

City of Black Hawk  
City Council Minutes  
April 9, 2014

Senator Jeanne Nicholson rang the bell.

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

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

Staff present: City Attorney Hoffmann, City Manager Lewis, City Clerk Magno, IT Director Young, Assistant to City Manager for Administration Greiner, Community Planning and Development Administrator Linker, Finance Director Hillis, Public Works Director Isbester, and Police Chief Cole.

PLEDGE OF  
ALLEGIANCE:

Mayor Spellman led the meeting in the recitation of the Pledge of Allegiance.

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

4. CONFLICTS OF  
INTEREST:

City Attorney Hoffmann asked Council to declare any Conflicts of Interest on any issue appearing on the agenda this afternoon other than those previous disclosures and conflicts that have already been disclosed and are on file with the City Clerk and Secretary of State. Council declared no conflicts.

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.PRESENTATION:

Senator Jeanne Nicholson presented a tribute to the City from the Colorado State Senate and House of Representatives, commemorating the City on the 150<sup>th</sup> anniversary of its incorporation.

Mayor Spellman accepted the plaque. He showed Senator Nicholson the Heritage Panels and explained that they date from 1864 to present.

5B. PUBLIC COMMENTS: No one came forward to address Council.

6. APPROVAL OF  
MINUTES for  
March 26, 2014

**MOTION TO  
APPROVE**

Alderman Johnson **MOVED** and was **SECONDED** by Alderman Armbright to approve the Minutes of the March 26, 2014 meeting as presented.

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

7. PUBLIC HEARINGS:

- A. Resolution 20-2014,  
A Resolution  
Amending the City of  
Black Hawk 2013  
Budget

Mayor Spellman read the title.

Finance Director Hillis explained the amendment formalized some purchases Council approved last year.

**PUBLIC HEARING:** Mayor Spellman declared a Public Hearing on Resolution 20-2014, A Resolution Amending the City of Black Hawk 2013 Budget open and invited anyone wanting to address the Board either “for” or “against” the proposed resolution to come forward.

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

**MOTION TO  
APPROVE**

Alderman Bennett **MOVED** and was **SECONDED** by Alderman Torres to approve Resolution 20-2014, A Resolution Amending the City of Black Hawk 2013 Budget.

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

- B. Resolution 21-2014,  
A Resolution Conditionally  
Approving the Site  
Development Plan for  
the Property at 201,  
211, and 221 Church  
Street Known as the  
Church Street Properties  
City Annex

Mayor Spellman read the title.

Vince Harris, Baseline, explained this was an application for a site development plan for the new IT building. He stated 211 and 221

were added to the site development plan for the three properties are known as the Church Street City Annex.

Mr. Harris stated there was one condition. The condition is applicable building and electric permits were needed.

**PUBLIC HEARING:** Mayor Spellman declared a Public Hearing on Resolution 21-2014, A Resolution Conditionally Approving the Site Development Plan for the Property at 201, 211, and 221 Church Street Known as the Church Street Properties City Annex open and invited anyone wanting to address the Board either “for” or “against” the proposed resolution to come forward.

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

**MOTION TO APPROVE**

Alderman Armbricht **MOVED** and was **SECONDED** by Alderman Bennett to approve Resolution 21-2014, A Resolution Conditionally Approving the Site Development Plan for the Property at 201, 211, and 221 Church Street Known as the Church Street Properties City Annex.

**MOTION PASSED**

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

8. ACTION ITEMS:

- C. 101 Marchant Street  
Historic Sheds –  
Construction Bids

Mayor Spellman read the title.

Jessica Killian, Consilium, explained three bids were received. After reviewin, Staff recommends David Peterson Construction, Inc.

**MOTION TO APPROVE**

Alderman Johnson **MOVED** and was **SECONDED** by Alderman Cales to approve 101 Marchant Street Historic Sheds – Construction Bids.

**MOTION PASSED**

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

- D. Second Amendment to  
Scope of Work and  
PEH Architectural  
Fees – IT Facility  
201 Church Street

Mayor Spellman read the title.

Community Planning and Development Administrator Linker explained this was the second amendment for PEH for consulting and design fees. The fees include additional designing.

Administrator Linker stated since the Staff report was written there have been some changes on the parking lot. She explained the Fire Department and City Manager suggested a 14 foot road instead of 12 foot.

Project Manager Reed stated there will be a cost increase for the 14 foot road and rock wall on top of the shotcrete.

Administrator Linker stated Staff recommends approval in the amount of \$15,100.

**MOTION TO APPROVE**

Alderman Cales **MOVED** and was **SECONDED** by Alderman Torres to approve Second Amendment to Scope of Work and PEH Architectural Fees – IT Facility 201 Church Street.

**MOTION PASSED**

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

E. Roadway Easement Agreement – Larkins

Mayor Spellman read the title.

Community Planning and Development Administrator Linker explained some of the rock wall was in the right-of-way. She stated this would clear up the discrepancy.

**MOTION TO APPROVE**

Alderman Cales **MOVED** and was **SECONDED** by Alderman Armbright to approve Roadway Easement Agreement - Larkins.

**MOTION PASSED**

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

9. CITY MANAGER REPORTS:

City Manager did not have anything to report.

10. CITY ATTORNEY:

City Attorney Hoffmann requested an Executive Session regarding pending legislation, pending litigation, and potential litigation.

11. EXECUTIVE SESSION:

**MOTION TO ADJOURN**

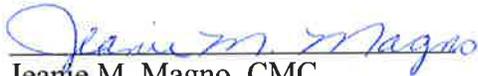
Alderman Bennett **MOVED** and was **SECONDED** by Alderman Johnson to adjourn into Executive Session 3:30 p.m. to hold a conference with the City's attorney to receive legal advice on specific legal questions pursuant to C.R.S. § 24-6-402(b), to determine positions relative to matters that may be subject to negotiations, develop a strategy for negotiations, and/or instruct negotiators, pursuant to C.R.S. § 24-6-402(e), and to consider personnel matters, pursuant to C.R.S. § 24-6-402(f).

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

**MOTION TO RECONVENE** Alderman Armbright **MOVED** and was **SECONDED** by Alderman Bennett at 4:29 p.m.

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

12. ADJOURNMENT: Mayor Spellman declared the Regular Meeting of the City Council closed at 4:30 p.m.

  
\_\_\_\_\_  
Jamie M. Magno, CMC  
City Clerk

  
\_\_\_\_\_  
David D. Spellman  
Mayor