



**City of Black Hawk  
City Council**

**December 13, 2017**

**MEETING MINUTES**

David Grunenwald, Vice-President of Development at Jacobs Entertainment, rang the bell.

1. **CALL TO ORDER:** The regular meeting of the City Council was called to order on Wednesday, December 13, 2017, 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, Fire Chief Taylor, Finance Director Hillis, City Clerk/Administrative Services Director Greiner, Senior Civil Engineers Ford and Reed, Public Works Fleet Superintendent Jackson, Public Works Street Superintendent Schaller, Community Planning and Development Administrator Linker, Permit Technician Beecher, Baseline Engineering Consultants Harris and Hooper, and Deputy City Clerk Martin.

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

Mayor Spellman announced that Alderman Torres was not able to attend the annual Employee Christmas Party where service awards were handed out, so he took a moment to thank Alderman Torres for his service and presented him with his five-year award.

Alderman Armbright wanted to make another announcement, this one for the over thirty years of service to the City of Black Hawk by David Spellman, Mayor and former Alderman. There was a round of applause for both announcements.

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. No conflicts were 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 COMMENT: Deputy City Clerk Martin confirmed that no one had signed up to speak.

6. APPROVAL OF MINUTES: November 8, 2017

**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. PUBLIC HEARINGS:

**A. 2018 Budget Adoption**

- I. Resolution 68-2017, A Resolution Summarizing Expenditures and Revenues for Each Fund and Adopting a Budget for the City of Black Hawk, Colorado for the Calendar Year Beginning on the First Day of January 2018 and Ending on the Last Day of December 2018, and Appropriating Sums of Money to Various Funds and Spending Agencies in the Amount, and for the Purposes Set Forth within the Attached 2018 Budget
- II. CB24, An Ordinance Levying General Property Taxes for the Year 2017 to Help Defray the Costs of Government for the City of Black Hawk, Colorado for the 2018 Budget Year

Mayor Spellman read the titles and opened the public hearings. City Attorney Hoffmann added that both items under Public Hearing Item A are being addressed by this one public hearing.

Finance Director Hillis introduced this item. He reminded Council that they saw the preliminary proposed budget back in October. Since that time a few changes were made that have already been discussed and incorporated into the budget, but he provided a summary sheet for Council to review. Most notably was the change in Device Fee revenues due to the implementation of the new tax for live table games that was just passed from the November election. Hillis said there were smaller

changes as well to the General Fund, Transportation Fund, and the Water Fund shows an increase in expenses for work at Georgetown Lake.

Alderman Midcap had a question about separating out the Chase Street expenses similar to what was done for Maryland Mountain, so it doesn't get forgotten. Mayor Spellman confirmed that the \$400,000 budgeted for underground utilities is strictly for Chase Street. City Manager Lewis added that it is to underground the electric only and then to plan out the rest of the street. Hillis said that projects like these are tracked internally by project numbers.

**PUBLIC HEARING:**

Mayor Spellman declared a Public Hearing on Resolution 68-2017, a Resolution summarizing expenditures and revenues for each fund and adopting a budget for the City of Black Hawk, Colorado for the calendar year beginning on the first day of January 2018 and ending on the last day of December 2018, and appropriating sums of money to various funds and spending agencies in the amount, and for the purposes set forth within the attached 2018 Budget, and on CB24, an Ordinance levying General Property Taxes for the year 2017 to help defray the costs of government for the City of Black Hawk, Colorado for the 2018 Budget Year open and invited anyone wanting to address the Board either "for" or "against" the proposed resolution and 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 Resolution 68-2017, a Resolution summarizing expenditures and revenues for each fund and adopting a budget for the City of Black Hawk, Colorado for the calendar year beginning on the first day of January 2018 and ending on the last day of December 2018, and appropriating sums of money to various funds and spending agencies in the amount, and for the purposes set forth within the attached 2018 Budget, and CB24, an Ordinance levying General Property Taxes for the year 2017 to help defray the costs of government for the City of Black Hawk, Colorado for the 2018 Budget Year.

**MOTION PASSED**

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

**B. CB25, An Ordinance Adopting the City of Black Hawk 2018 Compensation Plan**

Mayor Spellman read the title and opened the public hearing.

City Clerk/Administrative Services Director Greiner introduced the 2018 Compensation Plan. She said the conducted survey produced a

3.6% increase across the board for all eligible employees, based on the average of the 13 survey cities the City uses for same positions. Alderman Midcap had a question about the criteria used. Greiner explained the process.

**PUBLIC HEARING:**

Mayor Spellman declared a Public Hearing on CB25, an Ordinance adopting the City of Black Hawk 2018 Compensation Plan 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 Armbright **MOVED** and was **SECONDED** by Alderman Johnson to approve CB25, an Ordinance adopting the City of Black Hawk 2018 Compensation Plan.

**MOTION PASSED**

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

**C. CB26, An Ordinance Amending Article IX of Chapter 4 of the Black Hawk Municipal Code by the Addition Thereto of a New Section 4-208 to Implement a New Category of Occupational Tax for Table Games Conducted by Live Dealers as Approved by the City of Black Hawk Voters**

Mayor Spellman read the title and opened the public hearing.

City Attorney Hoffmann said this Ordinance is intended to implement the results from the November election where the voters in Black Hawk approved the ballot question. He added it would go into effect on January 1, 2018.

**PUBLIC HEARING:**

Mayor Spellman declared a Public Hearing on CB26, an Ordinance amending Article IX of Chapter 4 of the Black Hawk Municipal Code by the addition thereto of a new Section 4-208 to implement a new category of Occupational Tax for table games conducted by live dealers as approved by the City of Black Hawk voters 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 Bennett **MOVED** and was **SECONDED** by Alderman Torres to approve CB26, an Ordinance amending Article IX of Chapter 4 of the Black Hawk Municipal Code by the addition thereto of a new

Section 4-208 to implement a new category of Occupational Tax for table games conducted by live dealers as approved by the City of Black Hawk voters.

**MOTION PASSED**

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

**D. CB27, An Ordinance Amending Chapter 6, Article XVIII, of the Black Hawk Municipal Code to Impose a Requirement for a Minimum Number of Operating Hours on Retail Marijuana Establishments**

Mayor Spellman read the title and opened the public hearing.

City Attorney Hoffmann introduced this item. He said the nature of this Ordinance was to place minimum operating hour requirements on licensed retail marijuana businesses within the City. Currently, he explained, when an applicant submits an application for a license they are required to show the needs and desires of the neighborhood and since the City of Black Hawk is a compressed neighborhood, setting this requirement would cause those licensees to have to be open, and would allow Council clearer insight on whether or not existing licensees are operating, when required to approve or deny any future applications.

**PUBLIC HEARING:**

Mayor Spellman declared a Public Hearing on CB27, an Ordinance amending Chapter 6, Article XVIII, of the Black Hawk Municipal Code to impose a requirement for a minimum number of operating hours on retail marijuana establishments 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 Johnson to approve CB27, an Ordinance amending Chapter 6, Article XVIII, of the Black Hawk Municipal Code to impose a requirement for a minimum number of operating hours on retail marijuana establishments.

**MOTION PASSED**

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

**E. CB28, An Ordinance Approving the Intergovernmental Agreement Between the City of Black Hawk and the Gilpin Ambulance Authority Regarding Maintenance of the Authority's Ambulances**

Mayor Spellman read the title and opened the public hearing.

Fleet Superintendent Jackson was available to answer any questions. Alderman Johnson said this agreement was just approved by the Gilpin Ambulance Authority this morning at their regular meeting and they really appreciated the labor rate staying the same.

**PUBLIC HEARING:**

Mayor Spellman declared a Public Hearing on CB28, an Ordinance approving the Intergovernmental Agreement between the City of Black Hawk and the Gilpin Ambulance Authority regarding maintenance of the Authority's ambulances 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 Bennett **MOVED** and was **SECONDED** by Alderman Armbright to approve CB28, an Ordinance approving the Intergovernmental Agreement between the City of Black Hawk and the Gilpin Ambulance Authority regarding maintenance of the Authority's ambulances.

**MOTION PASSED**

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

**F. 131 Main Street**

- I. Resolution 69-2017, A Resolution Conditionally Approving the Minor Subdivision Plat Titled Canyon Black Hawk Subdivision Filing #1

Mayor Spellman read the title and opened the public hearing.

Baseline Engineering Consultant Harris introduced this item and went over a few slides of their presentation. The site in question is between the Dakota site to the east, which recently received approval and is in the process of being excavated to create a new parking lot, and the previous Canyon Casino building to the west. He said the subdivision plat eliminates the 38 original Black Hawk lots to create one lot titled Canyon Black Hawk Subdivision Filing No. 1. The lot is in the Gold District zone. He said the applicant, Jacobs Entertainment, has been working with City Attorney Hoffmann and the Subdivision Improvement Agreement (SIA) is now signed and ready to be approved by Council. He said the SIA contains two exhibits, one for mass excavation, and the other for public improvements along Main Street. Staff recommends approval of Resolution 69-2017 with two conditions: minor red lines needed on the plat, including vacating two easements the City doesn't need anymore, and the applicant to pull an excavation permit prior to any work taking place. City Attorney Hoffmann

confirmed that if approved, Resolution 69-2017 only authorizes the excavation and creates a legal lot of record.

The applicant was present, but declined the offer to comment at this time.

**PUBLIC HEARING:**

Mayor Spellman declared a Public Hearing on Resolution 69-2017, a Resolution conditionally approving the Minor Subdivision Plat titled Canyon Black Hawk Subdivision Filing #1 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 Bennett to approve Resolution 69-2017, a Resolution conditionally approving the Minor Subdivision Plat titled Canyon Black Hawk Subdivision Filing #1.

**MOTION PASSED**

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

II. Resolution 70-2017, A Resolution Conditionally Approving a Certificate of Appropriateness and Site Development Plan to Construct a Parking Lot, Parking Garage, and Approve Variances from the Zoning Ordinance

Mayor Spellman read the title and noted for the record that there was no resolution in the packet, because staff was recommending continuation of this item based on the information they had as of today, and that if the applicant were to push City Council for a decision today it would be a denial based on the information they have. Mayor Spellman then opened the public hearing.

Baseline Engineering Consultant Harris continued with his slide presentation. He said this project contains eight items, four of which staff is satisfied with: a new 3-level garage to include 302 parking spaces, a surface lot adjacent to the garage for an additional 97 spaces to provide a total of 399 spaces that will connect to the Dakota parking lot currently under construction, so that vehicles can go back and forth through the parking lots, and the excavation of 81,100 cubic yards of earthwork. He said the next four items staff does have concerns with and still require additional details: the finish of the proposed cut slope on the property, the proposed architectural façade, the potential encroachment of the 100-year floodplain, and the two requested zoning variances. He noted that historically, variances in the GOLD District have been granted through a Planned Unit Development (PUD) process,

similar to the Monarch project, but the applicant chose not to submit a PUD. Staff recommends that not all of the City's criteria have been met and a motion to continue the application should be considered until additional issues have been resolved. City Attorney Hoffman asked Harris if staff has the rest of the site wrapped up consistent with Council's direction, could staff make a better determination of compatibility as it relates to the variances. Harris responded yes.

Discussion ensued on the architectural elements of the structure and the surface treatment. Council agreed the design looks very contemporary and it did not look like the applicant used any historical elements as per the design standards. As for the slope cut, Mayor Spellman asked Council if the applicant, who was proposing to match the Dakota sculpted shotcrete only by the upper hillside on the Dakota side behind their garage, were to take the sculpted concrete down to the ground in that corner, would they be satisfied with not requiring the applicant to provide sculpted concrete of the balance behind the garage over to the Canyon building, which staff is recommending, since it really will not change the appearance as it will not be seen from the road, and it would be a good compromise since Council required the entire Dakota site to be sculptured shotcrete at their hearing. Council agreed that was acceptable.

The applicant, Dave Grunenwald, Vice-President of Development for Jacobs Entertainment, was present. He began by addressing the reason why he chose not to submit a PUD application. He believes a PUD should show expected future development, and they do not have any concrete plans at this time for that site. He said their intention was solely to buy the Canyon site, level it, and put in parking. He went on to rationalize their design concept and said they were open to suggestions. Mayor Spellman suggested they view the Lady Luck parking structure to look for those elements in their design, and maybe other material other than so much brick, since this is such a prominent location on Main Street. The sculptured shotcrete all the way down the Dakota site was discussed further as well.

Bob Schnautz, of River Studio Architects in Golden, was present on behalf of the applicant to help discuss the façade design and the front setback and landscape variances sought.

Mayor Spellman was confident that the applicant will work with staff to get the floodplain issue and variances resolved. City Attorney Hoffmann recommended continuing the application to a date certain to prevent noticing for the public hearing again.



**MOTION TO CONTINUE**

Alderman Midcap **MOVED** and was **SECONDED** by Alderman Moates to continue Resolution 70-2017, a Resolution conditionally approving a Certificate of Appropriateness and Site Development Plan to construct a parking lot, parking garage, and approve variances from the Zoning Ordinance to the January 10, 2018 City Council meeting.

**MOTION PASSED**

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

8. ACTION ITEMS:

**A. Resolution 71-2017, A Resolution Adopting the 2018 City of Black Hawk Fee Schedule**

Mayor Spellman read the title.

Finance Director Hillis explained the few changes to the Fee Schedule as shown in the packet.

**MOTION TO APPROVE**

Alderman Armbricht **MOVED** and was **SECONDED** by Alderman Johnson to approve Resolution 71-2017, a Resolution adopting the 2018 City of Black Hawk Fee Schedule.

**MOTION PASSED**

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

**B. Resolution 72-2017, A Resolution Approving an On-Call Professional Services Agreement with SAFEbuilt Colorado LLC**

Mayor Spellman read the title.

Community Planning and Development Administrator Linker is recommending renewal of an on-call services agreement with SAFEbuilt for building inspections, plan reviews and code consulting for the City.

**MOTION TO APPROVE**

Alderman Bennett **MOVED** and was **SECONDED** by Alderman Torres to approve Resolution 72-2017, a Resolution approving an On-Call Professional Services Agreement with SAFEbuilt Colorado LLC.

**MOTION PASSED**

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

**C. Resolution 73-2017, A Resolution Approving Change Order #4 for the St. Charles Carriage House in the Amount of \$229,650.00, for Rock Excavation**

Mayor Spellman read the title.

Senior Civil Engineer Reed introduced this item. He explained that at the time of the bid, pricing was given for rock excavation at 500 cubic yards, and that pricing would also be used as a unit cost in the event of an overage. Now that the rock excavation is done, he said the total was found to be 1,930 cubic yards. This change order is to cover that amount.

**MOTION TO APPROVE**

Alderman Armbricht **MOVED** and was **SECONDED** by Alderman Torres to approve Resolution 73-2017, a Resolution approving Change Order #4 for the St. Charles Carriage House in the amount of \$229,650.00, for rock excavation.

**MOTION PASSED**

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

**D. Resolution 74-2017, A Resolution Approving the Second Addendum to the Agreement for Transit Related Services for the Black Hawk & Central City Tramway for 2018 Between MV Transportation, Inc. and the City of Black Hawk**

Mayor Spellman read the title.

Fleet Superintendent Jackson was available for any questions and confirmed there were no changes.

**MOTION TO APPROVE**

Alderman Bennett **MOVED** and was **SECONDED** by Alderman Moates to approve Resolution 74-2017, a Resolution approving the Second Addendum to the Agreement for transit-related services for the Black Hawk & Central City Tramway for 2018 between MV Transportation, Inc. and the City of Black Hawk.

**MOTION PASSED**

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

**E. Resolution 75-2017, A Resolution Approving a License Agreement Between the City of Black Hawk and Jefferson County Open Space**

Mayor Spellman read the title.

Senior Civil Engineer Ford introduced this item. He said this is in regards to the Church Ditch Augmentation Station, which is within an easement owned by Jefferson County Open Space. The City of Black

Hawk needs to do some maintenance on the station and Jefferson County is requesting this License Agreement in order to access their easement.

**MOTION TO APPROVE**

Alderman Midcap **MOVED** and was **SECONDED** by Alderman Armbright to approve Resolution 75-2017, a Resolution approving a License Agreement between the City of Black Hawk and Jefferson County Open Space.

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

**F. Resolution 76-2017, A Resolution Approving Certain Service Agreements for Calendar Year 2018**

Mayor Spellman read the title.

This item was the annual on-call agreements before Council each year.

**MOTION TO APPROVE**

Alderman Bennett **MOVED** and was **SECONDED** by Alderman Armbright to approve Resolution 76-2017, a Resolution approving certain service agreements for calendar year 2018.

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

**G. Resolution 77-2017, A Resolution Authorizing the Return of Grant-Funded Microwave Equipment**

Mayor Spellman read the title.

Police Chief Cole explained that back in May Council had approved the State taking over the microwave equipment and maintenance at the Silver Gulch Radio Tower, since that time the State has replaced all the equipment. He said since the original equipment was originally paid for by DHS Grant funds, in order to relinquish them for another entity to use, City Council must approve the return.

**MOTION TO APPROVE**

Alderman Bennett **MOVED** and was **SECONDED** by Alderman Moates to approve Resolution 77-2017, a Resolution authorizing the return of Grant-Funded Microwave Equipment.

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

**H. Resolution 78-2017, A Resolution Authorizing the Donation of 11 Kenwood Portable Radios and Associated Equipment to the Timberline Fire Protection District**

Mayor Spellman read the title.

Fire Chief Taylor explained that since Council had approved the purchase of new VHF portable radios a few months back, the Fire Department was able to donate their older model radios to Timberline Fire Protection District. He said this is a similar request to donate Public Works' older model radios to Timberline.

**MOTION TO APPROVE**

Alderman Armbricht **MOVED** and was **SECONDED** by Alderman Torres to approve Resolution 78-2017, a Resolution authorizing the donation of 11 Kenwood Portable Radios and associated equipment to the Timberline Fire Protection District.

**MOTION PASSED**

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

**I. Resolution 79-2017, A Resolution Approving the Sixth Addendum to Personal Services Agreement with 5280 Strategies, LLC**

Mayor Spellman read the title.

This was a housekeeping item.

**MOTION TO APPROVE**

Alderman Moates **MOVED** and was **SECONDED** by Alderman Torres to approve Resolution 79-2017, a Resolution approving the Sixth Addendum to Personal Services Agreement with 5280 Strategies, LLC.

**MOTION PASSED**

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

**J. Resolution 80-2017, A Resolution Adopting the 2018 Holiday Schedule**

Mayor Spellman read the title.

This was another housekeeping item.

**MOTION TO APPROVE**

Alderman Johnson **MOVED** and was **SECONDED** by Alderman Bennett to approve Resolution 80-2017, a Resolution adopting the 2018 Holiday Schedule.

**MOTION PASSED**

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

**K. Resolution 81-2017, A Resolution Adopting the 2018 City Council Regular Meeting Schedule**

Mayor Spellman read the title.

This was another housekeeping item. Alderman Torres suggested keeping the schedule of the 2<sup>nd</sup> or 4<sup>th</sup> meeting for November and December instead of switching it a different week. It was agreed to keep the first meeting in November and December and vacate the second meeting.

**MOTION TO APPROVE**

Alderman Bennett **MOVED** and was **SECONDED** by Alderman Johnson to approve Resolution 81-2017, a Resolution adopting the 2018 City Council regular meeting schedule as amended.

**MOTION PASSED**

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

**L. Resolution 82-2017, A Resolution Approving the 2018 Contract with Pinnacol Assurance for Workers' Compensation Insurance**

Mayor Spellman read the title.

City Clerk/Administrative Services Director Greiner introduced this item and explained the reduction in premiums from 2017 to 2018 of being 15% lower.

**MOTION TO APPROVE**

Alderman Armbright **MOVED** and was **SECONDED** by Alderman Johnson to approve Resolution 82-2017, a Resolution approving the 2018 contract with Pinnacol Assurance for Workers' Compensation Insurance.

**MOTION PASSED**

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

**M. Resolution 83-2017, A Resolution Approving the Proposal from the Colorado Intergovernmental Risk Sharing Agency (CIRSA) for 2018 Property Casualty Coverage**

Mayor Spellman read the title.

City Clerk/Administrative Services Director Greiner said there would be a 3.9% increase over 2017 coverage.

**MOTION TO APPROVE**

Alderman Armbright **MOVED** and was **SECONDED** by Alderman Bennett to approve Resolution 83-2017, a Resolution approving the

proposal from the Colorado Intergovernmental Risk Sharing Agency (CIRSA) for 2018 Property Casualty Coverage.

**MOTION PASSED**

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

9. CITY MANAGER  
REPORTS:

City Manager Lewis addressed two items: one was the annual bonus of 3% that the auditors like to see approved in the minutes. A MOTION was made by Alderman Armbright and **SECONDED** by Alderman Bennett to approve the annual bonus. There was no discussion and the motion **PASSED** unanimously.

The second item was banner approval. Lewis had provided samples of four different banners to choose from each Spring and Winter grouping, only three choices from each could remain. It was decided to remove the bighorn sheep and the orange flower sample.

10. CITY ATTORNEY:

City Attorney Hoffmann had nothing to report.

11. EXECUTIVE  
SESSION:

City Attorney Hoffmann recommended item number 2 only for Executive Session for specific legal questions regarding the results of the legislative audit process.

Mayor Spellman announced that even though Council had decided not to celebrate birthdays, he said there comes a time to celebrate certain milestones and overcoming a lot, so he invited everyone to stay to help celebrate Aldermen Bennett's and Armbright's birthday with cake!

**MOTION TO  
ADJOURN INTO  
EXECUTIVE  
SESSION**

Alderman Bennett **MOVED** and was **SECONDED** by Alderman Johnson to adjourn into Executive Session at 4:18 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 Moates to adjourn the Executive Session at 4:40 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 4:40 p.m.



Melissa A. Greiner, CMC  
City Clerk



David D. Spellman  
Mayor

