



**City of Black Hawk
City Council**

March 22, 2017

MEETING MINUTES

Fire Chief Don Taylor rang the bell.

1. **CALL TO ORDER:** The regular meeting of the City Council was called to order on Wednesday, March 22, 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, City Clerk/Administrative Services Director Greiner, Finance Director Hillis, 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 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. It was noted that Alderman Torres declared a conflict with Action Items 8A and 8B. No other conflicts had been noted from 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:

March 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. Resolution 20-2017, A Resolution Amending the City of Black Hawk 2016 Budget

Mayor Spellman read the title and opened the public hearing.

Finance Director Hillis introduced this item. He said it was an amendment to the 2016 budget to cover the costs of reissuing the bonds for the bond refinance that was done last January.

PUBLIC HEARING:

Mayor Spellman declared a Public Hearing on Resolution 20-2017, A Resolution Amending the City of Black Hawk 2016 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 Torres **MOVED** and was **SECONDED** by Alderman Johnson to Approve Resolution 20-2017, a Resolution Amending the City of Black Hawk 2016 Budget.

MOTION PASSED

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

8. ACTION ITEMS:

A. Resolution 21-2017, A Resolution Approving the License Agreement from the City of Black Hawk to Benito Torres for the Property at 211 Horn Street

B. Resolution 22-2017, A Resolution Approving the Temporary Construction Easement from Benito Torres to the City of Black Hawk for the Property at 211 Horn Street

Mayor Spellman read the titles and confirmed with City Attorney Hoffman that items A and B could have an umbrella motion. He also noted that Alderman Torres had left the dais, as he had previously indicated his conflict of interest.

MOTION TO APPROVE

Alderman Moates **MOVED** and was **SECONDED** by Alderman Bennett to approve Resolution 21-2017, a Resolution Approving the License Agreement from the City of Black Hawk to Benito Torres for the Property at 211 Horn Street and Resolution 22-2017, a Resolution Approving the Temporary Construction Easement from Benito Torres to the City of Black Hawk for the Property at 211 Horn Street.

MOTION PASSED

There was no discussion and the motion **PASSED** unanimously, with Alderman Torres having recused himself from both items.

C. Resolution 23-2017, A Resolution Approving the Temporary Construction Easement from Leon Pohl to the City of Black Hawk for the Property at 241 DuBois Street

Mayor Spellman read the title.

Community Planning and Development Administrator Linker introduced this item and said this Temporary Construction Easement was with the neighboring property to the work being done at 241 DuBois Street, so that current conditions can be documented before and after construction.

MOTION TO APPROVE

Alderman Armbricht **MOVED** and was **SECONDED** by Alderman Bennett to approve Resolution 23-2017, a Resolution Approving the Temporary Construction Easement from Leon Pohl to the City of Black Hawk for the Property at 241 DuBois Street.

MOTION PASSED

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

D. Resolution 24-2017, A Resolution Directing the City Manager to Apply for Local Landmark Designation for the Property Located at 201 Selak Street and Generally Known as the Bobtail Tramway Portal

Mayor Spellman read the title.

Community Planning and Development Administrator Linker explained that every year the Historic Preservation Commission likes to designate one historic landmark in the City, and this year they chose the Bobtail Tramway Portal located behind City Hall. Mayor Spellman provided a brief history of the property.

MOTION TO APPROVE

Alderman Armbricht **MOVED** and was **SECONDED** by Alderman Torres to approve Resolution 24-2017, a Resolution Directing the City Manager to Apply for Local Landmark Designation for the Property

Located at 201 Selak Street and Generally Known as the Bobtail Tramway Portal.

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

E. Resolution 25-2017, A Resolution Approving a Personal Services Agreement Between the City of Black Hawk and Grapes & Sons Excavating, LLC for On-Call Services

Mayor Spellman read the title.

Public Works Isbester introduced this item and said it was for on-call services.

MOTION TO APPROVE

Alderman Midcap **MOVED** and was **SECONDED** by Alderman Moates to approve Resolution 25-2017, a Resolution Approving a Personal Services Agreement Between the City of Black Hawk and Grapes & Sons Excavating, LLC for On-Call Services.

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

9. CITY MANAGER REPORTS:

City Manager Lewis stated that the City had extended their lease with PCL Construction to include the Carbis House. He said they are currently leasing the Reeves House and now will add the Carbis House to the lease for an additional \$400/month on a month-to-month basis.

Lewis announced several dates to keep in mind:

April 7 at 11:30 a.m. is Captain Martschinke's retirement party at the Fire House.

May 10 at 1:00 p.m. is a meeting with the County Commissioners, lunch will be provided.

May 18 is the City-Wide Clean-Up Day.

May 24 at 1:00 p.m. is the tour of the new Dory Hill Water Treatment Plant.

10. CITY ATTORNEY: City Attorney Hoffmann had nothing to report.

11. EXECUTIVE SESSION: City Attorney Hoffmann recommended items number 2 and 5 for Executive Session for specific legal issues related to potential legislation.

MOTION TO ADJOURN INTO EXECUTIVE

SESSION

Alderman Bennett **MOVED** and was **SECONDED** by Alderman Johnson to adjourn into Executive Session at 3:13 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**

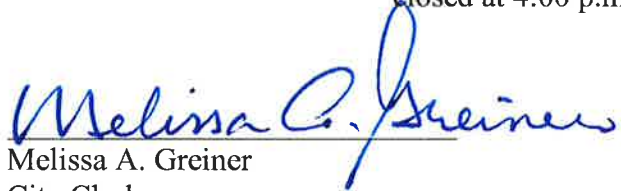
Alderman Bennett **MOVED** and was **SECONDED** by Alderman Johnson to adjourn the Executive Session at 4:00 p.m.


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 4:00 p.m.


Melissa A. Greiner
City Clerk


David D. Spellman
Mayor

