



**City of Black Hawk
City Council**

August 23, 2017

MEETING MINUTES

Alderman Benito Torres rang the bell.

1. **CALL TO ORDER:** The regular meeting of the City Council was called to order on Wednesday, August 23, 2017, at 3:00 p.m. by Mayor Spellman.

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

Staff present: City Attorney Hoffmann, City Manager Lewis, Police Chief Cole, Finance Director Hillis, City Clerk/Administrative Services Director Greiner, Public Works Director Isbester, Community Planning and Development Administrator Linker, 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 confirmed that no one had signed up to speak.

6. APPROVAL OF
MINUTES:

August 9, 2017

**MOTION TO
APPROVE**

Alderman Bennett **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. CB19-2017, An Ordinance Approving a Memorandum of Understanding Between the Colorado Department of Public Health and Environment and the City of Black Hawk for Fire Services to the North Clear Creek Water Treatment Plant

Mayor Spellman read the title and opened the public hearing.

City Manager Lewis introduced this item. He said the Department of Health operates the North Clear Creek Water Treatment Plant and one of their requirements is to have an annual inspection and be under the jurisdiction of the Black Hawk Fire Department.

PUBLIC HEARING:

Mayor Spellman declared a Public Hearing on CB19, an Ordinance approving a Memorandum of Understanding between the Colorado Department of Public Health and Environment and the City of Black Hawk for Fire Services to the North Clear Creek Water Treatment Plant 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 Armbright to approve CB19, an Ordinance approving a Memorandum of Understanding Between the Colorado Department of Public Health and Environment and the City of Black Hawk for Fire Services to the North Clear Creek Water Treatment Plant.

MOTION PASSED

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

8. ACTION ITEMS:

A. Resolution 55-2017, A Resolution Approving the Second Addendum to the Professional Services Agreement with WL Contractors, Inc.

Mayor Spellman read the title.

Public Works Director Isbester explained that when CDOT widened the highway below lower Main Street they put in additional street lights and have determined that the meter which runs them is not owned by CDOT or Xcel. He said since the City of Black Hawk pays the electricity for the poles, it was agreed that the City should take ownership of them. The City currently uses WL Contractors to service and maintain their poles, and would like to add the new poles to the agreement.

MOTION TO APPROVE

Alderman Armbright **MOVED** and was **SECONDED** by Alderman Midcap to approve Resolution 55-2017, a Resolution approving the Second Addendum to the Professional Services Agreement with WL Contractors, Inc.

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 number 2 for Executive Session for specific legal questions related to pending litigation and Senate Bill 16-73.

MOTION TO ADJOURN INTO EXECUTIVE SESSION

Alderman Bennett **MOVED** and was **SECONDED** by Alderman Johnson to adjourn into Executive Session at 3:05 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).

MOTION PASSED

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

**MOTION TO
ADJOURN**

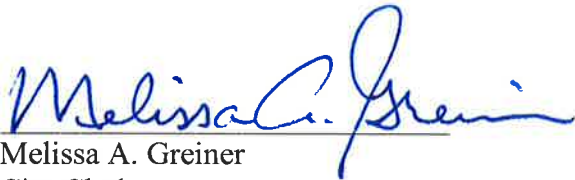
Alderman Bennett **MOVED** and was **SECONDED** by Alderman Johnson to adjourn the Executive Session at 4:05 p.m.

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 4:05 p.m.



Melissa A. Greiner
City Clerk



David D. Spellman
Mayor

