



**City of Black Hawk
City Council**

April 13, 2016

MEETING MINUTES

Lynnette Hailey, Historic Preservation Commission Chair, rang the bell.

1. **CALL TO ORDER:** The regular meeting of the City Council was called to order on Wednesday, April 13, 2016, at 3:00 p.m. by Mayor Spellman.

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

Absent: Alderman Johnson.

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, Senior Civil Engineers Ford and Reed, Fire Chief Taylor, and Deputy City Clerk Martin.

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

3. **AGENDA CHANGES:** Deputy City Clerk Martin confirmed there were no agenda changes.

4. **CONFLICTS OF INTEREST:** City Attorney Hoffmann asked Council to declare any Conflicts of Interest on any issue appearing on the agenda this afternoon other than those previous disclosures and conflicts that have already been disclosed and are on file with the City Clerk and Secretary of State. There were no conflicts noted from City Council.

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

5. **PUBLIC COMMENTS:** Deputy City Clerk Martin stated that Patricia Torres had signed up to speak. Mrs. Torres, Black Hawk resident and Vice Chair of the Historic Preservation Commission, had a corsage and boutonnieres to hand out

to Council members, and chose to wait until the swearing in of the incumbents.

6. APPROVAL OF MINUTES

March 23, 2016.

MOTION TO APPROVE

Alderman Bennett **MOVED** and was **SECONDED** by Alderman Armbright to approve the Minutes as presented.

MOTION PASSED

There was no discussion and the motion passed unanimously.

7. SWEARING IN OF INCUMBENTS:

Honorable Judge Ronald W. Carlson swore in Mayor Spellman and then Aldermen Bennett, Moates, and Torres. All signed Oath of Office certificates and posed for photos.

Mrs. Torres then proceeded to thank Council for all their work and, in honor of celebrating the next four years in office, she presented each Alderman and the Mayor with a corsage and boutonnieres made in the Lakota Indian way using natural flowers from the Black Hawk area.

8. PUBLIC HEARINGS:

A. Resolution 23-2016, A Resolution Amending the City of Black Hawk 2015 Budget

Mayor Spellman read the title and opened the public hearing.

Finance Director Hillis said this amendment is to the 2015 budget and relates to bond interest, a capital project in the Water Fund, and closing out the Cemetery Fund to move the money over to the Historic Preservation Fund.

PUBLIC HEARING:

Mayor Spellman declared a Public Hearing on Resolution 23-2016, A Resolution Amending the City of Black Hawk 2015 Budget 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 Torres to Approve Resolution 23-2016, A Resolution Amending the City of Black Hawk 2015 Budget.

MOTION PASSED

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

9. ACTION ITEMS:

A. Resolution 24-2016, A Resolution Approving the Purchase of a Replacement High Pressure Breathing Air Compressor and Fill Station from Centennial Fire and Safety Equipment LLC for the Amount of \$55,372

Fire Chief Taylor explained the need to replace the current 17 year old fill station since it doesn't meet current safety standards. He said the SCBA replacement, compressor and cascade were within the Capital Projects budget, but had to split the two items as the SBCA is out for bid right now through the RFP process. He explained that the proposed new fill station is fully self-contained for safety and is able to increase their bottle fill capability by 50%, as well as their mutual aid partners' needs. He said the installation and electrical upgrade is not included in the price, but he has been working with Public Works on a solution and the amount will still fall within the allocated budget. When asked, Chief Taylor said the old ones could be donated.

MOTION TO APPROVE

Alderman Armbright **MOVED** and was **SECONDED** by Alderman Moates to approve Resolution 24-2016, A Resolution Approving the Purchase of a Replacement High Pressure Breathing Air Compressor and Fill Station from Centennial Fire and Safety Equipment LLC for the Amount of \$55,372.

MOTION PASSED

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

B. Resolution 25-2016, A Resolution Approving a Three Month Extension of the Historic Restoration and Community Preservation Program Project at 401 Chase Street

C. Resolution 26-2016, A Resolution Approving a Three Month Extension of the Historic Restoration and Community Preservation Program Project at 301 High Street

Mayor Spellman combined Action Items B and C and read the titles.

Community Planning and Development Administrator Linker explained that the contractor laid asphalt patches during inclement weather at both properties and they subsequently failed. She said the building permits are ready to expire, so this approval would extend them for three months in order for the contractor to redo the work.

MOTION TO

APPROVE

Alderman Bennett **MOVED** and was **SECONDED** by Alderman Torres to approve Resolution 25-2016, A Resolution Approving a Three Month Extension of the Historic Restoration and Community Preservation Program Project at 401 Chase Street and Resolution 26-2016, A Resolution Approving a Three Month Extension of the Historic Restoration and Community Preservation Program Project at 301 High Street.

MOTION PASSED

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

D. Resolution 27-2016, A Resolution Approving the Title VI Plan for the Black Hawk Central City Tramway Operations

Mayor Spellman read the title.

Public Works Director Isbester stated that as per CDOT requirements to ensure grant recipients meet the Civil Rights portion of the Federal Transit Administration (FTA) regulations, the governing body is to review and approve the Title VI Plan. He added this will also help in showing compliance for any future funding.

MOTION TO APPROVE

Alderman Midcap **MOVED** and was **SECONDED** by Alderman Torres to approve Resolution 27-2016, A Resolution Approving the Title VI Plan for the Black Hawk Central City Tramway Operations.

MOTION PASSED

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

E. Resolution 28-2016, A Resolution Approving the Agreement Between the City of Black Hawk and Davis Custom Welding for Construction of the Green Lake Pipeline Replacement Project Phase VI in an Amount Not to Exceed \$233,405.00

Mayor Spellman read the title.

Senior Civil Engineer Ford was excited to state that this was the last phase of the pipeline project. He said the project completely replaced the entire turn-of-the century riveted steel pipeline from Leavenworth Creek down to Green Lake. He wanted to point out that the City owns 63% of the water in the reservoir and Clear Creek County owns the other 37%. He added that while this completes the pipeline project, there are still other projects at Green Lake, like the headgate project, yet to be completed.

MOTION TO APPROVE

Alderman Armbright **MOVED** and was **SECONDED** by Alderman Bennett to approve Resolution 28-2016, A Resolution Approving the Agreement Between the City of Black Hawk and Davis Custom

Welding for Construction of the Green Lake Pipeline Replacement Project Phase VI in an Amount Not to Exceed \$233,405.00.

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

F. Resolution 29-2016, A Resolution Awarding the Bid and Approving the Construction of the R.A. Clark Emergency Operations Center Project to Roche Constructors, Inc. in an Amount Not to Exceed \$1,662,700.00

Mayor Spellman read the title.

Senior Civil Engineer Reed reminded Council that they had awarded the design contract to Roche Constructors back in July of 2015, with the intent of performing the work as a design/build project. He said Roche has established their Guaranteed Maximum Price (GMP) and has a building permit in hand.

Mayor Spellman pointed out that \$1,500,000 was originally budgeted for and \$1,200,000 is an oversight in the budget to be corrected. Reed did add that originally the plan was for 3,900 square feet and it has been increased to 4,800 square feet to add a break room and increase the size of some of the storage areas.

Public Works Director Isbester said staff will come back before Council with a budget amendment for the additional budget amount.

MOTION TO APPROVE

Alderman Torres **MOVED** and was **SECONDED** by Alderman Moates to approve Resolution 29-2016, A Resolution Awarding the Bid and Approving the Construction of the R.A. Clark Emergency Operations Center Project to Roche Constructors, Inc. in an Amount Not to Exceed \$1,662,700.00.

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

10. CITY MANAGER REPORTS:

City Manager Lewis had nothing to report.

11. CITY ATTORNEY:

City Attorney Hoffmann had nothing to report.

Prior to adjourning into Executive Session, Mayor Spellman wanted to take a moment to thank Paricia Torres for her kind gesture and acknowledged that the City does have a good group that sits on Council and an excellent staff to help make it all work.

12. EXECUTIVE SESSION: City Attorney Hoffmann recommended item number 5 for Executive Session.

**MOTION TO
ADJOURN INTO
EXECUTIVE
SESSION**

Alderman Bennett **MOVED** and was **SECONDED** by Alderman Armbright to adjourn into Executive Session at 3:22 p.m. to hold a conference with the City's attorney to determine positions relative to matters that may be subject to negotiations, develop a strategy for negotiations, and/or instruct negotiators, pursuant to C.R.S. § 24-6-402(4)(e).

MOTION PASSED

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

**MOTION TO
ADJOURN**

Alderman Bennett **MOVED** and was **SECONDED** by Alderman Johnson to adjourn the Executive Session at 4:00 p.m.

MOTION PASSED

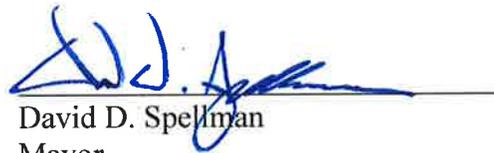
There was no discussion and the motion **PASSED** unanimously.

13. ADJOURNMENT:

Mayor Spellman declared the Regular Meeting of the City Council closed at 4:00 p.m.



Melissa A. Greiner
City Clerk



David D. Spellman
Mayor

