



**City of Black Hawk
City Council**

January 28, 2015

MEETING MINUTES

Mountain-Ear Reporter John Scarffe rang the bell.

1. CALL TO ORDER: The regular meeting of the City Council was called to order on Wednesday, January 28, 2015 at 3:00 p.m. by Mayor Spellman.

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

Staff present: City Attorney Hoffmann, City Manager Lewis, Police Chief Cole, City Clerk/Administrative Services Director Greiner, Public Works Director Isbester, Community Planning and Development Administrator Linker, 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 stated that Action Item 8B had been pulled 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 stated no one had signed up for public comments.

6. APPROVAL OF MINUTES

January 14, 2015.

MOTION TO APPROVE

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

MOTION PASSED

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

7. PUBLIC HEARINGS:

A. CB4, An Ordinance Amending the International Building Code, 2012 Edition, and the International Existing Building Code, 2012 Edition, as Adopted by the City of Black Hawk, by the addition Thereto of a new Sub-Section 18-5 (24) of the Black Hawk Municipal Code regarding Elevators

Mayor Spellman read the title and opened the public hearing.

Community Planning and Development Administrator Linker confirmed that this item was introduced at the January 14 meeting and was advertised as required, staff at this time recommends approval.

PUBLIC HEARING:

Mayor Spellman declared a Public Hearing on CB4, An Ordinance Amending International Building Code, 2012 Edition, and the International Existing Building Code, 2012 Edition, as Adopted by the City of Black Hawk, by the addition Thereto of a new Sub-Section 18-5 (24) of the Black Hawk Municipal Code regarding Elevators.

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 Moates to Approve CB4, An Ordinance Amending the International Building Code, 2012 Edition, and the International Existing Building Code, 2012 Edition, as Adopted by the City of Black Hawk, by the addition Thereto of a new Sub-Section 18-5 (24) of the Black Hawk Municipal Code regarding Elevators.

MOTION PASSED

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

8. ACTION ITEMS:

B. Resolution 8, A Resolution Directing the City Manager to Apply for Local Landmark Designation for the Property Located at 500 Gregory Street and Generally Known as Gregory Monument Park

This item was pulled from the agenda.

C. Resolution 9, A Resolution Approving the Temporary Construction Easement as a condition of the Preservation Easement Agreement for the Rehabilitation of 401 Chase Street Between the City of Black Hawk and Joshua Smith and Mary Keehfuss, Property Owners of 401 Chase Street

Mayor Spellman read the title.

Community Planning and Development Administrator Linker stated that this Temporary Construction Easement was required as per the applicant's Historic Preservation Easement to allow the City to go onto their property to take care of the necessary improvements.

MOTION TO APPROVE

Alderman Armbright **MOVED** and was **SECONDED** by Alderman Johnson to approve Resolution 9, A Resolution Approving the Temporary Construction Easement as a condition of the Preservation Easement Agreement for the Rehabilitation of 401 Chase Street Between the City of Black Hawk and Joshua Smith and Mary Keehfuss, Property Owners of 401 Chase Street.

MOTION PASSED

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

D. Resolution 10, A Resolution Approving the Temporary Construction Easement as a condition of the Preservation Easement Agreement for the Rehabilitation of 301 High Street Between the City of Black Hawk and Lloyd and Christina Larsen, Property Owners of 301 High Street

Mayor Spellman read the title.

Community Planning and Development Administrator Linker said this was the same requirement as the previous Resolution.

MOTION TO APPROVE

Alderman Armbright **MOVED** and was **SECONDED** by Alderman Bennett to approve Resolution 10, A Resolution Approving the Temporary Construction Easement as a condition of the Preservation Easement Agreement for the Rehabilitation of 301 High Street Between the City of Black Hawk and Lloyd and Christina Larsen, Property Owners of 301 High Street.

MOTION PASSED

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

E. Resolution 11, A Resolution Approving the Temporary Construction Easement for the Rehabilitation of 301 High Street Between the City of Black Hawk and Lloyd and Christina Larsen, Property Owners of 311 High Street

Mayor Spellman read the title.

Community Planning and Development Administrator Linker said this Temporary Construction Easement was required in the event the contractor needs to gain access to 301 High Street from the property owners of 311 High Street.

MOTION TO APPROVE

Alderman Torres **MOVED** and was **SECONDED** by Alderman Midcap to approve Resolution 11, A Resolution Approving the Temporary Construction Easement for the Rehabilitation of 301 High Street Between the City of Black Hawk and Lloyd and Christina Larsen, Property Owners of 311 High Street.

MOTION PASSED

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

9 CITY MANAGER REPORTS:

City Manager Lewis had nothing to report.

10. CITY ATTORNEY:

City Attorney Hoffmann had nothing to report.

11. EXECUTIVE SESSION: City Attorney Hoffmann recommended item numbers 2 and 5 for Executive Session.

MOTION TO ADJOURN INTO EXECUTIVE SESSION

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

MOTION PASSED

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

MOTION TO ADJOURN

Alderman Bennett **MOVED** and was **SECONDED** by Alderman Johnson to adjourn the Executive Session at 4:30 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.



Melissa A. Greiner
City Clerk



David D. Spellman
Mayor

