



**City of Black Hawk
City Council**

August 24, 2016

MEETING MINUTES

Water Department Superintendent Jason Fredericks rang the bell.

1. CALL TO ORDER: The regular meeting of the City Council was called to order on Wednesday, August 24, 2016, at 3:00 p.m. by Mayor Spellman.

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

Staff present: City Attorney Hoffmann, City Manager Lewis, Police Chief Cole, City Clerk/Administrative Services Director Greiner, Finance Director Hillis, Community Planning and Development Administrator Linker, Public Works Director Isbester, Water Department Superintendent Fredericks, and Deputy City Clerk Martin.

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

3. AGENDA CHANGES: Deputy City Clerk Martin confirmed there was one change to the agenda. Item 8C has been resolved and removed from 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. There were no conflicts noted from City Council.

City Attorney Hoffmann asked the audience if there were any objections to any member of Council voting on any issue on the agenda this afternoon. The audience had no objections.

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

6. APPROVAL OF
MINUTES

August 10, 2016.

**MOTION TO
APPROVE**

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

MOTION PASSED

There was no discussion and the motion passed unanimously.

7. PUBLIC HEARINGS:

A. CB19-2016, An Ordinance Approving an Intergovernmental Agreement for the 2016 General Election Between the City of Black Hawk and Gilpin County by the Gilpin County Clerk and Recorder

Mayor Spellman read the title and opened the public hearing.

City Clerk Greiner stated the need to have an Intergovernmental Agreement in order to conduct a coordinated election with Gilpin County on November 8, 2016.

PUBLIC HEARING:

Mayor Spellman declared a Public Hearing on CB19, An Ordinance Approving an Intergovernmental Agreement for the 2016 General Election Between the City of Black Hawk and Gilpin County by the Gilpin County Clerk and Recorder 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 CB19, An Ordinance Approving an Intergovernmental Agreement for the 2016 General Election Between the City of Black Hawk and Gilpin County by the Gilpin County Clerk and Recorder.

MOTION PASSED

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

B. CB20-2016, An Ordinance Submitting a Ballot Question and Setting the Ballot Title Therefor

Mayor Spellman read the title and opened the public hearing.

City Attorney Hoffmann introduced this item and gave a brief background on SB05-152, which limits the City from improving the

community's broadband services. He said this potential second question on the ballot would authorize the City to provide those services at some point in the future, with voter approval.

PUBLIC HEARING:

Mayor Spellman declared a Public Hearing on CB20, An Ordinance Submitting a Ballot Question and Setting the Ballot Title Therefor open and invited anyone wanting to address the Board either "for" or "against" the proposed ordinance to come forward.

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

MOTION TO APPROVE

Alderman Torres **MOVED** and was **SECONDED** by Alderman Armbright to Approve CB20, An Ordinance Submitting a Ballot Question and Setting the Ballot Title Therefor.

MOTION PASSED

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

8. ACTION ITEMS:

A. Resolution 62-2016, A Resolution Awarding a Contract to Master Security Center to Upgrade the Water Department Security and Surveillance System in an Amount Not To Exceed \$43,089.00

Mayor Spellman read the title.

Public Works Director Isbester and Water Department Superintendent Fredericks were present to introduce this item. Isbester said the upgrades would be for all the City's water facilities.

MOTION TO APPROVE

Alderman Bennett **MOVED** and was **SECONDED** by Alderman Johnson to approve Resolution 62-2016, A Resolution Awarding a Contract to Master Security Center to Upgrade the Water Department Security and Surveillance System in an Amount Not To Exceed \$43,089.00.

MOTION PASSED

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

B. Resolution 63-2016, A Resolution Approving the Health and Wellness Reimbursement Policy

Mayor Spellman read the title.

City Manager Lewis explained the current policy of reimbursement for gym memberships, and that a suggestion was made by an employee

recently to expand it to other forms of physical activity that would promote health and wellness. Lewis confirmed that State Park passes would be included, as long as receipts were submitted.

MOTION TO APPROVE

Alderman Johnson **MOVED** and was **SECONDED** by Alderman Armbright to approve Resolution 63-2016, A Resolution Approving the Health and Wellness Reimbursement Policy.

MOTION PASSED

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

C. Resolution 64-2016, A Resolution Amending Resolution No. 18-2016, A Resolution Approving the Site Development Plan and Certificate of Appropriateness for the Ameristar Casino Sprung Building

This item was removed from the agenda.

D. Resolution 65-2016, A Resolution Awarding the Contract for the 2016 Christmas Decorations with Alpine Artisan Studios in the Amount of \$119,000.00

Mayor Spellman read the title.

Public Works Director Isbester explained that this contract would take care of the first half of the holiday season by cleaning, refurbishing, and installing the decorations. He said after the budget session, he will come back with another contract to take down the decorations and store them. He said they were cutting out some of the decorations due to ongoing construction in some areas and the age of some of the items, which date back at least 20 years.

MOTION TO APPROVE

Alderman Moates **MOVED** and was **SECONDED** by Alderman Torres to approve Resolution 65-2016, A Resolution Awarding the Contract for the 2016 Christmas Decorations with Alpine Artisan Studios in the Amount of \$119,000.00.

MOTION PASSED

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

9. CITY MANAGER REPORTS:

City Manager had nothing to report

10. CITY ATTORNEY:

City Attorney Hoffmann had nothing to report, yet wanted to note the oral argument in the case involving other gaming entities on allocations of gaming proceeds took place and an additional briefing was requested. It was noted that City Manager Lewis did attend the hearing.

11. EXECUTIVE SESSION: City Attorney Hoffmann recommended items number 2 and 6 for Executive Session for specific legal questions related to potential legislation and also legal advice regarding a land use issue.

**MOTION TO
ADJOURN INTO
EXECUTIVE
SESSION**

Alderman Bennett **MOVED** and was **SECONDED** by Alderman Johnson to adjourn into Executive Session at 3:10 p.m. to hold a conference with the City's attorney to receive legal advice on specific legal questions, pursuant to C.R.S. § 24-6-402(4)(b) and to consider personnel matters, pursuant to C.R.S. § 24-6-402(4)(f).

MOTION PASSED

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

**MOTION TO
ADJOURN**

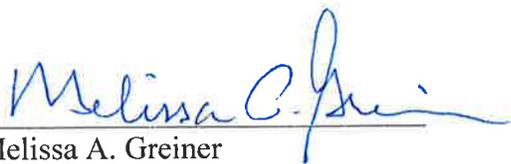
Alderman Bennett **MOVED** and was **SECONDED** by Alderman Torres to adjourn the Executive Session at 4:50 p.m.

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 4:50 p.m.



Melissa A. Greiner
City Clerk



David D. Spellman
Mayor

