of the HARD district. It is approximately 3000 sq. ft on three levels. See attached floorplan

Names and address of any other facilities to be used in the furtherance of this business, whether or not such facilities are, or are planned to be, in Black Hawk: 3880 Holly Street Denver, CO is the location of the grow facility.

Has the applicant, any partners, any officers, any stockholders or directors of said applicant held a Medical/Recreational marijuana business license in any jurisdiction in the past? Yes No

If yes, explain in detail: Meg Sanders and Kevin Daly currently hold 3 MMC, 1 RMS, 5 OPC, 1 RMC, 1 MIP and 1 RMP. These have been held for over 1 year.

Has the applicant, any partners, any officers, any stockholders or directors of said applicant been denied a Medical/Recreational marijuana business license by any jurisdiction in the past? Yes No

If yes, explain in detail: *We submitted an application for a producer license in Connecticut. We were not awarded a license in the first round. Our application is still on file.

Has the applicant, any partners, any officers, any stockholders or directors of said applicant had a Medical/Recreational marijuana business license suspended or revoked by any jurisdiction in the past? Yes No

If yes, explain in detail: _____

Colorado Sales Tax Number: 27868165

Black Hawk Sales Tax Number: _____

State the Hours of Operation each day:

Monday	<u>10 AM</u>	to	<u>12 AM</u>	Friday	<u>10 AM</u>	to	<u>12 AM</u>
Tuesday	<u>10 AM</u>	to	<u>12 AM</u>	Saturday	<u>10 AM</u>	to	<u>12 AM</u>
Wednesday	<u>10 AM</u>	to	<u>12 AM</u>	Sunday	<u>10 AM</u>	to	<u>12 AM</u>
Thursday	<u>10 AM</u>	to	<u>12 AM</u>				

I declare under the penalty of perjury that this application, including the background investigation forms and any accompanying statements or documents, have been examined by me and to the best of my knowledge and belief are true, correct and complete. I also declare that I have been given a copy of Chapter 6, Article XV or Chapter 6, Article XVIII of the Black Hawk Municipal Code pertaining to Medical/Recreational Marijuana Businesses.

Signature of Applicant: _____



Date: _____

5.16.2014

Clerk's Office Use:

Application Date: 6.2.2014 New Application: Renewal Application: _____

Fees Paid: \$4205⁰⁰ (\$2,500 non-refundable new application fee/ \$1500 initial license fee/ \$1000 renewal fee)

Public Hearing Date (if applicable): _____ Resolution: _____

Administrative Approval: _____

NOTES:



**MEDICAL/RECREATIONAL
MARIJUANA BUSINESS LICENSE
INDEMNIFICATION AGREEMENT AND
AFFIDAVIT OF ACKNOWLEDGEMENT**

As an applicant for a Medical/Recreational Marijuana Business License, I hereby acknowledge and agree to the following:

[Signature] I have obtained and examined a copy of Chapter 6, Article XV or Chapter 6, Article XVIII of the Black Hawk Municipal Code of the City of Black Hawk, Colorado, pertaining to Medical/Recreational Marijuana Businesses, and I agree to abide by and conform to all of the conditions of the Medical/Recreational Marijuana Business License and all provisions of the Black Hawk Municipal Code.

[Signature] I understand and acknowledge that the approval of the Medical/Recreational Marijuana Business License, if granted, shall in no way license any activity contrary to the Black Hawk Municipal Code or any activity which is in violation of any applicable laws.

[Signature] I understand that the applicant and the employees of the Medical/Recreational marijuana business may be subject to prosecution under federal marijuana laws.

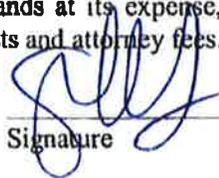
[Signature] I understand that the City accepts no legal liability in connection with the approval and subsequent operation of the Medical/Recreational marijuana business.

[Signature] I understand that if a Medical/Recreational marijuana license is issued, it is valid for a period of one (1) year from the date of issuance. I further understand it is the licensee's responsibility to submit an application for the renewal of the license not more than sixty (60) days and not less than thirty (30) days prior to the date of expiration, if such renewal is desired. There is a non-refundable late application fee in an amount of five-hundred dollars (\$500.00) due for a renewal application made less than thirty (30) days prior to the date of expiration of the license.

[Signature] I understand that by accepting a license issued pursuant to Chapter 6, Article XV or Chapter 6, Article XVIII of the Black Hawk Municipal Code, the licensee agrees to release the City, its officers, elected officials, employees, attorneys, and agents from any liability for injuries, damages, or liabilities of any kind that result from any arrest or prosecution of business owners, operators, employees, clients or customers for a violation of state or federal laws, rules or regulations.

[Signature] I understand that by accepting a license issued pursuant to Chapter 6, Article XV or Chapter 6, Article XVIII of the Black Hawk Municipal Code, the licensee, jointly and severally if more than one, agrees to indemnify and defend the City, its officers, elected officials, employees, attorneys, agents, insurers, and self-insurance pool against all liability, claims, and demands, on account of injury, loss, or damage, including, without limitation, claims arising from bodily injury, personal injury, sickness, disease, death, property loss or damage, or any

other loss of any kind whatsoever, which arise out of or are in any manner connected with the operation of the Medical/Recreational marijuana business that is the subject of the license. The licensee further agrees to investigate, handle, respond to, and to provide defense for and defend against, any such liability, claims, or demands at its expense, and to bear all other costs and expenses related thereto, including court costs and attorney fees.


Signature

5.16.2014
Date



BLACK HAWK

**MEDICAL/RECREATIONAL
MARIJUANA BUSINESS
ATTACHMENT TO LICENSE APPLICATION**

COMPLIANCE WITH REGULATIONS

Please use this form to demonstrate how requirements in Chapter 6, Article XV or Chapter 6, Article XVIII of the Black Hawk Municipal Code will be met. Please attach additional pages as necessary.

The following sections are not a complete list of regulations for Medical/Recreational marijuana businesses. The licensee must comply with all sections of Chapter 6, Article XV or Chapter 6, Article XVIII. Licensees must also comply with all other provisions of the Black Hawk Municipal Code.

Chapter 6, Article XV or Chapter 6, Article XVIII Hours of operation. A Medical/Recreational marijuana business may open no earlier than 9:00 a.m. and shall close no later than 12:00 p.m. the same day. A Medical/Recreational marijuana business may be open seven (7) days a week.

1859 will be open 7 days a week from 10 AM to 12 AM.

Chapter 15. Signage and advertising. All signage and advertising for a Medical/Recreational marijuana center or a Medical/Recreational marijuana-infused products manufacturing operation shall comply with all applicable provisions of this Article and other applicable provisions of the Black Hawk Municipal Code, including Article 35 of Chapter 11 of the Black Hawk Municipal Code. In addition, no signage or advertising shall use the word "marijuana" or "cannabis" or any other word, phrase or symbol commonly understood to refer to marijuana unless such word, phrase or symbol is immediately preceded by the word "Medical/Recreational" in type and font that is at least as readily discernible as all other words, phrases or symbols. Such signage and advertising must clearly indicate that the products and services are offered only for Medical/Recreational marijuana patients and primary caregivers.

1859 will submit a sign permit for review with the city in the next 2 weeks. The proposed signage will have the name of the store "1859" in a vintage style font. This will be an illuminated sign that is tasteful and thoughtful of the HARD district concept.

Chapter 6, Article XV or Chapter 6, Article XVIII Security requirements.

- (a) Security measures at Medical/Recreational marijuana business facilities shall include at a minimum the following:

- (1) Security surveillance cameras installed to monitor all entrances, along with the interior and exterior of the premises, to discourage and facilitate the reporting of criminal acts and nuisance activities occurring at the premises;
 - (2) Robbery and burglary alarm systems which are professionally monitored and maintained in good working condition;
 - (3) A locking safe permanently affixed to the premises that is suitable for storage of all Medical/Recreational marijuana and cash stored overnight on the licensed premises;
 - (4) Exterior lighting that illuminates the exterior walls of the licensed premises and complies with applicable provisions of this Article and other applicable provisions of the Black Hawk Municipal Code; and
 - (5) Deadbolt locks on all exterior doors.
- (b) All security recordings shall be preserved for at least seventy-two (72) hours by the licensee and be made available to the Black Hawk Police Department upon request for inspection.

Please see attached Security plan and floorplan which diagrams camera locations and exterior lighting. The safe room is a secure location with commercial locks and additional security to protect the product and cash.

Chapter 6, Article XV or Chapter 6, Article XVIII Required notices. There shall be posted in a conspicuous location in each Medical/Recreational marijuana center, a legible sign containing the following warnings:

- (a) That the use of Medical/Recreational marijuana or Medical/Recreational marijuana-infused products may impair a person's ability to drive a motor vehicle or operate machinery, and that it is illegal under state law to drive a motor vehicle or to operate machinery when under the influence of or impaired by marijuana;
- (b) That loitering in or around the Medical/Recreational marijuana center is prohibited by state law;
- (c) That possession and distribution of marijuana is a violation of federal law; and
- (d) That no one under the age of eighteen (21) years is permitted on the premises except minor patients accompanied by a parent or legal guardian in possession of a state registry card for such minor patient.

Please see attached sample of signage.

Chapter 6, Article XV or Chapter 6, Article XVIII On-site consumption of Medical/Recreational marijuana. The use, consumption, ingestion or inhalation of Medical/Recreational marijuana or Medical/Recreational marijuana-infused products on or within the premises of a Medical/Recreational marijuana center, is prohibited.

Our employee handbook, store SOP and training model clearly outline the rules, including, but not limited to on-site consumption of marijuana. Violation of this policy is grounds for immediate termination. Customers that violated this will be banned from our store and reported to local authorities.

Chapter 6, Article XV or Chapter 6, Article XVIII Prohibited acts. It shall be unlawful for any licensee to:

- (a) Employ any person at a Medical/Recreational marijuana center who is not at least twenty-one (21) years of age or who has a criminal history as described in Subsections 6-564(A)(11)(12) of the Black Hawk Municipal Code;
- (b) Purchase or otherwise obtain Medical/Recreational marijuana from any source that is not properly authorized under state and local law to sell or dispense Medical/Recreational marijuana;
- (c) Permit the sale or consumption of alcohol beverages on the licensed premises;
- (d) Dispense Medical/Recreational marijuana to a person that is or appears to be under the influence of alcohol or under the influence of any controlled substance, including marijuana.

All of our employees must be 21 years of age and go through an extensive background check.

They also must pass the state requirements for badging by the Marijuana Enforcement Division.

All marijuana obtained for sale in our store will be acquired from our vertically integrated grow or from a state licensed MIP/RMPM. All product delivered to the store is reported to the state via the MITS system. There is no Alcohol permitted on our premises at any time. Our store employees are trained to refuse service to anyone appearing to be under the influence of alcohol or any controlled substance, including marijuana.

Chapter 6, Article XV or Chapter 6, Article XVIII Visibility of activities; paraphernalia; control of emissions.

- (a) All activities of Medical/Recreational marijuana centers, including, without limitation, displaying, selling, and storage, shall be conducted indoors.
- (b) Devices, contrivances, instruments and paraphernalia for inhaling or otherwise consuming marijuana, including, but not limited to, rolling papers and related tools, water pipes, and vaporizers may lawfully be sold at a Medical/Recreational marijuana business. Such items may be sold or provided only to patients or primary caregivers or legal retail customer. No Medical/Recreational marijuana or paraphernalia shall be displayed or kept in a Medical/Recreational marijuana business facility so as to be visible from outside the licensed premises.
- (c) Sufficient measures and means of preventing smoke, odors, debris, dust, fluids and other substances from exiting a Medical/Recreational marijuana business facility must be provided at all times. In the event that any odors, debris, dust, fluids or other substances exit a Medical/Recreational marijuana business facility, the owner of the subject premises and the licensee shall be jointly and severally

liable for such conditions and shall be responsible for immediate, full clean-up and correction of such condition. The licensee shall properly dispose of all such materials, items and other substances in a safe, sanitary and secure manner and in accordance with all applicable federal, state and local laws and regulations.

All activities of the store are performed indoors. No marijuana product, device for consuming marijuana or any promotional items (t-shirts, etc) will be visible from the street. All windows on the main floor will have tasteful coverings- curtains or shades. We will properly filter air exiting the building. All waste will be disposed of according to state law. Please see Waste Disposal Plan

Section 6-5 Sales and business license required. At all times while a permit is in effect the licensee shall possess a valid license issued under Section 6-5 of the Black Hawk Municipal Code.

1859 will possess valid licenses at all times.

Chapter 6, Article XV or Chapter 6, Article XVIII Sales tax. Each licensee shall collect and remit City sales tax on all Medical/Recreational marijuana, Medical/Recreational marijuana-infused products, paraphernalia and other tangible personal property sold by the licensee.

1859 will collect and remit City sales tax on all items sold.

Chapter 6, Article XV or Chapter 6, Article XVIII Required books and records.

- (a) Every licensee shall maintain an accurate and complete record of all Medical/Recreational marijuana purchased, sold or dispensed by the Medical/Recreational marijuana business in any usable form. Such record shall include the following:
 - (1) The identity of the seller and purchaser involved in each transaction;
 - (2) The total quantity of, and amount paid for, the Medical/Recreational marijuana and/or the Medical/Recreational marijuana-infused product(s); and
 - (3) The date, time and location of each transaction.
- (b) Every patient or primary caregiver shall provide to the licensee, and the licensee shall record, the following information for such books and records:
 - (1) The patient or primary caregiver's name, date of birth, and current street address, including city, state and zip code;

- (2) The form of identification that was presented by the patient or primary caregiver, which may include any of the following, and the identifying number, if any, from such form:
 - a. An identification card issued in accordance with Section 42-2-302, C.R.S.,
 - b. A valid state driver's license,
 - c. A military identification card, or
 - d. An alien registration card;
 - (3) A registry identification card or its functional equivalent under Section 14(3)(d) of Amendment 20 and, in the case of a primary caregiver, the date the primary caregiver was designated by the patient for whom the Medical/Recreational marijuana was purchased.
- (c) Information provided to the licensee by a patient or primary caregiver under the provisions of this Section need not include any information regarding the patient's physical or Medical/Recreational condition.
 - (d) All transactions shall be kept in a numerical register in the order in which they occur.
 - (e) All records required to be kept under this Article must be kept in the English language in a legible manner and must be preserved and made available for inspection for a period of three (3) years after the date of the transaction. Information inspected by the Black Hawk Police Department or other City departments pursuant to this Article shall be used for regulatory and law enforcement purposes only and shall not be a matter of public record.

All books and records are kept electronically through our point of sale system and the state

mandated MITS system. We are available to walk the city manager through these systems.

We collect patient ID's and red cards with each medical purchase. We check ID's two times- one upon entry and again prior to starting a sales transaction for recreational sales.

Chapter 6, Article XV or Chapter 6, Article XVIII Inspection of licensed premises.
During all business hours and other times of apparent activity, all licensed premises shall be subject to inspection by the Black Hawk Police Department and all other City departments designated by the local licensing authority for the purpose of investigating and determining compliance with the provisions of Chapter 6-XV or Chapter 6-XVIII of the Black Hawk Municipal Code and any other applicable state and local laws or regulations. Said inspection may include, but need not be limited to, the inspection of books, records and inventory. Where any part of the licensed premises consists of a locked area, such area shall be made available for inspection, without delay, upon request.

PUBLIC NOTICE

The use of recreational marijuana or recreational marijuana-infused products may impair a person's ability to drive a motor vehicle or to operate machinery.

It is illegal under Colorado state law to drive a motor vehicle or to operate machinery when under the influence of recreational marijuana.

Loitering in or around the recreational marijuana center is prohibited by state law.

The possession and use of marijuana is a violation of federal law.

No one under twenty-one (21) years of age is permitted on the premises.

Public consumption is strictly prohibited.

Waste Disposal

A. All Applicable Laws Apply. Retail Marijuana and Retail Marijuana Product waste must be stored, secured, locked, and managed in accordance with all applicable federal, state, and local statutes, regulations, ordinances, or other requirements.

B. Liquid Waste. Liquid waste from Retail Marijuana Establishments shall be disposed of in compliance with the applicable Water Quality Control Division statutes and regulations.

C. Hazardous Waste. Disposal of hazardous and chemical waste must be conducted in a manner consistent with federal, state and local laws.

D. Waste Must Be Made Unusable and Unrecognizable. Retail Marijuana and Retail Marijuana Product waste must be made unusable and Unrecognizable prior to leaving the Licensed Premises.

E. Methods to Make Waste Unusable and Unrecognizable. Retail Marijuana and Retail Marijuana Product waste shall be rendered unusable and Unrecognizable through one of the following methods:

1. Grinding and incorporating the marijuana waste with non-consumable, solid wastes listed below such that the resulting mixture is at least 50 percent non-marijuana waste:
 - a. Paper waste;
 - b. Plastic waste;
 - c. Cardboard waste;
 - d. Food waste;
 - e. Grease or other compostable oil waste;
 - f. Bokashi or other compost activators;
 - g. Other wastes approved by the Division that will render the Retail Marijuana waste unusable and Unrecognizable;
 - and
 - h. Soil.

F. After Waste is Made Unusable and Unrecognizable. Licensees shall not dispose of Retail Marijuana waste in an unsecured waste receptacle not in possession and control of the Licensee. After the Retail Marijuana waste is made unusable and Unrecognizable, then the rendered waste shall be:

1. Disposed of at a solid waste site and disposal facility that has a Certificate of Designation from the local governing body;
2. Deposited at a compost facility that has a Certificate of Designation from the Department of Public Health and Environment; or
3. Composted on-site at a facility owned by the generator of the

waste and operated in compliance with the Regulations Pertaining to Solid Waste Sites and Facilities (6 CCR 1007-2, Part 1) in the Department of Public Health and Environment.

G. Proper Disposal of Waste. A Licensee shall not dispose of Retail Marijuana and Retail Marijuana Product waste in an unsecured waste receptacle not in possession and control of the Licensee.

H. Inventory Tracking Requirements

1. In addition to all other tracking requirements set forth in these rules, a Licensee shall utilize MITS to ensure its waste materials are identified, weighed and tracked while on the Licensed Premises until disposed of.

2. All Retail Marijuana waste must be weighed before leaving any Retail Marijuana Establishment. A scale used to weigh Retail Marijuana waste prior to entry into the MITS system shall be certified in accordance with measurement standards established in Article 14 of Title 35, C.R.S. See Rule R309 – Retail Marijuana Establishments: Marijuana Inventory Tracking Solution (MITS).

3. A Licensee is required to maintain accurate and comprehensive records regarding waste material that accounts for, reconciles, and evidences all waste activity related to the disposal of Marijuana. See Rule R 901 – Business Records Required.

5B1S, LLC dba 1859 Security Plan

Safety and Security of our staff, patients, customers and community are our highest priority. All actions and decisions are based on maintaining a safe and secure environment. We follow all State and Local rules and regulations.

State of Colorado Security Definitions and Regulations

“Alarm Installation Company” means a Person engaged in the business of selling, providing, maintaining, servicing, repairing, altering, replacing, moving or installing a Security Alarm System in a Licensed Premises.

"Limited Access Area" means a building, room, or other contiguous area upon the Licensed Premises where Medical Marijuana is grown, cultivated, stored, weighed, packaged, sold, or processed for sale, under control of the Licensee.

"Medical Marijuana Center" means a Person that is licensed pursuant to the Medical Code to operate a business as described in section 12-43.3-402, C.R.S., and that sells Medical Marijuana to registered patients or primary caregivers as defined in Article XVIII, Section 14 of the Colorado Constitution, but is not a primary caregiver.

"Monitoring” means the continuous and uninterrupted attention to potential alarm signals that could be transmitted from a Security Alarm System located at a Medical Marijuana Business Licensed Premises, for the purpose of summoning a law enforcement officer to the premises during alarm conditions.

"Monitoring Company” means a Person in the business of providing Monitoring services for a Medical Marijuana Business.

“Restricted Access Area” means a designated and secure area within a Licensed Premises in a Medical/Recreational Marijuana Center where Medical/Recreational Marijuana and Medical/Recreational Marijuana-Infused Product are sold, possessed for sale, and displayed for sale, and where no one without a valid patient registry card is permitted.

“Retail Marijuana Store” means an entity licensed to purchase Retail Marijuana from a Retail Marijuana Cultivation Facility and to purchase Retail Marijuana Product from a Retail Marijuana Products Manufacturing Facility and to sell Retail Marijuana and Retail Marijuana Product to consumers.

"Security Alarm System" means a device or series of devices, intended to summon law enforcement personnel during, or as a result of, an alarm condition. Devices may include hard-wired systems and systems interconnected with a radio frequency method such as cellular or private radio signals that emit or transmit a remote or local audible, visual, or electronic signal; motion detectors, pressure switches, duress alarms (a silent system signal generated by the entry of a designated code into the arming station to indicate that the user is disarming under duress); panic alarms (an audible system signal to indicate an emergency situation); and hold-up alarms (a silent system signal to indicate that a robbery is in progress).

Security Alarm Systems and Lock Standards

A. Security Alarm Systems

1. Each Licensed Premises shall have a Security Alarm System, installed by an Alarm Installation Company, on all perimeter entry points and perimeter windows.
2. Each Licensee must ensure that all of its Licensed Premises are continuously monitored. Licensees may engage the services of a Monitoring Company to fulfill this requirement.
3. The Licensees shall maintain up to date and current records and existing contracts on the Licensed Premises that describe the location and operation of each Security Alarm System, a schematic of security zones, the name of the Alarm Installation Company, and the name of any Monitoring Company.
4. Upon request, Licensees shall make available to agents of the Division or relevant local licensing authority or other state or local law enforcement agency, for a purpose authorized by the Medical Code or any other state or local law enforcement purpose, all information related to Security Alarm Systems, Monitoring, and alarm activity.

B. Lock Standards – Minimum Requirement

1. At all points of ingress and egress, the Licensee shall ensure the use of a commercial-grade, nonresidential door locks.
2. Any outdoor Optional Premises Cultivation Facility, or greenhouse cultivation, must meet all of the requirements for the lock standards described in this rule.

Video Surveillance

A. Minimum Requirements. The following video surveillance requirements shall apply to all Retail Marijuana Establishments.

1. Prior to exercising the privileges of a Retail Marijuana Establishment, an Applicant must install a fully operational video surveillance and camera recording system. The recording system must record in digital format and meet the requirements outlined in this rule.
2. All video surveillance records and recordings must be stored in a secure area that is only accessible to a Licensee's management staff.
3. Video surveillance records and recordings must be made available upon request to the Division, the relevant local jurisdiction, or any other state or local law enforcement agency for a purpose authorized by the Retail Code or for any other state or local law enforcement purpose.
4. Video surveillance records and recordings of point-of-sale areas shall be held in confidence by all employees and representatives of the Division, except that the Division may provide such records and recordings to the relevant local jurisdiction, or any other state or local law enforcement agency for a purpose authorized by the Retail Code or for any other state or local law enforcement purpose.

B. Video Surveillance Equipment

1. Video surveillance equipment shall, at a minimum, consist of digital or network video recorders, cameras capable of meeting the recording requirements described in this rule, video monitors, digital archiving devices, and a color printer capable of delivering still photos.
2. All video surveillance systems must be equipped with a failure

notification system that provides prompt notification to the Licensee of any prolonged surveillance interruption and/or the complete failure of the surveillance system.

3. Licensees are responsible for ensuring that all surveillance equipment is properly functioning and maintained, so that the playback quality is suitable for viewing and the surveillance equipment is capturing the identity of all individuals and activities in the monitored areas.

4. All video surveillance equipment shall have sufficient battery backup to support a minimum of four hours of recording in the event of a power outage. Licensee must notify the Division of any loss of video surveillance capabilities that extend beyond four hours.

C. Placement of Cameras and Required Camera Coverage

1. Camera coverage is required for all Limited Access Areas, point-of-sale areas, security rooms, all points of ingress and egress to Limited Access Areas, all areas where Retail Marijuana or Retail Marijuana Product is displayed for sale, and all points of ingress and egress to the exterior of the Licensed Premises.

2. Camera placement shall be capable of identifying activity occurring within 20 feet of all points of ingress and egress and shall allow for the clear and certain identification of any individual and activities on the Licensed Premises.

3. At each point-of-sale location, camera coverage must enable recording of the customer(s) and employee(s) facial features with sufficient clarity to determine identity.

4. All entrances and exits to the facility shall be recorded from both indoor and outdoor vantage points.

5. The system shall be capable of recording all pre-determined surveillance areas in any lighting conditions. If the Licensed Premises has a Retail Marijuana cultivation area, a rotating schedule of lighted conditions and zero-illumination can occur as long as ingress and egress points to Flowering areas remain constantly illuminated for recording purposes.

6. Areas where Retail Marijuana is grown, tested, cured, manufactured, or stored shall have camera placement in the room facing the primary entry door at a height which will provide a clear unobstructed view of activity without sight blockage from lighting hoods, fixtures, or other equipment.

7. Cameras shall also be placed at each location where weighing, packaging, transport preparation, processing, or tagging activities occur.
8. At least one camera must be dedicated to record the access points to the secured surveillance recording area.
9. All outdoor cultivation areas must meet the same video surveillance requirements applicable to any other indoor Limited Access Areas.

D. Location and Maintenance of Surveillance Equipment

1. The surveillance room or surveillance area shall be a Limited Access Area.
2. Surveillance recording equipment must be housed in a designated, locked, and secured room or other enclosure with access limited to authorized employees, agents of the Division and relevant local jurisdiction, state or local law enforcement agencies for a purpose authorized by the Retail Code or for any other state or local law enforcement purpose, and service personnel or contractors.
3. Licensees must keep a current list of all authorized employees and service personnel who have access to the surveillance system and/or room on the Licensed Premises. Licensees must keep a surveillance equipment maintenance activity log on the Licensed Premises to record all service activity including the identity of the individual(s) performing the service, the service date and time and the reason for service to the surveillance system.
4. Off-site Monitoring and video recording storage of the Licensed Premises by the Licensee or an independent third-party is authorized as long as standards exercised at the remote location meet or exceed all standards for on-site Monitoring.
5. Each Retail Marijuana Licensed Premises located in a common or shared building, or commonly owned Retail Marijuana Establishments located in the same local jurisdiction, must have a separate surveillance room/area that is dedicated to that specific Licensed Premises. Commonly owned Retail Marijuana Establishments located in the same local jurisdiction may have one central surveillance room located at one of the commonly owned Licensed Premises which simultaneously serves all of the commonly-owned retail facilities. The facility that does not house the central surveillance room is required to have a review station, printer, and map of camera placement on the premises. All minimum requirements for equipment and security

standards as set forth in this section apply to the review station.

6. Licensed Premises that combine both a Medical Marijuana Business and a Retail Marijuana Establishment may have one central surveillance room located at the shared Licensed Premises.

See Rule R 304 – Medical Marijuana Business and Retail Marijuana Establishment: Shared Licensed Premises and Operational Separation.

E. Video Recording and Retention Requirements

1. All camera views of all Limited Access Areas must be continuously recorded 24 hours a day. The use of motion detection is authorized when a Licensee can demonstrate that monitored activities are adequately recorded.

2. All surveillance recordings must be kept for a minimum of 40 days and be in a format that can be easily accessed for viewing. Video recordings must be archived in a format that ensures authentication of the recording as legitimately-captured video and guarantees that no alteration of the recorded image has taken place.

3. The Licensee's surveillance system or equipment must have the capabilities to produce a color still photograph from any camera image, live or recorded, of the Licensed Premises.

4. The date and time must be embedded on all surveillance recordings without significantly obscuring the picture.

5. Time is to be measured in accordance with the official United States time established by the National Institute of Standards and Technology and the U.S. Naval Observatory at:

<http://www.time.gov/timezone.cgi?Mountain/d/-7/java>

6. After the 40 day surveillance video retention schedule has lapsed, surveillance video recordings must be erased or destroyed prior to: sale or transfer of the facility or business to another Licensee; or being discarded or disposed of for any other purpose. Surveillance video recordings may not be destroyed if the Licensee knows or should have known of a pending criminal, civil or administrative investigation, or any other proceeding for which the recording may contain relevant information.

F. Other Records

1. All records applicable to the surveillance system shall be maintained on the Licensed Premises. At a minimum, Licensees shall

maintain a map of the camera locations, direction of coverage, camera numbers, surveillance equipment maintenance activity log, user authorization list, and operating instructions for the surveillance equipment.

2. A chronological point-of-sale transaction log must be made available to be used in conjunction with recorded video of those transactions.

CITY OF BLACK HAWK SECURITY REQUIREMENTS

- A. Security surveillance cameras installed to monitor all entrances, along With the interior and exterior of the premises, to discourage and facilitate the reporting of criminal acts and nuisance activities occurring at the premises.
- B. Robbery and burglary alarm systems which are professionally monitored and maintained in good working condition.
- C. A locking safe permanently affixed to the premises that is suitable for storage of all Medical/Recreational marijuana and cash stored overnight on the licensed premises.
- D. Exterior lighting that illuminates the exterior walls of the licensed premises and complies with the applicable provisions of this Article and other applicable provisions of the Black Hawk Municipal Code.
- E. Deadbolt locks on all exterior doors.
- F. All security recordings shall be preserved for at least seventy-two (72) hours by the licensee and be made available to the Black Hawk Police Department upon request for inspection.
- G. All criminal and/or suspicious activities will be reported to the Black Hawk Police Department immediately.
- H. Current floor plan with security cameras identified are available at the end of this document.
- I. Additional security information can be located in our proprietary Standard Operating Procedures, also attached.

5B1S, LLC dba 1859 Retail Security Plan

1.) Physical Location

a.) Video Surveillance

The facility will be continuously monitored by video surveillance. The video surveillance will be recorded and will be available for review by law enforcement and any pertinent licensing agency. The video surveillance will be to a quality where a person could be easily identified and all activity within the facility will be monitored. A licensed video surveillance company will install the equipment and a licensed video surveillance company will complete all maintenance. The specific areas to be covered are

- All areas of ingress and egress
- The exterior of the facility
- The lobby and check in area
- All point of sale areas
- All scales and product check in areas
- All areas where marijuana is stored, processed, weighed, sold and received within the facility
- The video surveillance equipment will keep and maintain at least 5 minutes of battery back up in the event of power failure to the facility. The battery back up shall be adequate enough to record every camera
- The video surveillance equipment will keep and maintain a failure notification system that will notify ownership or management in the event of equipment malfunction or failure
- All owners will be able to access the video surveillance from an off site location 24 hours a day by use of an IP address.
- All video surveillance will be sufficient to properly record in various lighting and weather conditions
- There shall be a monitor on site that is adequate and a printer will be attached. The printer will be installed so that it may immediately produce a clear still photograph from any video camera

b.) Alarms

A licensed alarm company will continuously monitor all facilities and a licensed company will install all appropriate equipment. The alarms will cover

- All areas of ingress and egress
- All perimeter windows
- Interior motion detectors
- The roof of the facility to deter roof top burglaries
- Audible alarms
- Motion lighting
- Panic and robbery alarms
- The alarm system will keep and maintain at least 4 hours of battery back up in the event of power failure to the facility
- The alarm system will keep and maintain a failure notification system that will notify ownership or management in the event of equipment malfunction or failure
- The alarm will be designed to immediately notify owners or assigned managers in the event of alarm being activated

c.) Physical Building

The business will install various barriers and deterrents to the facility in order to prevent crime in and around the building.

- Sufficient lighting and motion lighting will be installed around the building in order to illuminate the entire perimeter.
- Audible alarms will be installed around the building to deter potential burglaries (where local ordinance allows)
- A licensed, approved dumpster with a locking mechanism will be installed and locked. The dumpster will be for use by the medical marijuana business only

2.) Point of Sale and Tracking System

All marijuana, medical concentrates and marijuana edibles shall be sold in the designated dispensary area or through approved delivery methods. All items will be inventoried and sold using a point of sale system.

- All employees will receive proper training in the appropriate use of the chosen point of sale and tracking system
- Owners and managers will conduct inventory of all marijuana plants, marijuana, marijuana concentrates and marijuana edibles on a regular basis
- All owners, managers and employees will be held responsible for the proper documentation and tracking of all marijuana, marijuana concentrates and marijuana edibles

3.) Product Security

Marijuana, marijuana concentrates and marijuana edibles must be closely monitored to deter theft and to protect the integrity of the industry. Each marijuana facility will have internal controls and physical security to achieve this goal.

- Product will be stored in an area that only employees may access. This area will be locked by a commercial grade II lock or higher
- All back stock will be locked in a safe that may only be accessed by an owner or assigned manager. The product will be placed in a safe between closing and opening. The safe will be fastened to the floor or another part of the physical building
- All marijuana, marijuana concentrate and marijuana edibles will be kept in a locked display case during business hours. Licensed employees must remove the product at the request of a customer
- Licensed employees will not leave any products in the immediate reach of any customers unless closely monitored by the licensee
- Licensed personnel will only allow licensed marijuana registry patients into the marijuana dispensary area after verifying the authenticity of the registry card and valid government issued picture identification. Licensed personnel will only allow an appropriate number of customers into the dispensary area that can be monitored by licensed personnel

- All marijuana, marijuana concentrate and marijuana edibles will be continuously monitored by video surveillance
- All marijuana, marijuana concentrate and marijuana edibles that must be disposed of will be disposed of in a manner that deters theft, use and will be disposed of within State and local regulations.
- Only owners or authorized managers will be allowed to access any extra stock of marijuana, marijuana concentrates or marijuana edibles

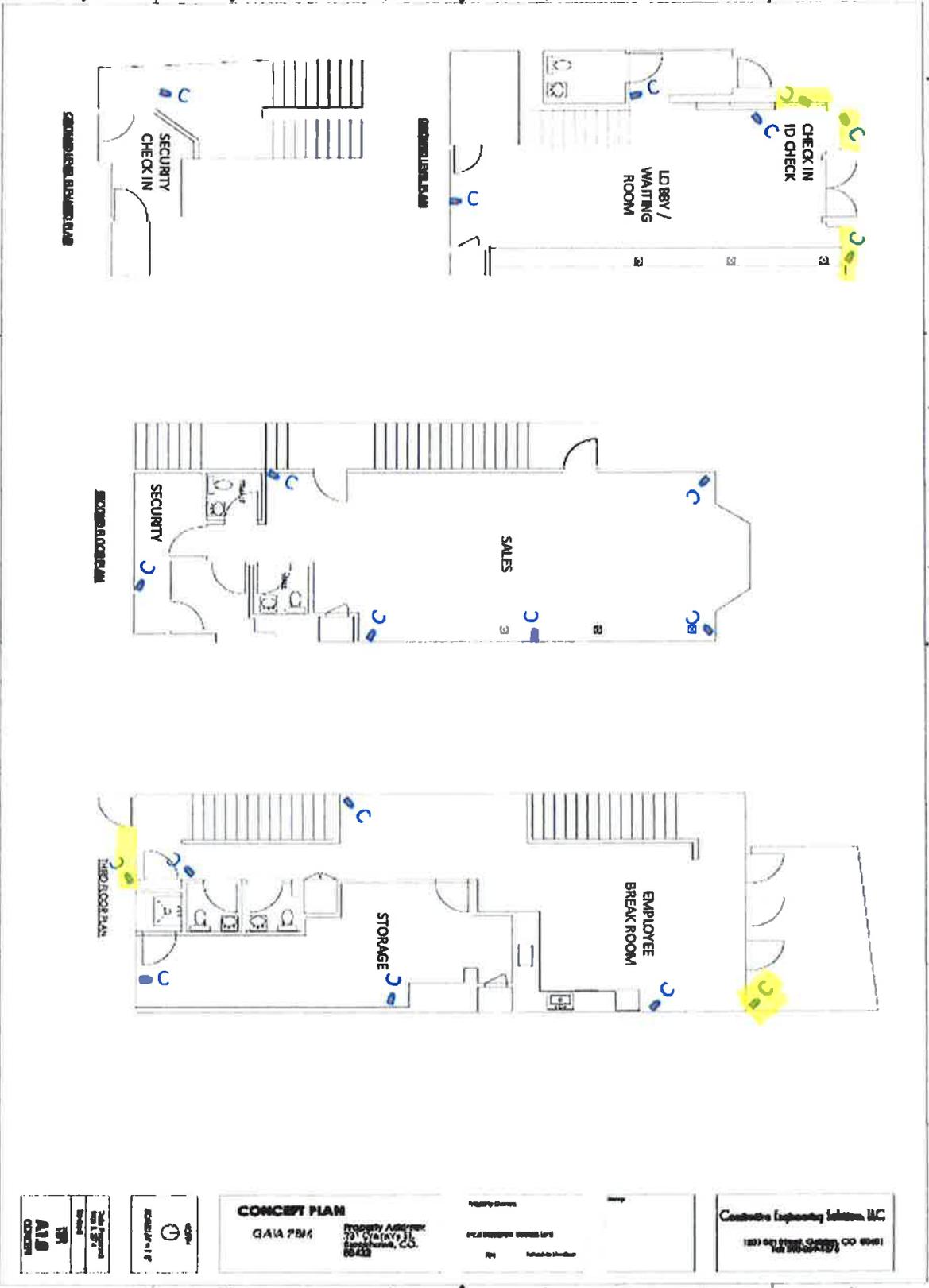
3.) Identification and Medical Marijuana Registry Cards

- All employees will receive training in some basic methods to identify fraudulent identifications
- All employees will receive training in some basic methods to recognize medical marijuana registry cards
- The business will ensure that all employees will readily have access to an up to date I.D. Checking Guide in order to compare government issued, picture identifications
- Employees will be instructed to refuse service to anyone if any identification or medical marijuana registry card appears to be fraudulent or invalid in any manner

4.) General

All employees shall be trained in the appropriate rules and regulations enacted by the State Colorado and the local licensing authority.

- Each employee will be provided with training material and shall be responsible for ensuring all rules and regulations are followed at all times
- All employees shall immediately contact local law enforcement if any criminal activity or suspicious activity occurs anywhere on the property of the medical marijuana business
- All employees shall immediately notify owners or managers of any violations of the rules and regulations enacted by the State of Colorado or the local licensing authority. Employees shall be required to notify the appropriate management regardless of the role of the person within the business.



**191 CLEAR CREEK –
EMERGENCY GRANT
APPLICATION FOR ROOF
REPLACEMENT**

CITY OF BLACK HAWK
REQUEST FOR COUNCIL ACTION

CITY COUNCIL MEETING:

June 11, 2014

SUBJECT: Emergency Grant Application

On March 31, 2014 the City of Black Hawk received an emergency grant application for a roof replacement at 191 Clear Creek Street. Attached is the staff report explaining the request and a summary of the proposed Emergency Grant application.

SUMMARY AND BACKGROUND OF SUBJECT MATTER:

The applicant, Ronald Servis (conservator for the owner of 191 Clear Creek Street, John Thilmont) is requesting approval of an Emergency Grant under the Emergency component of the Historic Restoration and Community Preservation Fund Guide to Programs. The grant requests replacement of the existing roof. The current roof has multiple layers of roofing and is leaking. The conservator was notified after August 8, 2013 that the homeowner's insurance policy would not be renewed due to "maintenance concerns." The conservator submitted a claim for damage to roof in April 2014.

RECOMMENDATION:

Based on the submittal and analysis of the proposed request, staff is satisfied there is sufficient evidence the application meets the intent of the criteria outlined in Section 2 – Categories of Assistance – Emergency Component of the City of Black Hawk Historic Restoration and Community Preservation Fund Guide to Programs. The application adequately meets the requirements set forth and staff recommends City Council consider a **MOTION TO APPROVE** the Emergency Grant application for 191 Clear Creek Street for roof replacement as requested by applicant and presented in the staff report.

RESOLUTION DATE:

June 11, 2014

ORIGINATED BY:

Ronald Servis (conservator for the owner of 191 Clear Creek Street, John Thilmont)

STAFF PERSON RESPONSIBLE:

Cynthia Linker, CP& D Administrator
Staff Report and Attachments A-E

DOCUMENTS ATTACHED:

Yes No N/A

CITY ATTORNEY REVIEW:

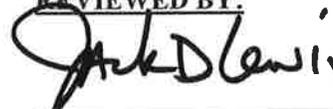
INITIALS _____

SUBMITTED BY:

REVIEWED BY:

 06/04/14

Cynthia Linker, CP& D Administrator



Jack D. Lewis, City Manager

STAFF REPORT:

For: Black Hawk City Council
Project: Emergency Preservation Grant – Roof replacement
Property Address: 191 Clear Creek Street
Property Owner: Ronald Servis (conservator for the owner of 191 Clear Creek Street, John Thilmont)
Zoning: Historic Residential (HR)
Prepared by: Cynthia Linker, CP& D Administrator

BACKGROUND:

The applicant, Ronald Servis (conservator for the owner of 191 Clear Creek Street, John Thilmont) is requesting approval of an Emergency Grant under the Emergency component of the Historic Restoration and Community Preservation Fund Guide to Programs. The grant requests replacement of the existing roof. The current roof has multiple layers of roofing and is leaking. The conservator was notified after August 8, 2013 that the homeowner's insurance policy would not be renewed due to "maintenance concerns." The conservator submitted a claim for damage to roof in April 2014.

A summary of the correspondence from the insurance company, grant application, and building permit submittal is below (see also Attachment B).

- **August 8, 2013:** Safeco Insurance Company of American informed the Kaufman Insurance Agency that an indication for non-renewal was issued. "We inspected the home and are setting the policy to non-renew for: Maintenance concerns presented by the roof of the home. The roof surface is wavy with lifted shingles."
- **March 21, 2014:** Cost Estimate for roofing prepared by Top Coverage Roofing
- **March 31, 2014:** Community Restoration and Preservation Fund Application submitted by Ron Servis, conservator for owner John Thilmont.
- **April 4, 2014:** Date of loss (loss not specified in paperwork submitted to City)
- **April 11, 2014:** Safeco contacted about the loss and conducted inspection.
- **April 11, 2014:** Claim for roof damage was denied by Safeco due to wind damage, weathering, and faulty construction. The Safeco estimate to repair the roof damage totaled \$628.28.
- **May 8, 2014:** Building permit application for roofing submitted by David Gibson of Top Coverage.

The amount requested for reimbursement for a total roof replacement is \$14,250.00. The contractor's estimate includes tear-off and hauling existing roofing; installing plywood sheets and rolling for underlayment; re-using vents and pipe flashing; and installing Heritage 110 mph composition shingles in "Old English Pewter," which matches the color of the existing shingles.

Since 1996, city grants totaling \$283,219.06 have been awarded for work on the property at 191 Clear Creek. These include:

- 1996: \$30,000.00 (rehab & TAG)
- 1999: \$11,249.06 (rehab, including a new asphalt shingle roof)
- 2004: \$241,970.00 (rehab, did not include a new roof)

APPLICABLE CITY OF BLACK HAWK REGULATIONS

Excerpt from:

CITY OF BLACK HAWK HISTORIC RESTORATION AND COMMUNITY PRESERVATION FUND GUIDE TO PROGRAMS

Section 2 – Categories of Assistance – Emergency Component

1. The Emergency Component was created to provide relief for owners of a historical residence, garage, or shed that experience unexpected life safety or habitability issues that warrant the need for immediate attention for repair or replacement, and may also cause damage to other portions of the residence.
The roof is leaking, which may lead to damage to the historic residence. The current roof was installed eighteen years ago, and is in deteriorated condition. Further damage may have occurred under recent high wind conditions.
2. This component is not intended as a means to repair or replace improvements related to routine maintenance, or for improvements that do not threaten the historic structure on the property. This component is similarly not intended as a substitute for proper home maintenance.
The current roof was replaced in 1996 and is eighteen years old. It was installed under the earlier iteration of the Historic Restoration and Community Preservation Grant Program.
3. Specifically, replacement of forced air furnaces, water heaters, and/or boilers may be considered if they are determined to be at least 10 years old. A determination that the life safety or habitability issue is a result of a property owner's lack of maintenance will be grounds to deny any requested grant.
Not applicable to this application.
4. In addition, this component is not intended as a substitute for homeowners' insurance, and the City may request documentation providing that an insurance claim be denied prior to awarding a grant under this component. Back-up information and records may be requested before scheduling a proposed emergency component grant to a Board of Aldermen agenda.
The applicant filed and has provided correspondence showing that a claim was submitted and denied by Safeco Insurance Company of America for payment for damages to the roof at 191 Clear Creek. The reason for denial was that the damage was due to wind, which was not covered under the policy. Furthermore, additional correspondence from the Kaufman Agency indicating the Safeco will not renew the homeowner's insurance if the roof is not replaced (Attachment B).

5. An Emergency Preservation Grant will only be considered when the problem is truly an emergency. Such consideration will be determined by the Board of Aldermen.
The Board of Aldermen will review the application June 11, 2014.
6. A dollar amount may be given as a reimbursement to items that have already been replaced or repaired. Itemized receipts will be required with each invoice submitted.
The amount requested for reimbursement is \$14,250.00. The contractor's estimate it not itemized.
7. Items included in this component could include (but not be limited to): failure of water heaters and furnaces, gas lines, water pipe replacement, and roof leaks.
The current roof is leaking, and qualifies for possible reimbursement.
8. No grant may be awarded for an item that has already been the subject of an emergency preservation grant approval.
Department records indicate the roof was installed in 1996; although this roof was grant-funded, *emergency* preservation grants were not used.
9. The Property Owner is responsible for providing the information as described above except that the City shall be notified in writing of the emergency within 14 calendar days (upon discovery) of the date of the emergency. The grant application shall be submitted within 45 calendar days of the date of the emergency.
The applicant was notified on 8 August 2013 that the insurance company would not renew the homeowner's policy unless the roof was replaced. An emergency grant application was submitted on March 31, 2014. The applicant submitted a claim for roof damage to the insurance company on April 4, 2014. After the claim was denied on April 11, 2014, the applicant notified the City that the insurance claim was denied.
10. The Property Owner is responsible to ensure that an application for a building and/or electrical permit is submitted for all work associated with the project, and that no work or construction on the property takes place until there is an approved building and/or electrical permit for the work. All permit fees are waived by the City for residential rehabilitation, as outlined in Chapter 18, Section 5 of the Black Hawk Municipal Code, however, the Owner's contractor is still required to apply for a no-charge building permit with plans approved by the Building Department and secure appropriate inspections during the course of the work. Any other permits required with the project are also the responsibility of the Property Owner and contractor to apply for such in accordance with the City code.
The contractor applied for a permit on 8 May 2014, and received Permit No. 14-019 on 15 May 2014. Gary Pringey conducted a mid-roof inspection May 22, 2014 and a final inspection on May 30, 2014.

11. The contractor and all sub-contractors shall be registered with the City in accordance with the Black Hawk Municipal Code, Chapter 6, Article VII.
The contractor registered and received his registration C1443 on May 14, 2014.
12. In addition, the Board of Aldermen, at its discretion, may determine tree removal to be an emergency if a tree, due to proximity to a historic residence or historic rock wall, is endangering or has endangered the historic element of such structure.
Not applicable to this application.

An Emergency Preservation Grant may only be considered on a case-by-case basis, by the Board of Aldermen of the City of Black Hawk. City staff is available to consult with applicants in order to fully understand how a specific request for this component will be processed.

RECOMMENDATION

Based on the submittal and analysis of the proposed request, staff is satisfied there is sufficient evidence the application meets the intent of the criteria outlined in Section 2 – Categories of Assistance – Emergency Component of the City of Black Hawk Historic Restoration and Community Preservation Fund Guide to Programs. The application adequately meets the requirements set forth and staff recommends City Council consider a **MOTION TO APPROVE** the Emergency Grant application for 191 Clear Creek Street for roof replacement as requested by applicant and presented in the staff report.

ATTACHMENTS

- A. Community Restoration and Preservation Fund Application
- B. Correspondence from Kaufman Agency & Safeco Insurance Company of America
- C. Building permit and contractor's invoice
- D. Roofing product brochure
- E. Color samples of roof shingles



City of Black Hawk
 Community Planning and Development
 211 Church Street
 P.O. Box 68
 Black Hawk, CO 80422
 Ph: 303-582-0615 / 303-582-2223

Grant No: <u>2014-03</u> Project No: _____ <p style="text-align: center;"><i>For Office Use Only</i></p>
--

COMMUNITY RESTORATION AND PRESERVATION FUND APPLICATION

GENERAL INFORMATION:

Grant Year: 2014 Today's Date: March 31, 2014
 Property Street Address: 191 Clear Creek, Black Hawk, Colorado 80422
 Property Owner(s): John A. Thilmont
 Owner(s) Mailing Address: 6595 West 14th Avenue, Suite 100, Lakewood, CO 80214
 Owner(s) Telephone No.: (H) _____ (W) 303.237.5020 (Cell) _____
 Email Address: RonServis@aol.com
 Contact Person (if different from owner) _____
 Contact Telephone No.: (H) _____ (W) _____ (Cell) _____
 Email Address: _____

Applications can be made by individuals other than the property owners with the owner's written permission (written permission must be signed and notarized on a form "Affidavit of Permission" or 'Power-of-Attorney' provided by the applicant).

Please check the appropriate box of the type of grant you are applying for. Refer to the "Guide to Programs" for information relating to each program. PLEASE NOTE: YOU WILL NEED A SEPARATE NARRATIVE FOR EACH GRANT COMPONENT.

- | | | | |
|------------------|--------------------------|----------------|-------------------------------------|
| Rehabilitation | <input type="checkbox"/> | Exterior Paint | <input type="checkbox"/> |
| Site Work | <input type="checkbox"/> | Emergency | <input checked="" type="checkbox"/> |
| Radon Mitigation | <input type="checkbox"/> | | |

Applicant has successfully completed:

- Grant Program Agreement
 Preservation Easement Agreement.

Office Use Only. Do not write below this line.

Date Received: _____ Grant No.: _____
 HPC Review Date: _____ Board of Aldermen Approval Date: _____
 Amount Approved: _____
 Comments or Conditions: _____

 Authorization Signature: _____ Date: _____
 Associated Grant Numbers: _____

PROJECT INFORMATION:

1. Please provide a general description of the project (If additional room is needed, attach additional paper):

Replace Roof. Roof is leaking. Roof has multiple layers of
roofing and the insurance company will not renew the homeowners
insurance unless the roof is replaced. Concerned about fire
hazard.

Even though a property may be located in the National Historic Landmark District, completion of an application does not guarantee the property is eligible to participate in the Community Restoration and Preservation program. Once the property owner makes an official application submittal, Black Hawk staff, the Owner's Representative and Architect will meet with the property owner for an orientation meeting and on-site property visit and inspection. Subsequently, a current conditions report and scope of work will be prepared and presented to City Council with recommendations from City staff and the Owner's Representative regarding program eligibility. Property owner will be notified by the Community Planning and Development with a decision and the next steps in the program process, if applicable.

In accordance with the City of Black Hawk's Resolution 10-2010 Titled: A resolution amending the City of Black Hawk Community Restoration and Preservation Fund Guide to provide a process for determining payment of Federal potential income tax liability. A copy of Resolution 10-2010 is attached as reference.

For the purpose of determining reimbursement of State of Colorado income tax liability, the City Council further determines that a recipient of a residential grant must elect in writing prior to the receipt of any grant proceeds whether to seek the Colorado income tax credit for qualifying rehabilitation projects pursuant to C.R.S. § 39-22-514, or whether to apply to the City Manager consistent with C.R.S. §12-47.1-1301, as amended, for the reimbursement of any Colorado income tax liability paid as a result of the receipt of the grant.

I certify that I **WILL NOT** submit an application to the Colorado Historical Preservation Income Tax Credit program, but will apply for reimbursement through the City of Black Hawk.

I certify that I **WILL** apply for the Colorado Historical Preservation Income Tax Credit through the State of Colorado and understand that **NO** reimbursement will be available from the City of Black Hawk. The most current information on the Colorado Preservation tax credit program can be found at <http://www.historycolorado.org/oaHP/preservation-tax-credits>.



Property Owner Signature

March 31, 2014

Date

Ronald W. Servis, Conservator for John A. Thilmont, a Protected Person

Copies of the Court Appointment Order and Letters should be on file with the City of Black Hawk.

RONALD W. SERVIS

ATTORNEYS AND COUNSELORS AT LAW
6595 WEST 14TH AVENUE, SUITE 100
LAKEWOOD, COLORADO 80214

Telephone: 303.237.5020
Facsimile: 303.232.7809

March 31, 2014

Ronald W. Servis, Esq.
Also Admitted: Illinois
United States Supreme Court
E-mail: RonServis@aol.com

Patricia D. Sachse, Esq.
Patti Direct: 303.601.8407
E-mail: Patti@Sachse-Law.com

Tami Archer, Permit Technician
COMMUNITY PLANNING and DEVELOPMENT ASSISTANT
CITY OF BLACK HAWK
P.O. Box 68
Black Hawk, Colorado 80422-0068

Re: Community Restoration and Preservation Fund Application

Enclosed pursuant to our discussion is John A. Thilmont's application for an Emergency Grant for the replacement of the roof at 191 Clear Creek, Black Hawk, Colorado.

Enclosed is a copy of the e-mail from the Kaufman Agency indicating that SAFECO will not be renewing the homeowner's insurance if the roof is not replaced. If you need further confirmation of the refusal to re-insure the property, please feel free to contact Wayne Kaufman of the Kaufman Agency, 303.975.0363.

Thank you for your assistance.

If you need any additional information, please contact me.


Ronald W. Servis

Enclosures
cc: Wayne Kaufman, Kaufman Agency

RECEIVED

MAR 31 2014

CITY OF BLACK HAWK
PLANNING DEPT.

Subj: RE: 191 Clear Creek John Thilmont
Date: 9/30/2013 3:17:20 P.M. Mountain Daylight Time
From: patti@sachse-law.com
To: kaufman.maureen@hotmail.com
CC: ronservis@aol.com

Hi Maureen,

I spoke with Larry, our maintenance guy and he did repair work on the roof a few months ago. Do you know when the insurance company did a drive-by? If it was after Larry did the repairs, then I guess we'll need to replace the roof (there's nothing that can be done to further repair it without replacing it).

Thanks,
Patti

From: Maureen Torres [<mailto:kaufman.maureen@hotmail.com>]
Sent: Monday, September 30, 2013 8:50 AM
To: ronservis@aol.com; patti@sachse-law.com
Subject: 191 Clear Creek John Thilmont

hi Ron and Patti,

I have received notice from Safeco that John's 191 Clear Creek home insurance policy will be nonrenewing effective 6/1/2014 due maintenance concerns presented by the roof of the home. The roof surface is wavy with lifted shingles. You will receive notice of this mail if you haven't already. If the roof is repaired before 6/1/2014 please email me the roof receipts so I can forward them to Safeco. If the roof is not repaired prior to this date our agency will search for new insurance prior to 6/1/2014.

Thank you
Maureen

Referrals are the best compliment

Kaufman Agency

13701 W Jewell Ave # 284
Lakewood, Co. 80228

Phone: 303-975-0363

Fax: 303-963-5700

www.kaufman-agency.com

kaufman.wayne@hotmail.com

Notice of Confidentiality & Disclosure

This message is intended only for the use of the individual or entity to which it is addressed and may contain

Tuesday, October 01, 2013 AOL: Ron Servis



A Liberty Mutual Company

Safeco Insurance Company of America

P.O. Box 515097
Los Angeles, CA 90051-5097

Mailing Address:
P O Box 515097
Los Angeles, CA 90051-5097

Phone: (720) 724-0032
Fax: (888) 268-8840

April 11, 2014

John Thilmont
6595 W 14th Ave Ste 100
Lakewood, CO 80214-1998

Insured Name: John Thilmont
Policy Number: OY6988407
Loss Date: April 4, 2014
Claim Number: 171835755036

Dear Mr. John Thilmont:

Safeco Insurance Company of America would like to thank you for the opportunity to service you.

You have submitted this claim to Safeco Insurance Company of America for potential payment under policy OY6988407 for damages to your property located at 191 Clear Crk., Black Hawk, CO, 80422. After a review of your policy and the facts that have come to our attention, Safeco Insurance Company of America regrets that it is unable to pay for the damages you have claimed because your policy does not provide coverage for this loss. Our reasons for this denial are as follows:

As you are aware, this claim arises from wind in your area.

Your insurance policy form P-4102/EP 7/08, includes the following provision:

PERILS INSURED AGAINST

We insure for accidental direct physical loss to covered property caused by a peril listed below unless the loss is otherwise excluded in the policy:

1. Fire or lightning.
2. Windstorm or hail.

This peril does not include loss:

- a. to the interior of a building or the property contained in a building caused by rain, snow, sleet, sand or dust unless the direct force of wind or hail damages the building, causing an opening in a roof or wall and the rain, snow, sleet, sand or dust enters through this opening or
- b. to the following property when outside of the building:
 - (1) awnings, signs, radio or television antennas or aerials, including wiring, masts or towers,
 - (2) canoes and rowboats;
 - (3) lawns, plants, shrubs or trees

3. **Explosion.**
4. **Riot or civil commotion.**
5. **Aircraft, including self-propelled missiles and spacecraft.**
6. **Vehicles.**

Loss must result from actual physical contact of a vehicle with covered property or with the building containing the covered property.

This peril does not apply to:

- a. a fence, driveway, or walk caused by a vehicle owned or operated by you or a resident of the Described Location; or
- b. loss to personal property transported by a vehicle unless the vehicle is first damaged by collision and the loss to personal property is a result of involvement in the collision

7. Smoke. meaning sudden and accidental damage from smoke

This peril does not include loss caused by smoke from fireplaces or from agricultural smudging or industrial operations including slash burns.

8. Vandalism or malicious mischief.

This peril does not include loss or damage by pilferage, theft, burglary or larceny

9. Breakage of glass or safety glazing material which is part of a building, storm door or storm window

10. Damage by Burglars, meaning damage to covered property caused by burglars

This peril does not include theft of property.

11. Falling Objects.

This peril does not include loss:

- a. to the interior of a building covered or property contained in the building unless the roof or an exterior wall of the building is first damaged by a falling object.
- b. to outdoor radio and television antennas and aerials including their lead-in wiring, masts and towers, outdoor equipment, awnings and fences. Damage to the falling object itself is not covered

12. Weight of ice, snow or sleet which causes damage to a building or property contained in the building

13. Accidental discharge or overflow of water or steam from within a plumbing, heating, air conditioning or automatic fire protective sprinkler system or from within a household appliance. We also pay for tearing out and replacing any part of a covered building necessary to repair the system or appliance from which the water or steam escaped.

This peril does not include loss:

- a. caused by continuous or repeated seepage or leakage that occurs over a period of weeks, months or years;
- b. on the Described Location, if the dwelling:
 - (1) is rented or held for rental as a residence and has not been occupied as a residence for more than 60 consecutive days immediately before the loss. Occupied as a residence means the place where an occupant or occupants are living as a primary residence; or
 - (2) is vacant for more than 60 consecutive days immediately before the loss

This exclusion does not apply to a dwelling under construction. A dwelling under construction includes being remodeled, reconstructed, renovated or repaired in preparation for occupancy as a residence at the time of loss;

- c. to the system or appliance from which the water or steam escaped.
- d. caused by or resulting from freezing; or
- e. on the Described Location caused by accidental discharge or overflow which occurs off the Described Location

For purposes of coverage under this peril, a plumbing system or household appliance does not include a sump, sump pump or related equipment or a roof drain, gutter, downspout or similar fixtures or equipment

14. **Sudden and accidental tearing apart, cracking, burning or bulging** of a steam or hot water heating system, an air conditioning or automatic fire protective sprinkler system, or an appliance for heating water
We do not cover loss caused by or resulting from freezing under this peril.
15. **Freezing** of a plumbing, heating or air conditioning or automatic fire protective sprinkler system or of a household appliance
This peril does not include loss on the Described Location while the dwelling is unoccupied or being constructed, unless you have used reasonable care to:
 - a. maintain heat in the building; or
 - b. shut off the water supply and drain the system and appliances of water.However, if the building is protected by an automatic fire protective sprinkler system, you must use reasonable care to continue the water supply and maintain heat in the building for coverage to apply
A dwelling under construction includes being remodeled, reconstructed, renovated or repaired in preparation for occupancy as a residence at the time of loss
16. **Sudden and accidental damage from artificially generated electrical current.** This peril does not include loss to a tube, transistor or similar electronic components
17. **Freezing and Thawing** that cause water to back up under roofing.

GENERAL EXCLUSIONS

We do not insure for loss caused directly or indirectly by any of the following. Such loss is excluded regardless of any other cause or event contributing concurrently or in any sequence to the loss. These exclusions apply whether or not the loss event results in widespread damage or affects a substantial area

10. **Planning, Construction or Maintenance**, meaning faulty, inadequate or defective:
 - a. planning, zoning, development, surveying, siting;
 - b. design, specifications, workmanship, repair, construction, renovation, remodeling, grading, compaction;
 - c. materials used in repair, construction, renovation or remodeling; or
 - d. maintenance;of property whether on or off the Described Location by any person or organization. If a **Peril Insured Against** ensues, we will pay only for loss caused by the ensuing peril
12. Weather that contributes in any way with a cause or event excluded in this section to produce a loss. If a **Peril Insured Against** ensues, we will pay only for loss caused by the ensuing peril

As you can see in the above-referenced policy language, wind is listed, however, wear & tear does not qualify as one of the above Named perils. Also noted to the property were weathering, and faulty construction which is excluded from the policy. Therefore, according to the terms and conditions of your policy, we are unable to provide any coverage for these items to the roof.

We want to let you know we have completed our evaluation of the covered claimed damages. We determined the total amount of your claim is actually lower than your policy's deductible. Your deductible is \$ 1,000.00 and the amount of your claim is \$628.28. Therefore, we are unable to make a payment to you.

At all times we strive to fully assess our coverage potential. We are always open to reevaluating our position, should new facts come to light. If you have any additional information that you believe will have a material effect on our determination of coverage, please provide that information to us in writing at your earliest opportunity. You should, however, regard this as a denial of your claim.

Page 5
John Thilmont
April 11, 2014

Safeco Insurance Company of America may continue to investigate this claim. However, Safeco Insurance Company of America reserves any and all rights and defenses allowed under the policy of insurance and the law. No action taken by Safeco Insurance Company of America, its employees and/or agents, is intended to be or should be considered to be a waiver of any of these rights or defenses under the policy of insurance or the law.

Sincerely,

A handwritten signature in black ink, appearing to read "Jerrod L Dool".

Jerrod Dool | Property Field Specialist I
Safeco Insurance Company of America
(720) 724-0032 Fax: (888) 268-8840
Jerrod.Dool@safeco.com

PO Box 515097
Los Angeles, CA 90051-5097
Phone: (800) 332 3226
Fax: (888) 268-8840
Document Submission: prpclm@safeco.com

Insured: JOHN THILMONT
Property: 191 CLEAR CRK
BLACK HAWK, CO 80422
Home: 6595 W 14TH AVE STE 100
LAKEWOOD, CO 80214-1998

Home: (303) 237-5020
Business: (303) 237-5020

Estimator: Jerrod Dool

Business: (720) 724-0032
E-mail: Jerrod.Dool@safeco.com

Reference: www.safeco.com
Company: Safeco Insurance Company of America

Claim Number: 171835755036

Policy Number: Y06988407

Type of Loss: ALL OTHER

Coverage	Deductible	Estimate Summary (before deductions)
Dwelling	\$1,000.00	\$628.28
TOTALS		\$628.28

Date Contacted: 4/11/2014
Date of Loss: 4/4/2014
Date Inspected: 4/11/2014
Date Est. Completed: 4/11/2014 4:07 PM
Price List: CORE7X_APR14

PO Box 515097
Los Angeles, CA 90051-5097
Phone: (800) 332 3226
Fax: (888) 268-8840
Document Submission: prpclm@safeco.com

We have prepared this estimate to assist you in determining what is necessary to restore your covered property to its pre-loss condition. You can provide the estimate to your chosen contractor.

The replacement cost amount of your loss does not exceed the policy deductible of \$1,000.00. Your policy provides coverage for the restoration cost of covered property less your deductible. A payment is not owed until your covered loss has exceeded the policy deductible.

We are available to assist you if you decide to make repairs. It is your choice whether or not you have repairs completed. If you choose to make repairs, you will want to carefully consider who you hire to perform the repairs. If you do not have a preferred contractor we may be able to help thru our partnership with **Innovation Managed Property Network**. Benefits include:

- **Convenience** - The Innovation call center is available 24/7, 365 days per year.
 - **Peace of mind** - All contractors pass background checks and are experienced, certified, licensed, insured and bonded.
 - **Quality** - Innovation and their contractors are committed to customer satisfaction, and adhere to Safeco's estimating guidelines.
 - **Speed** - Innovation's network is committed to contacting policyholders within one hour and the contractor of their choice will inspect their home within 48 hours.
 - **Guarantees** - All work comes with a **three-year warranty**, (Roofing carries a 5 year warranty) and Safeco monitors customer satisfaction of all contractors to provide policyholders with the best choice of service providers.
- Remember, the choice of contractors is always yours.

Contact us immediately if additional damages are found or if your contractor estimate is higher than our estimate, and we will work with you and your contractor to confirm how these might change our estimate. **It is important that we have the opportunity to address additions or changes to the estimate before you have those repairs completed, otherwise the policy may not provide coverage for the additional expenses.**

Want to know more?

Common homeowners claims questions - our pamphlet may answer questions you have after your property has been inspected.

You can visit our website to view this document <http://www.safeco.com/insurance-claims/homeowners-insurance-claims>

Contact us if you have additional questions or needs.

Please refer to your insurance policy for actual policy language and definitions.

PO Box 515097
 Los Angeles, CA 90051-5097
 Phone: (800) 332 3226
 Fax: (888) 268-8840
 Document Submission: prpclm@safeco.com

Dwelling Line Item Detail

Description	Qty	Unit Price	Estimate Amount	Additional *	Replacement Cost Value	Depreciation	Actual Cash Value
Roof							
1. Roofing - Labor Minimum	1.00 EA	\$592.40	\$592.40	\$0.00	\$592.40	-\$0.00	\$592.40
Rofer to repair to the right slope one shingle and 1 ridge cap shingle on the back left ridge							
2. (Material Only) 3 tab - 25 yr. - comp. shingle roofing - w/out felt	0.33 SQ	\$100.31	\$33.10	\$2.78	\$35.88	-\$0.00	\$35.88
Subtotals - Roof			\$625.50	\$2.78	\$628.28	-\$0.00	\$628.28
Totals			\$625.50	\$2.78	\$628.28	-\$0.00	\$628.28

* The value in the Additional column consists of taxes, overhead and profit, and base service charges, as applicable.
 <> Indicates depreciation amount is non-recoverable

PO Box 515097
Los Angeles, CA 90051-5097
Phone: (800) 332 3226
Fax: (888) 268-8840
Document Submission: prpclm@safeco.com

Summary for Dwelling

Replacement Cost Value		\$628.28
Less Deductible	[Full Deductible = 1,000.00]	(628.28)
Net Claim		\$0.00

Jerrod Dool

PO Box 515097
Los Angeles, CA 90051-5097
Phone: (800) 332 3226
Fax: (888) 268-8840
Document Submission: prpclm@safeco.com

Loss Recap Summary

Line of Coverage	Code	Replacement Cost - RCV	Recoverable Depreciation	Deductible	Net Claim*
Structural		\$628.28	\$0.00	\$628.28	\$0.00
	Dwelling	\$628.28	\$0.00	\$628.28	\$0.00
TOTAL		\$628.28	\$0.00	\$628.28	\$0.00

* The Net Claim amount may include deductions for prior payment(s), and/or salvage retention. Please see the individual summary section(s) for these details.

RONALD W. SERVIS
ATTORNEY AND COUNSELOR AT LAW
6595 WEST 14TH AVENUE, SUITE 100
LAKEWOOD, COLORADO 80214
TELEPHONE: 303.237.5020
FACSIMILE: 303.232.7809

Ronald W. Servis, Esq.
also admitted: Illinois
United States Supreme Court
E-mail: RonServis@aol.com

Patricia D. Sachse, Esq.
Pattn Direct: 303.601.8407
E-mail: Pattn@Sachse-Law.com

**FAX TRANSMITTAL
COVER SHEET**

TO: Tami Archer, Community Planning and Development Assistant
FAX NO: 303.582.2239

FROM: RONALD W. SERVIS

DATE: April 4, 2014

RE: Emergency Grant Application, Roof, 191 Clear Creek, Black Hawk, Colorado

NOTICE

The information contained in this facsimile message is confidential and intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient or an authorized agent responsible to deliver it to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited.

This transmission contains 3 pages, including this cover page. If difficulties arise, please contact this office.

MESSAGE:

Following please find:

- Cover Letter**
- Kaufman Agency Letter**

The originals were placed into the U.S. Mail today

Thank you for your assistance.

Should you have any questions, please call.

RONALD W. SERVIS

RONALD W. SERVIS

ATTORNEYS AND COUNSELORS AT LAW
6595 WEST 14TH AVENUE, SUITE 100
LAKEWOOD, COLORADO 80214

Telephone: 303.237.5020
Facsimile: 303.232.7809

April 4, 2014

Ronald W. Servis, Esq.
Also Admitted: Illinois
United States Supreme Court
E-mail: RonServis@aol.com

Patricia D. Sachse, Esq.
Paul Direct: 303.601.8407
E-mail: Patti@Sachse-Law.com

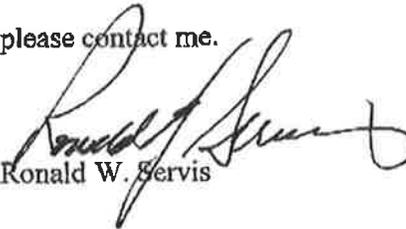
Tami Archer, Permit Technician
COMMUNITY PLANNING and DEVELOPMENT ASSISTANT
CITY OF BLACK HAWK
P.O. Box 68
Black Hawk, Colorado 80422-0068

Re: Community Restoration and Preservation Fund Application

Enclosed pursuant to your e-mail request is a letter from Kaufman Agency regarding non-renewal of the homeowner's insurance policy.

Thank you for your assistance.

If you need any additional information, please contact me.


Ronald W. Servis

Enclosure
cc: Wayne Kaufman, Kaufman Agency

Kaufman Agency

Personal & Business Insurance

Customized Coverage for our Clients • 20+ Companies to Choose From • Auto • Home • Life • Health • Business Insurance

To Ron W. Servis Esq.

In regards to the property at 191 Clear Creek, Black Hawk Colorado 80422 owned by John A. Thilmont and insured by Safeco Insurance Co..

On 8/8/2013 an indication for non-renewal on policy# OY6988407 was issued due to the following.
"We inspected the home and are setting the policy to non-renew for: Maintenance concerns presented by the roof of the home. The roof surface is wavy with lifted shingles".

Please contact me if you have any questions.

Thanks,

Wayne Kaufman



Agent



City of Black Hawk, Colorado

P.O. Box 68
Black Hawk, CO 80422
Ph: (303) 582-0615 Fax: (303) 582-2239

Issue Date: 5.15.14
Grant #: _____
Date Closed: _____

BUILDING PERMIT APPLICATION (Please Print Legibly)

PROJECT ADDRESS & NAME <u>191 CLEAR CREEK RD -</u>		Suite	Application Date <u>5/8/14</u>
CONTRACTOR (APPLICANT)	Name <u>DAVID GIBSON / TOP COVERAGE</u>	<input type="checkbox"/> Owner <input checked="" type="checkbox"/> Contractor	
	Address <u>P O Box 1621 NETHERLAND CO</u>	City/State <u>80466</u>	Zip <u>9322</u>
PROPERTY OWNER	Name <u>JOHN THILMONT</u>	Phone <u>303-258</u>	
	Address <u>191 CLEAR CREEK RD -</u>	City/State	Zip
ARCHITECT	Name	Phone	
	Address	City/State	Zip
STRUCTURAL ENGINEER	Name	Phone	
	Address	City/State	Zip
ELECTRICAL CONTRACTOR	Name	Phone	
	Address	City/State	Zip

PROJECT INFORMATION	<input type="checkbox"/> Commercial <input checked="" type="checkbox"/> Residential	Project Use/Description: <u>TEAR-OFF REPLACE ROOFING</u>
BUILDING VALUATION OR CUBIC YARDS	<u>\$ 14,250.00</u>	ELECTRICAL VALUATION \$
CONTRACTOR REGISTRATION NUMBER:	<u>C1443</u>	SUBCONTRACTOR REGISTRATION NUMBERS: (ATTACH SEPARATE SHEET IF NECESSARY)
STATE MASTER ELECTRICIAN'S NAME AND NUMBER:		

I hereby certify that I have read and examined this application and know the same to be true and correct. All provisions and ordinances governing this type of work will be complied with whether specified herein or not. I understand that the granting of a permit does not presume to give any authority to violate or cancel the provisions of any other state or local law regulating construction or performance of construction.

DAVID GIBSON
Print Name of Applicant or Authorized Agent

[Signature]
Signature of Applicant or Authorized Agent
(Original Signature Required)

DO NOT WRITE BELOW THIS LINE

Occupancy Classification	Type of Const.	Floor Area	Height	Occ. Load	PERMIT NUMBER: <u>14-019</u>
Water Tap	Size:	Quantity:		FEES	
Required Approvals				Building Permit	
AGENCY				Building Plan Review	
AUTHORIZED				Electrical Permit	
DATE				Electrical Plan Review	
Public Works				Use Tax	
Water				Water Tap	
Fire Department				Water Development	
Zoning / Planning				Police Impact	
HPC				Fire Impact	
Council				Parking Impact	
Health Department				Excavation	
Sanitation				Demo/Moving	
Excavation Bond				Signage	
Finance Department				Permit Violation	
Other				Total	
Other					

no fees residential

CITY (White) APPLICANT (Green) ACCOUNTING (Canary) ASSESSOR (Pink) CONSULTANT (Gold)

TOP COVERAGE ROOFING
P.O. BOX 1621
NETERLAND, CO 80466

PROPOSAL NO.
SHEET NO.
DATE 3/21/14

PROPOSAL SUBMITTED TO: PH. (303) 258-9322

WORK TO BE PERFORMED AT:

NAME CEDAR VIEW HOMES INC	ADDRESS 191 CLEAR CREEK RD.
ADDRESS P.O. Box 1082 CONIFER, CO 80433	DATE OF PLANS
PHONE NO. CARRY 887-4679 / CVHOMESINCO@GMAIL.COM	ARCHITECT

We hereby propose to furnish the materials and perform the labor necessary for the completion of

TEAR-OFF / HAUL EXISTING ROOFING, 58 SHEETS 1/2" CDX PLYWOOD, 3 60 FT. ROLLS WATER & ICE SHIELD 12 SQUARES UNDERLAYMENT, STEP-FLASH 2 CHANNELS, RE-USE THICK-GAUGED VENTS & PIPE FLASHINGS, 19 SQUARES 29 GAUGE PRO-PANEL II METAL ROOFING, 2-SIDED TAPE ON ALL SEAMS, 180 FT. UNIVERSAL RIDGE, ALL RAKE TRIM & "W" VALLEY, ALL INSIDE, OUTSIDE, & UNIVERSAL CLOSURES, 2 FT. SCREW PATTERN, 120 FT. SNOW BARS.

* IF 25YR. CLASS "A" FIBERGLASS 3-TAB SHINGLES OR 40YR. CLASS "A" FIBERGLASS DIMENSIONAL SHINGLES OPTED COST IS IDENTICAL.

5 YR. WARRANTY AGAINST LEAKAGE. 45 YR. MANUFACTURER'S WARRANTY, PERMIT COST NOT INCLUDED.

All material is guaranteed to be as specified, and the above work to be performed in accordance with the drawings and specifications submitted for above work and completed in a substantial workmanlike manner for the sum of

Dollars (\$ 14,250.00) with payments to be made as follows. \$ 7,125.00 ADVANCED UPON DELIVERY OF MATERIALS. BALANCE (\$ 7,125.00) UPON COMPLETION.

Any alteration or deviation from above specifications involving extra costs will be executed only upon written order, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents, or delays beyond our control.

Respectfully submitted

TOP COVERAGE ROOFING
David Gibson

Per

Note — this proposal may be withdrawn by us if not accepted within 30 days.

ACCEPTANCE OF PROPOSAL

The above prices, specifications, and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payments will be made as outlined above.

Date 3-30-14

Signature

[Signature]

Signature

COPY



Application Instructions for HERITAGE® LAMINATED ASPHALT SHINGLES

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THESE ARE THE MANUFACTURER'S APPLICATION INSTRUCTIONS FOR THE ROOFING CONDITIONS DESCRIBED. TAMKO BUILDING PRODUCTS, INC. ASSUMES NO RESPONSIBILITY FOR LEAKS OR OTHER ROOFING DEFECTS RESULTING FROM FAILURE TO FOLLOW THE MANUFACTURER'S INSTRUCTIONS. FAILURE TO FOLLOW THESE INSTRUCTIONS WILL ADVERSELY AFFECT COVERAGE UNDER THE LIMITED WARRANTY. SEE THE LIMITED WARRANTY FOR DETAILS.

THIS PRODUCT IS COVERED BY A LIMITED WARRANTY, THE TERMS OF WHICH ARE PRINTED ON THE WRAPPER.

IN COLD WEATHER (BELOW 40°F), CARE MUST BE TAKEN TO AVOID DAMAGE TO THE EDGES AND CORNERS OF THE SHINGLES.

IMPORTANT: It is not necessary to remove the plastic strip from the back of the shingles.

I. ROOF DECK

These shingles are for application to roof decks consisting of plywood or sheathing boards capable of receiving and retaining fasteners, and to inclines of not less than 2 in. per foot. For roofs having pitches 2 in. per foot to less than 4 in. per foot, refer to special instructions titled "Low Slope Application". For roofs having pitches greater than 4 in. per foot, refer to special instructions titled "Mansard Roof or Steep Slope Roof". Shingles must be applied properly. TAMKO assumes no responsibility for leaks or defects resulting from improper application, or failure to properly prepare the surface to be roofed over.

NEW ROOF DECK CONSTRUCTION: Roof deck must be smooth, dry and free from warped surfaces. It is recommended that metal drip edges be installed at eaves and rakes.

PLYWOOD: All plywood shall be exterior grade as defined by the Engineered Wood Association. Plywood shall be a minimum of 3/8 in. thickness and applied in accordance with the recommendations of the Engineered Wood Association.

SHEATHING BOARDS: Boards shall be well-seasoned tongue-and-groove boards and not over 6 in. nominal width. Boards shall be a 1 in. nominal minimum thickness. Boards shall be properly spaced and nailed.

2. VENTILATION

Inadequate ventilation of attic spaces can cause accumulation of moisture in winter months and a build up of heat in the summer. These conditions can lead to:

1. Vapor Condensation
2. Buckling of shingles due to deck movement.
3. Rotting of wood members.
4. Premature failure of roof.

To insure adequate ventilation and circulation of air, place louvers of sufficient size high in the gable ends and/or install continuous ridge and soffit vents. FHA minimum property standards require one square foot of net free ventilation area to each 150 square feet of space to be vented, or one square foot per 300 square feet if a vapor barrier is installed on the warm side of the ceiling or if at least one half of the ventilation is provided near the ridge. If the ventilation openings are screened, the total area should be doubled.

**IT IS PARTICULARLY IMPORTANT TO PROVIDE
ADEQUATE VENTILATION.**

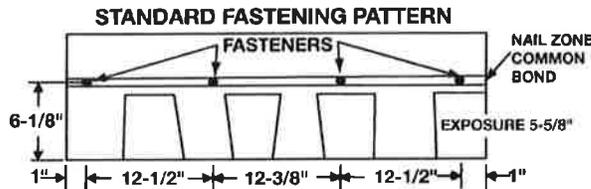
3. FASTENERS

WIND CAUTION: Extreme wind velocities can damage these shingles after application when proper sealing of the shingles does not occur. This can especially be a problem if the shingles are applied in cooler months or in areas on the roof that do not receive direct sunlight. These conditions may impede the sealing of the adhesive strips on the shingles. The inability to seal down may be compounded by prolonged cold weather conditions and/or blowing dust. In these situations, hand sealing of the shingles is required. To insure immediate sealing, apply 4 quarter-sized dabs of TAM-PRO® Premium SBS Adhesive or TAMKO Tam-Seal Adhesive on the back of the shingle 1 in. (25mm) and 13 in. (330mm) in from each side and 1 in. (25mm) up from the bottom of the shingle. Press shingle firmly into the adhesive. For maximum wind resistance along rakes, install any TAMKO starter shingle including sealant or cement shingles to the underlayment and each other in a 4 in. (102mm) width of TAM-PRO SBS Adhesive or TAMKO Tam-Seal Adhesive. Caution: Apply ONLY a thin uniform layer of adhesive less than 1/8 in. (3mm) thick. Excessive amounts can cause blistering of the shingles and may soften the asphalt in certain underlayments resulting in the asphalt flowing, dripping and staining. Shingles must also be fastened according to the fastening instructions described below.

Correct placement of the fasteners is critical to the performance of the shingle. If the fasteners are not placed as shown in the diagram and described below, this will result in the termination of TAMKO's liabilities under the Limited Warranty. TAMKO will not be responsible for damage to shingles caused by winds in excess of the applicable mph as stated in the Limited Warranty. See Limited Warranty for details.

FASTENING PATTERNS: Fasteners must be placed 6-1/8 in. from the bottom edge of the shingle, penetrating through the common bond, and located horizontally as follows:

1) Standard Fastening Pattern. (For use on decks with slopes 2 in. per foot to 21 in. per foot.) One fastener 1 in. from each end and one 13-1/2 in. from each end of the shingle for a total of 4 fasteners. (See Standard Fastening Pattern illustrated below).



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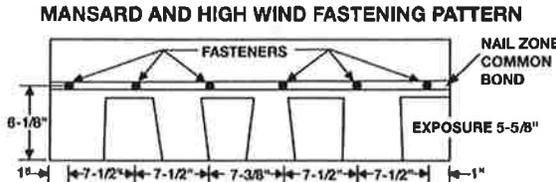
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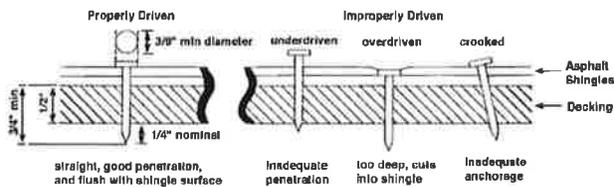
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2) Mansard Fastening Pattern. (For use on decks with slopes greater than 21 in. per foot.) One fastener 1 in. from each end and one fastener 8-1/2 in. from each end and one fastener 16 in. from each end for a total of 6 fasteners per shingle. (See Mansard and High Wind Fastening Pattern illustrated below.)



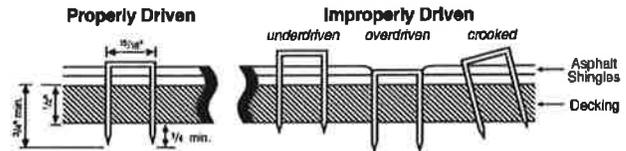
3) High Wind Fastening Pattern. (For High Wind Application requirements) One fastener 1 in. from each end. One fastener 8-1/2 in. from each end and one fastener 16 in. from each end for a total of six (6) fasteners per shingle. In addition to this shingle fastening pattern requirement for High Wind Application, TAMKO also requires the use of TAMKO starter shingles including sealant strip at eaves and rakes. High Wind Application is offered on new construction or complete tear-off applications only. It is not offered for recover applications. If High Wind Application requirements are not followed, the High Wind Application Warranty MPH, as stated on Table 1 in the Limited Warranty, reverts to the Standard Application Wind Warranty MPH limit. (See Mansard and High Wind Fastening Pattern illustrated above.)

NAILS: TAMKO recommends the use of nails as the preferred method of application. Standard type roofing nails should be used. Nail shanks should be made of minimum 12 gauge wire, and a minimum head diameter of 3/8 in. Nails should be long enough to penetrate 3/4 in. into the roof deck. Where the deck is less than 3/4 in. thick, the nails should be long enough to penetrate completely through plywood decking and extend at least 1/8 in. through the roof deck. Drive nail head flush with the shingle surface.



STAPLES: If staples are used in the attaching process, follow the above instructions for placement. All staples must be driven with pneumatic staplers. The staple must meet the following minimum dimensional requirements. Staples must be made from a minimum 16 gauge galvanized wire. Crown width must be at least 15/16 in. (staple crown width is measured outside the legs). Leg length should be a minimum of 1-1/4 in. for new construction and 1-1/2 in. for reroofing thus allowing a minimum deck penetration of 3/4 in. The crown of the staple must be parallel to the length of the shingle. The staple crown should be driven flush with the shingle surface. Staples that are crooked, underdriven or overdriven are considered improperly applied.

CAUTION: ALL FASTENERS MUST BE DRIVEN INTO THE NAIL ZONE COMMON BOND AS SHOWN IN THE FASTENING PATTERN DIAGRAMS.



4. UNDERLAYMENT

UNDERLAYMENT: An underlayment must be applied over the entire deck before the installation of TAMKO shingles. Failure to add underlayment can cause premature failure of the shingles which is not covered by TAMKO's Limited Warranty.

Products which are acceptable for use as underlayment are:

Asphalt Saturated Felt Underlayments:

- TAMKO No. 15 Asphalt Saturated Organic Felt
- Any TAMKO non-perforated asphalt saturated organic felt
- A non-perforated asphalt saturated organic felt which meets ASTM: D226, Type I or II or ASTM D4869

Specialty Underlayments:

- Tam-Shield® Synthetic Underlayment
- TAMKO TW Metal and Tile Underlayment, TW Underlayment and Moisture Guard Plus® (additional ventilation may be required. Contact TAMKO's Technical Services Department for more information.)

For Asphalt Saturated Felt Underlayments:

Apply the felt when the deck is dry. On roof decks with slopes 4 in. per foot and greater apply the felt parallel to the eaves lapping each course of the felt over the lower course at least 2 in. Where ends join, lap the felt 4 in. If left exposed, the felt may be adversely affected by moisture and weathering. Laying of the felt and the shingle application must be done together.

For All Other Specialty Underlayments:

On roof decks with slopes 4 in. per foot and greater apply the underlayment parallel to the eaves in accordance with underlayment written application instructions. The underlayment should not be left exposed for a longer period of time than is specified in the underlayments written application instructions. The final roof covering must be installed before the structure is exposed to adverse weather conditions, such as wind driven rain, high wind, hail, ice storms, etc.

In areas where ice builds up along the eaves or a back-up of water from frozen or clogged gutters is a potential problem, TAMKO's Moisture Guard Plus®, TW Metal and Tile Underlayment or TW Underlayment (or any specialty eaves flashing product) may be applied to eaves, rakes, ridges, valleys, around chimneys, skylights or dormers to help prevent water damage. Contact TAMKO's Technical Services Department for more information.

Substitute products as shingle underlayment should not be used.

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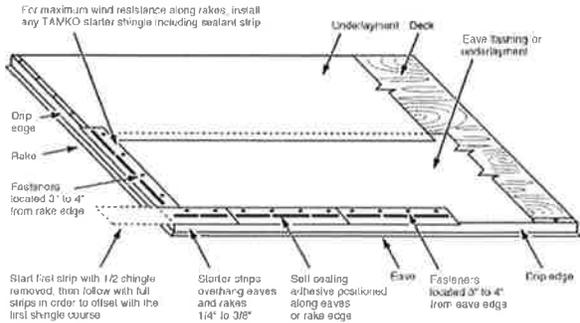
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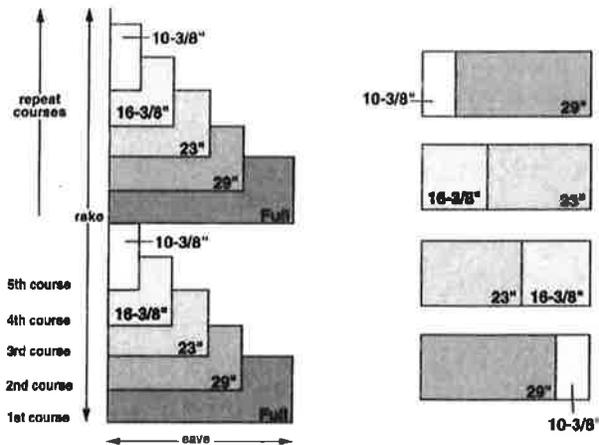
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5. APPLICATION INSTRUCTIONS

STARTER COURSE: A starter course may consist of TAMKO Shingle Starter, TAMKO 10-inch Starter or self-sealing 3-tab shingles. If self-sealing 3-tab shingles are used, remove the exposed tab portion and install with the factory applied adhesive adjacent to the eaves. Attach the starter course with approved fasteners along a line parallel to and 3 in. to 4 in. above the eaves edge. The starter course should overhang both the eaves and rake edges 1/4 in. to 3/8 in.

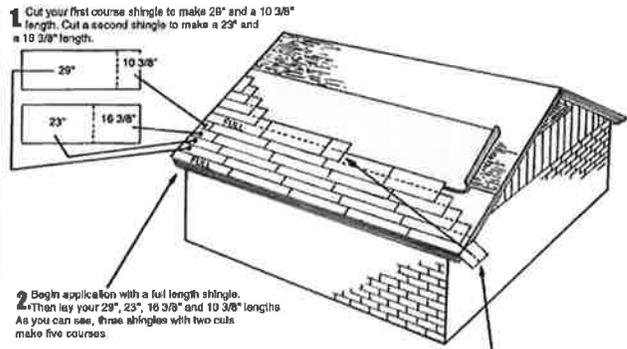


SHINGLE APPLICATION: Start the first course with a full size shingle and overhang the rake edge 1/4 in. Cut 10-3/8 in. from a full shingle to form a shingle 29 in. long. Use this to start the second course (see diagram below). Cut a 23 in. long shingle to start the third course. Use the remaining 16-3/8 in. piece of shingle to start the fourth course and use the remaining 10-3/8 in. piece to begin the fifth course. Continue up the rake in as many rows as necessary using the same formula as outlined above.



The butt of the shingle should be aligned with the top edge of the sawtooth of the underlying shingle for a 5-5/8 in. exposure (see shingle application drawing illustrated on this panel). When you make your final cut at the roof's edge, flip any pieces that are 8 in. or longer back onto the roof. These pieces can be worked in anywhere without creating zippers or color variations.

NOTE: Do not align joints of shingle courses when working in cut pieces. Joints should be no closer than 4 in. from one another.



3. Continue working your way across the roof. When you make your final cut at the roof's edge, flip any pieces that are 8" or longer back onto the roof. These pieces can be worked in anywhere without creating zippers or color variations.
NOTE: Do not align joints of shingle courses when working in cut pieces. Joints should be no closer than 4" from one another.

6. LOW SLOPE APPLICATION

On pitches 2 in. per foot to 4 in. per foot cover the deck with two layers of underlayment. Begin by applying the underlayment in a 1/2-sheet width along the eaves and overhanging the drip edge by 1/4 to 3/4 in. Place a full-sheet width over the 1/2-sheet width starter piece, completely overlapping it. All succeeding courses will be positioned to overlap the preceding course by 1/2-sheet width. If winter temperatures average 25°F or less, thoroughly cement the laps of the entire underlayment to each other with TAM-PRO or TAMKO Plastic Roof Cement from eaves and rakes to a point of a least 24 in. inside the interior wall line of the building. As an alternative, TAMKO's Moisture Guard Plus® self-adhering waterproofing underlayment may be used in lieu of the cemented felts.

7. MANSARD ROOF OR STEEP SLOPE ROOF

If the slope exceeds 21 in. per foot (60°), each shingle must be sealed with TAM-PRO SBS Adhesive or TAMKO Tam-Seal Adhesive immediately upon installation. Quarter-sized dabs of cement must be applied to shingles with a 5-5/8 in. exposure, use 6 fasteners per shingle. See Section 3 for the Mansard Fastening Pattern.

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8. RE-ROOFING

Before re-roofing, be certain to inspect the roof decks. All plywood shall meet the requirements listed in Section 1.

Nail down or remove curled or broken shingles from the existing roof. Replace all missing shingles with new ones to provide a smooth base. Shingles that are buckled usually indicate warped decking or protruding nails. Hammer down all protruding nails or remove them and refasten in a new location. Remove all drip edge metal and replace with new.

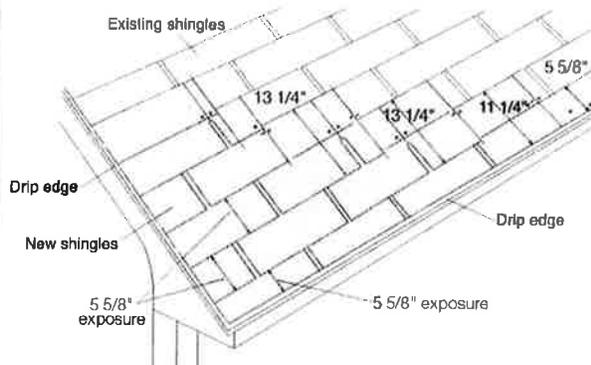
If re-roofing over an existing roof where new flashing is required to protect against ice dams (freeze/thaw cycle of water and/or the backup of water in frozen or clogged gutters), remove the old roofing to a point at least 24 in. beyond the interior wall line and apply TAMKO's Moisture Guard Plus® waterproofing underlayment. Contact TAMKO's Technical Services Department for more information.

Measurements will vary when nesting over an existing 5 in. exposure single roof: Call TAMKO Technical Services for further information.

The nesting procedure described below is the preferred method for re-roofing over existing metric size shingles with a 5-5/8 in. exposure. See description below:

Starter Course: Remove the tabs and an additional portion from the head of a full size shingle so that its height is equal to the exposure of the existing shingles. Position the resulting strip over the existing roof edge (with the factory-applied adhesive strip along the eaves). Cut approximately 6 in. from the rake end and apply the remaining portion at the eaves. Continue the starter strip by applying full length shingle strips cut to height as above, evenly along the existing roof at the eaves. **The existing roof should overhang the eaves far enough to carry water off into the gutter. If this is not the case, cut and apply the starter strip so that it will provide sufficient overhang for proper drainage.**

First Course: Remove an amount from the butt edge of a full-size shingle so that the remaining portion of the shingle fits between the butts of the existing third course. This course must also be applied evenly along the eaves edge of the new starter strip.



Second and Succeeding Courses: Remove 10-3/8 in. from the rake end of the first shingle in the second course, and continue with full width shingles for the remainder of the course, placing the top edge of each new shingle against the butt edge of the old shingle in the course above. This method should create an exposure of 5-5/8 in. after the first course. When beginning the succeeding courses continue to follow the Heritage application instructions. (See section 5).

9. VALLEY APPLICATION

Over the shingle underlayment, center a minimum 36 in. wide sheet of Moisture Guard Plus® or a minimum 50 lb. roll roofing in the valley. Nail the underlayment only where necessary to hold it in place and then only nail the outside edges.

IMPORTANT: PRIOR TO INSTALLATION WARM SHINGLES TO PREVENT DAMAGE WHICH CAN OCCUR WHILE BENDING SHINGLES TO FORM VALLEY.

After valley flashing is in place:

- Apply the first course of shingles along the eaves of one of the intersecting roof planes and across the valley.

Note: For proper flow of water over the trimmed shingle, always start applying the shingles on the roof plane that has the lower slope or less height.

- Extend the end shingle at least 12 in. onto the adjoining roof. Apply succeeding courses in the same manner, extending them across the valley and onto the adjoining roof.

- Press the shingles tightly into the valley.

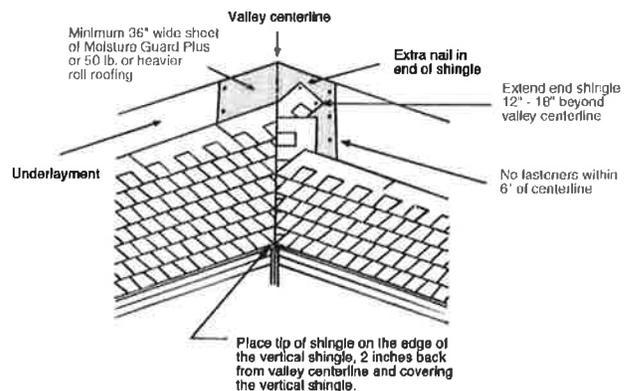
- Use normal shingle fastening methods.

Note: No fastener should be within 6 in. of the valley centerline, and two fasteners should be placed at the end of each shingle crossing the valley.

- To the adjoining roof plane, apply one row of shingles vertically facing the valley and 2 in. back from the valley centerline.

Note: For a neater installation, snap a chalkline over the shingles for guidance.

- To complete the valley, apply shingles on the adjoining roof plane by positioning the tip of the first shingle of each row at the 2 in. point from the centerline where the edge of the vertical shingle has been applied, covering the vertical shingle.



FOR ALTERNATE VALLEY APPLICATION METHODS, PLEASE CONTACT TAMKO'S TECHNICAL SERVICES DEPARTMENT AT 800-641-4691.

(Continued)

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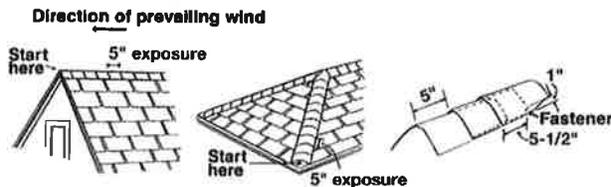
10. HIP AND RIDGE FASTENING DETAIL

Apply the shingles with a 5 in. exposure beginning at the bottom of the hip or from the end of the ridge opposite the direction of the prevailing winds. Secure each shingle with one fastener on each side, 5-1/2 in. back from the exposed end and 1 in. up from the edge.

TAMKO recommends the use of TAMKO Hip & Ridge shingle products. Where matching colors are available, it is acceptable to use TAMKO's Elite Glass-Seal shingles cut down to 12 in. pieces.

Fasteners should be 1/4 in. longer than the one used for shingles

IMPORTANT: PRIOR TO INSTALLATION, CARE NEEDS TO BE TAKEN TO PREVENT DAMAGE WHICH CAN OCCUR WHILE BENDING SHINGLE IN COLD WEATHER.



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It all starts with an understanding of what's most important to homeowners and supplying you with the products and services to meet their needs.

We call it TAMKO Complete:

- The right cut to express their individual style
- The right color to enhance the curb appeal of their homes
- The right coverage to help provide beauty and protection

Addressing each of these concerns in a way no one else does makes it easier for you to satisfy customers and gain a business edge with every job.

This is what makes the TAMKO Difference.

The promise of professional-grade products.

TAMKO
BUILDING PRODUCTS

HELP PROVIDE GREATER CUSTOMER SATISFACTION WITH THE TAMKO® DIFFERENCE.



IT IS EASY TO CHOOSE THE RIGHT CUT, COLOR AND COVERAGE. TAMKO® COMPLETE.

TAMKO addresses what's important to homeowners by offering shingles featuring a powerful combination of cut, color and coverage to help give them the look they want and the protection they need.

VERTICAL INTEGRATION IS THE KEY

We believe that a better process provides a better end product. That's why TAMKO® is a vertically integrated company, owning and operating several of our own raw material plants.

From fiberglass mats and asphalt refining to final shingle production, maintaining greater control over the entire manufacturing process enables TAMKO to:

- Produce high-quality products.
- Back products such as Heritage® with the industry's longest available up-front protection—the critical period of time during which both materials and the labor to install them is covered at 100% (labor does not include tear off, removal or disposal). See TAMKO's Limited Warranty for complete details.



QUALITY IS TOP-OF-MIND

TAMKO administers a comprehensive Six Sigma program across the entire company. This business strategy and management philosophy emphasizes the urgent pursuit of perfection and results in high-quality products for our customers.

- Based on the total quality management principles of Dr. W. Edwards Deming
- Incorporates a "voice of the customer" process to capture feedback and respond with excellent service and product quality



HOMEOWNER SATISFACTION IS THE ULTIMATE GOAL

A 2012 roofing industry contractor survey shows roofing purchase decisions are based on three main factors:

- Shingle Style
- Shingle Color
- Shingle Limited Warranty

Addressing homeowners' most important concerns helps to instill confidence that they're making the right choice. And giving you easy ways to do it is what TAMKO is all about.

Source: NABE Communications' Roofing Contractor Survey 2012

EASY TO CHOOSE THE RIGHT CUT

- Offering a variety of popular shingle cuts enables homeowners to add their own signature to the look of their roofs.
 - Heritage® Vintage® shingles create a distinctive look with their striking cuts and angular lines
 - Heritage® Woodgate® shingles feature a wider cut that conveys a rugged yet refined wood-shake look
 - Heritage® Premium, Heritage and Heritage 81 shingles create classic wood-shake beauty
- The Heritage cut application method helps to add speed and reduce waste—only two cuts are required to start five courses, and pieces that are 8 inches wide or wider can be worked back into the field. See Heritage application instructions for further details.



EASY TO OFFER THE RIGHT COLOR

- Find the colors you want to get the look you want. Heritage Series shingles feature distinct color palettes that range from classic to contemporary to strikingly bold. And all Heritage shingles offer TAMKO's own unique granule mix and distinct color drop that create a random shake-like look across the entire roof.
- In 1995, TAMKO introduced vibrant tones to the roofing industry with the launch of America's Natural Colors,™ perfect for those who seek to add distinction to their roofs with dramatic vibrancy.



EASY TO PROVIDE THE RIGHT COVERAGE

- Heritage® Series shingles come with the longest up-front protection available—the critical period of time during which both materials and the labor to install them are covered at 100% (labor does not include tear off, removal or disposal). See TAMKO's Limited Warranty for complete details.
- TAMKO offers a complete portfolio of roofing products and accessories to provide upstart opportunities, quality and performance.



Focused on meeting the needs of professionals since 1844. For over 70 years, TAMKO has remained focused on meeting the needs of professionals by providing quality products and services that help you thrive in business.



American-owned family company. TAMKO was founded in Joliet, Illinois, upholding the values of integrity, hard work and doing what's right for customers. Today, TAMKO remains a family business with a family mentality that extends to our employees, our facilities and the communities where we are invested.

Roofing Rights
Starting in 2002, TAMKO began elevating its corporate giving strategy and led to the Homeless Youth Connection (HNC) that provides "Roofing Rights" to provide shelter and their families. It's a small price to pay for the opportunity to honor those who have paid the price to protect our freedoms.



Environmental
Once our roofing, we're careful disposed, recycled in the production of our roofing products. In 2012 alone, TAMKO used 242 million pounds of recycled materials.





The promise of professional-grade performance.

Since 1944, building professionals and homeowners have looked to TAMKO® for quality products built to perform. TAMKO offers a full line of building products, including residential and commercial roofing, ventilation, waterproofing, cements and coatings, and composite decking and railing.

Contact a TAMKO Representative

Learn how TAMKO can add value to your roof. Call 1-800-641-4691 to speak to a representative.

Visit Us Online

For more information on our full line of roofing products, visit us at TAMKO.com.



Become a TAMKO Pro

Offer even more up-front protection. Learn more at TAMKOPro.com.

TAMKO
BUILDING PRODUCTS

tamko.com

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**GREEN LAKE PIPELINE
REPLACEMENT
PROJECT PHASE IV
BID APPROVAL**



CITY OF BLACK HAWK
REQUEST FOR COUNCIL ACTION

SUBJECT: Approval of Green Lake Pipeline Replacement Project Phase IV Bid.

RECOMMENDATION: If City Council chooses to approve the award of the Green Lake Pipeline Replacement Project Phase IV bid, the recommended motion is as follows:

“Approve the Bid Amount with Davis Custom Welding in the amount of \$78,290.00 to construct the Green Lake Pipeline Replacement Project Phase IV”

SUMMARY AND BACKGROUND OF SUBJECT MATTER: The 270 AF Green Lake was purchased in 2008 and is jointly owned with Clear Creek County. The City’s share of the reservoir storage is 63% and the County’s share is 37%. In 2010, the reservoir pump station, outflow pipeline, and the first phase (1400 feet) of the inflow pipeline replacement were completed. In 2012, the second phase of the pipeline project (630 feet) was completed. In 2013, the third phase of the pipeline project (315 feet) was completed. The inflow pipeline is approximately 3,000 feet in length and delivers water from Leavenworth Creek to Green Lake. This Project is the continuation of the Green Lake inflow pipeline replacement and consists of 315 feet. After this project, approximately 300 feet of pipeline remain to complete the entire pipeline. The project was advertised in the City’s newspaper of record. Only one contractor attended the Pre-Bid meeting and submitted a responsive bid. Black Hawk will administer the contract, make payments to the contractor, and Clear Creek County will reimburse the City for their share of the project. The City’s share will be \$49,323.00 and the County’s share will be \$28,967.00.

One bid was received on May 29, 2014 for the Green Lake Pipeline Replacement Project Phase IV:

Davis Custom Welding	\$78,290.00
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Staff recommends award to Davis Custom Welding. Davis Custom Welding has completed the previous three phases of pipeline work.

FUNDING SOURCE: 501-3151-460.74-29
Water System Improvements Green Lake Pipeline

WORKSHOP DATE: 11-Jun-14

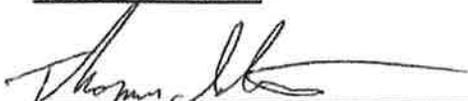
ORIGINATED BY: James R. Ford

STAFF RESPONSIBLE: James R. Ford

PROJECT COMPLETION: 31-Oct-14

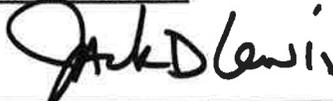
CITY ATTORNEY REVIEW: []Yes []No []N/A INITIALS _____

SUBMITTED BY:



Thomas Isbester, Public Works Director

REVIEWED BY:



Jack Lewis, City Manager