



**City of Black Hawk
City Council**

April 11, 2018

MEETING MINUTES

1. CALL TO ORDER: The regular meeting of the City Council was called to order on Wednesday, April 11, 2018, at 2:30 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, Municipal Court Judge Carlson, Police Chief Cole, Finance Director Hillis, City Clerk/Administrative Services Director Greiner, Public Works Director Isbester, Senior Civil Engineer Ford, and Community Planning and Development Administrator Linker.

3. EXECUTIVE SESSION: City Attorney Hoffmann recommended item number 2 only for Executive Session for specific legal questions related to potential legislation and benefits.

**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).

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

The open, regular session of the meeting reconvened at 3:00 p.m.

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

5. AGENDA CHANGES: City Clerk Greiner confirmed there were no agenda changes.

6. 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.

7. INTRODUCTION OF NEW EMPLOYEES: Fleet Custodian, Joseph Lopez

Fleet Superintendent Steve Jackson introduced the City newest employee and gave brief background on Mr. Lopez. Mr. Lopez was given a hearty welcome by all.

8. PRESENTATION:

Gilpin County Sheriff Bruce Hartman presented the City with a framed map of the Progression of Colorado Counties. Former resident, Roy Blake, made the wooden frame prior to his death.

9. PUBLIC COMMENT:

City Clerk Greiner confirmed that no one had signed up to speak.

10. APPROVAL OF MINUTES: March 14, 2018

MOTION TO APPROVE

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

MOTION PASSED

There was no discussion and the motion passed with one abstention.

11. SWEARING IN OF THE INCUMBENTS:

Honorable Judge Carlson swore in Alderman Armbright, Alderman Johnson, and Alderman Midcap. All signed Oath of Office Certificates and posed for photos.

12. PUBLIC HEARINGS:

A. Resolution 22-2018, A Resolution Amending the City of Black Hawk 2017 Budget

Mayor Spellman read the title and opened the public hearing.

Finance Director, Hillis introduced this item and explained the amendment covered adjustment to Capital Projects originally budgeted for 2016 and completed in 2017.

PUBLIC HEARING;

Mayor Spellman declared a Public Hearing on Resolution 22-2018, a Resolution Amending the City of Black Hawk 2017 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 Armbricht **MOVED** and was **SECONDED** by Alderman Bennett to approve Resolution 22-2018, a Resolution Amending the City of Black Hawk 2017 Budget, as adopted by the City of Black Hawk.

MOTION PASSED

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

B. Local Liquor Licensing Authority Consideration of a Special Event Liquor Permit for ACF Colorado Chefs Association

Mayor Spellman read the title and opened the public hearing.

City Attorney Hoffmann explained that public hearings for Special Events Permits are scheduled in the event the Local Liquor Licensing Authority receives any objections to the Special Events Permit application. The City has received no objections, so there is no basis to deny, and therefore without any public comment, approval is recommended because there were no comments received prior to the date of the public hearing.

MOTION TO APPROVE

Alderman Bennett **MOVED** and was **SECONDED** by Alderman Torres to approve the Special Event Permit for ACF Colorado Chef’s Association.

MOTION PASSED

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

13. ACTION ITEMS:

A. Resolution 23-2018, A Resolution Approving the License Agreement Between the City of Black Hawk and ACF Colorado Chefs Association

Mayor Spellman read the title.

City Clerk/Administrative Services Director Greiner introduced the License Agreement with Colorado Chefs Association for the use of Crooks Palace for a fundraising event on May 3, 2018.

MOTION TO APPROVE

Alderman Bennett **MOVED** and was **SECONDED** by Alderman Johnson to approve Resolution 23-2018, a Resolution Approving the License Agreement Between the City of Black Hawk and ACF Colorado Chefs Association.

MOTION PASSED

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

B. Resolution 24-2018, A Resolution Authorizing the Disposal of Surplus City Property

Mayor Spellman read the title.

Police Chief Cole introduced the item. Cole explained that after moving into the EOC building that the Police Department determined there are a number of items in need of disposal. Other departments in the City have many items for disposal as well. The request is to allow the City Manager authority to approve disposal of surplus items either through auction or donation.

MOTION TO APPROVE

Alderman Johnson **MOVED** and was **SECONDED** by Alderman Torres to approve Resolution 24-2018, a Resolution Authorizing the Disposal of Surplus City Property.

MOTION PASSED

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

Mayor Spellman noted the mural of Marshal Robert A. Clark is now in place in the EOC building and that it looked very good. Alderman Moates comments on how well the mural looks.

C. Resolution 25-2018, A Resolution Temporarily Rebating City Use Tax on Construction and Building Materials for Residential Projects within the City's Historic Residential Zoning Districts

Mayor Spellman read the title and explained the National Historic Landmark District had been taken out of the title and Historic Residential Zoning Districts was inserted in order to be consistent on how the City defines the residential areas in the Municipal Code and Charter.

MOTION TO APPROVE

Alderman Bennett **MOVED** and was **SECONDED** by Alderman Johnson to approve Resolution 25-2018, a Resolution Temporarily Rebating City Use Tax on Construction and Building Materials for Residential Projects within the City's National Historic Landmark District.

MOTION PASSED

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

D. Resolution 26-2018, A Resolution Temporarily Rebating City Sales Tax on Retail Items Delivered to City Residential Properties for Personal Consumption and Use

Mayor Spellman read the title.

MOTION TO APPROVE

Alderman Bennett **MOVED** and was **SECONDED** by Alderman Johnson to approve Resolution 26-2018, a Resolution Temporarily Rebating City Sales Tax on Retail Items Delivered to City Residential Properties for Personal Consumption and Use.

MOTION PASSED

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

E. Resolution 27-2018, A Resolution to Encourage Diversification of the City's Local Economy by Extending the Waiver of Use Tax on Renovation Projects

Mayor Spellman read the title.

MOTION TO APPROVE

Alderman Armbright **MOVED** and was **SECONDED** by Alderman Bennett to approve Resolution 27-2018, a Resolution to Encourage Diversification of the City's Local Economy by Extending the Waiver of Use Tax on Renovation Projects.

MOTION PASSED

City Attorney Hoffman explained Resolution 27-2018 is slightly different than in previous year's resolution as it is only incenting renovation of existing space and not maintenance projects. New construction will be considered on a case-by-case basis. There was no further discussion and the motion **PASSED** unanimously.

14. CITY MANAGER
REPORTS:

City Manager Lewis had nothing to report.

15. CITY ATTORNEY:

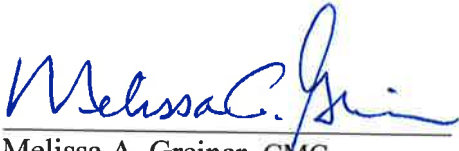
City Attorney Hoffmann had nothing to report.

16. ADJOURNMENT:

Mayor Spellman adjourned the Regular Meeting of the City Council at 3:15 p.m.

**MOTION TO
ADJOURN**

Alderman Bennett **SECONDED** the motion to adjourn the regular meeting at 3:15 p.m.



Melissa A. Greiner, CMC
City Clerk



David D. Spellman
Mayor

